

ORDINANCE NUMBER 03 - 08

**ORDINANCE AMENDING THE VILLAGE
OF EAST DUNDEE MECHANICAL CODE**

WHEREAS, the Village of East Dundee as a non-home rule unit has been granted such statutory powers pursuant to the Illinois Constitution either expressly or as may be impliedly necessary to the accomplishment of the intent of the duties expressly conferred on it by law; and

WHEREAS, the corporate authorities of the Village of East Dundee believe that the public health, safety, morals and welfare of the residents of the Village of East Dundee and those persons who enter the territorial jurisdiction of the Village would best be served by making the following amendment to the Mechanical Code.

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:

Section One. That the Mechanical Code of the Village of East Dundee, Chapter 5, **1998 International Mechanical Code**, Section 507, Subsection 507.2,

Under "Exception" be amended to add the following additional language:

To apply to Type II Hoods only:

- A. When food preparation equipment is to be used in a space not exceeding 500 square feet in an existing structure with a total indoor seating capacity of not more than 16 persons.

- B. The heating and air conditioning system is supplying air only to the same space.
- C. The proposed equipment is for warming and/or toasting purposes only and the maximum operating temperatures **DO NOT EXCEED** 400 degrees.
- D. There is no other equipment in the same kitchen workspace that by this Code or other areas of the Building Code would require a hood.
- E. The structure or space housing the proposed equipment is not a sit down restaurant or other assembly area for the purpose of food or drink consumption.

Section Two. Severability. If any section, paragraph or provision of this resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

Section Three. Repeal. All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.

Section Four. Publication. This ordinance shall be in full force and effect forthwith upon its adoption, approval and publication in pamphlet form as provided by law.

Adopted this 2nd day of June, 2003, pursuant to a roll call vote as follows:

AYES: Zaeske, Ruffalo, Bartels, Schock, Van Ostenbridge

NAYES: Scarpelli

ABSENT: None

Approved by me this 2nd day of June, 2003.

Roger Ahrens
ROGER AHRENS, President

Published in pamphlet form this 4th day of June, 2003, under the authority of the President and Board of Trustees.

ATTEST:

Jane E. Theis
JANE THEIS, Village Clerk

Recorded in the Village Records on June 4th, 2003.

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