

**ORDINANCE AMENDING THE BUILDING CODE, TITLE 4
AS SET FORTH IN THE VILLAGE CODE
TO ADD REGULATIONS ALLOWING OCCUPANCY OF AN EXISTING RESIDENCE DURING
CONSTRUCTION OF A REPLACEMENT RESIDENTIAL STRUCTURE**

WHEREAS, the Village of Barrington Hills (hereinafter the "Village") is a duly organized and existing Illinois home rule municipality pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*; and

WHEREAS, the Village of Barrington Hills is authorized and empowered, under the Municipal Code and the Code of Ordinances of the Village of Barrington Hills, to adopt regulations applicable to building within the Village; and

WHEREAS, in furtherance of this authority, the Village Board of Trustees has previously adopted a Building Code, as codified as Title 4 in the Village Municipal Code; and

WHEREAS, the existing Building Code is interpreted to not allow the continued occupancy of an existing single family residence during the construction of a new single family residence on the same property; and

WHEREAS, on certain properties, circumstances are deemed to exist where it would be possible for continued occupancy of an existing single family residence during construction of a new, replacement single family residence, which prompted staff to recommend an amendment to the Building Code by adoption of a new chapter 7, which sets forth the regulations for construction and demolition in such circumstances; and

WHEREFORE, the Village President and Board of Trustees have reviewed the proposed Title 4, Building Regulations, Chapter 7 New Construction/Demolition, as attached hereto as Exhibit A, and based on the recommendations of staff, deem it prudent and necessary to adopt Chapter 7 as an amendment to Title 4, Building Regulations of the Village Code.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Barrington Hills, Cook, Kane, Lake and McHenry Counties, Illinois, as a home rule municipality, the following:

SECTION ONE: That the forgoing recitals are hereby incorporated by reference as if fully set forth herein.

SECTION TWO: That building regulations relative to new construction/demolition shall be adopted to allow for continued occupancy of a residential structure during construction of a new/replacement single family residential structure on terms and conditions as set forth in Chapter 7, as set forth herein in Exhibit A, to be added to Title 4, Building Regulations.

SECTION THREE: That all other ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance, are, to the extent of such conflict, expressly repealed.

SECTION FOUR: That this Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

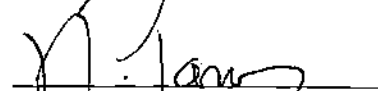
Ayes: 5 Nays: 0 Absent: 2

PASSED AND APPROVED by the President and Board of Trustees of the Village of Barrington Hills, this 28th day of January, 2019.

APPROVED:


Village President

ATTEST.


Village Clerk