

VILLAGE OF MILLINGTON  
KENDALL AND LASALLE COUNTIES, ILLINOIS

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ORDINANCE NO. 05-D1-2021

“AN ORDINANCE ADOPTING A BUILDING CODE AMENDMENT  
CONCERNING POLE BUILDING STRUCTURES”

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PASSED AND APPROVED BY THE

VILLAGE BOARD OF THE

VILLAGE OF MILLINGTON

THIS 10<sup>th</sup> DAY OF May, 2021

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Published in pamphlet form by authority of the Village Board of the Village of Millington,  
Kendall and LaSalle Counties, Illinois, this 10<sup>th</sup> day of May, 2021.

**AN ORDINANCE ADOPTING A BUILDING CODE AMENDMENT  
CONCERNING POLE BUILDING STRUCTURES**

**WHEREAS**, the Village of Millington (“Village”) is an Illinois municipal corporation organized and operating under the Constitution and laws of the State of Illinois, including the Illinois Municipal Code (65 ILCS 5/11-1-1, *et seq.*) (“Code”); and

**WHEREAS**, the Code (65 ILCS 5/11-30-1, *et seq.*) authorizes the Village to regulate and control the construction, alteration, and maintenance of buildings and structures, parts thereof, and systems therein; and

**WHEREAS**, the Code (65 ILCS 5/11-8-1 through 5/11-8-6) authorizes the Village to regulate fire safety; and

**WHEREAS**, the Code (65 ILCS 5/11-30-4; 65 ILCS 5/1-3-5) authorizes the Village to regulate the strength and manner of construction of all structures, including, without limitation, by adopting local amendments to nationally-recognized codes; and

**WHEREAS**, pursuant to its authority under the Code (65 ILCS 5/1-3-2), the Village previously adopted by reference building and property maintenance codes prepared by nationally recognized technical trade or service associations (collectively, and as amended, the “Building Code”); and

**WHEREAS**, the Village now wishes to adopt a Building Code amendment to govern the construction and occupancy of pole building structures in the Village; and

**WHEREAS**, the Village Board finds that adopting this Ordinance is in the Village’s best interests and that doing so will promote the public health, safety, and welfare of the Village, its residents, and businesses;

**NOW, THEREFORE, BE IT ORDAINED** by the Village President and Board of Trustees of the Village of Millington, Kendall and LaSalle Counties, Illinois, as follows:

1. **Recitals.** The foregoing recitals are incorporated as though fully set forth in this Section 1.
2. **Local Building Code Amendment Approved.** Pole building structures that are designed, constructed, permitted to be used, or actually occupied for residential habitation purposes, including, without limitation, pole building structures providing facilities for overnight occupancy, are prohibited.
3. **Ordinance Publicly Available.** The Village Clerk is authorized and directed to make this Ordinance publicly available and post a copy of this Ordinance on the Village’s website.



4. **Superseder.** In the event a conflict exists between the terms of this Ordinance and any other ordinance or resolution of the Village, the terms of this Ordinance shall govern.

5. **Severability.** This Ordinance and every provision thereof shall be considered severable. If any word, phrase, clause, sentence, paragraph, provision, section, or part of this Ordinance is found to be void, unconstitutional, or otherwise unenforceable, all remaining portions of this Ordinance not so declared void, unconstitutional, or unenforceable shall remain in full force and effect.

6. **Penalty.** The penalty for violating this Ordinance shall be \$750.00 for each offense, and each day a violation continues shall constitute a separate offense.

7. **Effective Date.** This Ordinance shall be in effect immediately from and after its passage and approval in the manner provided by law.

Passed by a roll call vote this 10<sup>th</sup> day of May, 2021.

AYES: 6

NAYS: 0

ABSENT: 0

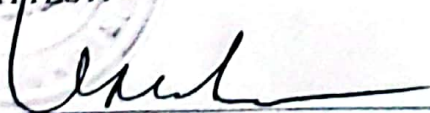
ABSTAIN: 0

Approved this 10<sup>th</sup> day of May, 2021.

VILLAGE OF MILLINGTON

  
\_\_\_\_\_  
Village President Doug Holley

ATTEST:

  
\_\_\_\_\_  
Lenee Kissel, Village Clerk

Filed in the Office of the Village Clerk  
This 10<sup>th</sup> Day of May, 2021.

  
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Lenee Kissel, Village Clerk