

ORDINANCE NO. 1892

AN ORDINANCE AMENDING CHAPTER 5.6, INCLUDING SECTIONS 5.60.010, 5.60.020, 5.60.030, 5.60.040, 5.60.050, 5.60.060, 5.60.070, AND 5.60.080 OF THE CODE OF ORDINANCES OF THE CITY OF CREST HILL, ILLINOIS

WHEREAS, the City of Crest Hill is authorized by Section 11-60-1 of the Illinois Municipal Code to fix the amount, terms, and manner of issuing, regulating, and revoking licenses (65 ILCS 5/11-60-1); and

WHEREAS, the City of Crest Hill has previously exercised said authority by adopting Chapter 5.6 Contractor Licensing, including Sections defining the intent of the ordinance, definitions, license requirements, application requirements, fees, issuance of license, revocation of license, equipment identification and penalties; and

WHEREAS, pursuant to its express authority granted by the Illinois Municipal Code, the City of Crest Hill has from time to time deemed it necessary to amend its Code of Ordinances; and

WHEREAS, the City Council has determined that the City of Crest Hill Code should be amended to eliminate the Contractor Licensing Ordinance as currently required in Chapter 5.6 of the City Code and to adopt in its place a Contractor Registration Ordinance, which would include amending Chapter 5.6, including Sections 5.60.020, 5.60.030, 5.60.040, 5.60.050, 5.60.060, 5.60.070, and 5.60.080; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Crest Hill, Illinois, as follows:

SECTION 1: PREAMBLE. The preamble of this Ordinance is declared to be true and correct and is incorporated by reference as if fully set forth in this Section 1.

SECTION 2: APPROVAL. The Title of Chapter 5.6 of the Crest Hill City Code shall be amended in its entirety, and Sections 5.60.010, 5.60.020, 5.60.030, 5.60.040, 5.60.050, 5.60.060, and 5.60.070 shall be repealed and replaced in their entirety as follows, with Section 5.60.075 remaining unchanged:

CHAPTER 5.6: CONTRACTOR REGISTRATION

Section

- 5.60.010 Intent of chapter
- 5.60.020 Definitions
- 5.60.030 Registration; required
- 5.60.040 Registration; application
- 5.60.050 Registration; fee
- 5.60.060 Registration; issuance

5.60.070 Registration; Cancellation
5.60.075 Equipment identification
5.60.080 Penalties

5.60.010 INTENT OF CHAPTER.

It is the intent of this chapter to provide for an effective means for the city to regulate contractors who operate within the city through registration and to monitor effectively whether such contractors are in compliance with all federal, state, and local law regulating their operation.

5.60.020 DEFINITIONS.

For the purpose of this chapter, the following definition shall apply unless the context clearly indicates or requires a different meaning.

CONTRACTOR. Any person, partnership, or corporation who acts as a general contractor, a contractor or a subcontractor who performs only the type of work that is classified as a trade, including but not limited to (whether or not the type of work qualifies as a trade) the following: carpenter, cement/asphalt contractor, electrical contractor, electrician entering into any kind of electrical construction with a Crest Hill resident or business, lumber, heating and air conditioning contractor, masonry contractor, siding contractor, swimming pool contractor or installer, elevator contractor or installer, remodeling contractor, roofing contractor, garage contractor, excavator, demolition contractor, landscaper, sign installer and fencing installer.

5.60.030 REGISTRATION; REQUIRED.

It is unlawful for any contractor to engage in work in the City of Crest Hill without having first registering with the City according to the requirements listed herein. Registration must be done each calendar year.

5.60.040 REGISTRATION; APPLICATION.

- (A) Application for such registration shall be made to the Building Department, and such application shall contain the following:
- (1) Name of person, joint venture, partnership, corporation, or limited liability company making the application;
 - (2) Address of the applicant, the telephone number of the applicant, and if a corporation or limited liability company, the name of the corporate officer or member or manager, respectively, responsible for the daily operation of the business;
 - (3) A statement of the trade or trades being performed by the applicant;

(4) A statement that the applicant is familiar with all the pertinent City of Crest Hill Ordinances, Codes and Regulations, including building codes, applicable to the business that the applicant is engaged in, and that the applicant agrees to fully comply with the same;

(5) Proof of insurance in the following amounts.

Bodily injury liability.....\$1,000,000
Property injury liability.....\$500,000
Workers' compensation.....As required by the State of Illinois.

(6) The social security number or federal identification number of the applicant.

(7) In the case of electrical, fire alarm, fire suppression, plumbing, or roofing contractors a copy of the requisite state of Illinois or federal professional license pertaining to the type of work performed.

(B) The certificate of insurance evidencing the insurance required under this Code of Ordinances shall provide that no insurance may be cancelled, as set forth in the certificate, may be modified or canceled without 30 days' prior written notice delivered personally or by certified mail, return receipt requested to the City Building Department. If insurance expires, is cancelled, or otherwise lapses during the term of the registration, a renewal certificate must be mailed to the City Building Department, or the registration will be suspended. All insurance companies used by contractors to comply with the provisions of this chapter must maintain a minimum Best A rating.

(C) Any application or certificate of insurance which remains with the City Building Department without follow-up by the applicant or steps to complete the application for a period of 60 days from the date the application was received shall be deemed a withdrawal of the application and may be discarded and any payment returned to the applicant. The applicant may apply again at any time without penalty, provided all requirements of this Ordinance are met and proper payment made.

5.60.050 REGISTRATION; FEE.

Each applicant shall pay an annual fee of \$100 when the application is submitted. The fee shall be due by January 1 of each year. This fee shall not be prorated. The contractor shall not be registered, and no permits will be issued with the listed contractor until the annual fee has been paid.

5.60.060 REGISTRATION; ISSUANCE.

When it appears to the Building Department that an applicant is in compliance with the requirements of 5.60.040 and 5.60.050, the Building Department shall issue the registration forthwith. All registrations will expire on December 31 of each calendar year.

5.60.070 REGISTRATION; CANCELLATION.

- (A) When the Building Department becomes aware that a contractor is in violation of any law, ordinance, or code, the Building Commissioner or their designee shall investigate the alleged violation. If the violation is found to exist, the registration may be cancelled and shall remain so until the violation is abated.
- (B) If the registration is cancelled by the Building Commissioner, the contractor may appeal the cancellation decision by filing a written appeal with the City Council. The appeal shall be filed with the City Clerk, who shall forward it to the City Council. During the time the appeal is with the City Council and before a final decision is rendered by the City Council, the cancellation of the registration shall be stayed. The contractor may appear before the City Council to present reasons as to why the registration should not be cancelled. Upon hearing all evidence, the City Council shall, by majority vote, either uphold or overrule the cancellation decision. If the cancellation is upheld, the contractor's registration shall be cancelled as of the date of the City Council's action. If the cancellation is overruled, the contractor's registration shall remain in full force and effect.

5.60.075 EQUIPMENT IDENTIFICATION.

All wheeled equipment, whether powered or towed, shall have affixed to it in legible lettering plainly visible from a distance of 100 feet the name, business address and business telephone number of the contractor working at the jobsite. If a contractor rents or borrows equipment from another source, the contractor shall firmly affix on a temporary basis the same information.

5.60.080 PENALTIES.

In addition to registration cancellation pursuant to Section 5.60.070, continuing to perform work in the City of Crest Hill without a registration shall be held in violation of this chapter, and shall be fined not less than \$100, but no more than \$750 for each violation. Failing to register with the City shall also constitute a violation of this chapter and shall be subject to a fine of not less than \$100, but no more than \$750 for each violation.

SECTION 3: SEVERABILITY. If any section, paragraph, clause, or provision of this Ordinance is held invalid, the invalidity of such section, paragraph, clause, or provision shall not affect any other provision of this Ordinance.

SECTION 4: REPEALER. All ordinances, resolutions or orders, or parts thereof, which conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed.


SECTION 5: EFFECTIVE DATE. This Ordinance shall be in full force and effect immediately upon its passage and publication according to law.

PASSED THIS 22 DAY OF FEBRUARY, 2022

| | Aye | Nay | Absent | Abstain |
|----------------------------|-------------------------------------|--------------------------|--------------------------|--------------------------|
| Alderman John Vershay | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Alderman Scott Dyke | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Alderwoman Claudia Gazal | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Alderman Darrell Jefferson | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Alderperson Tina Oberlin | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Alderman Mark Cipiti | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Alderman Nate Albert | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Alderman Joe Kubal | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Mayor Raymond R. Soliman | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |


Christine Vershay-Hall, City Clerk

APPROVED THIS 22 DAY OF FEBRUARY, 2022


Raymond R. Soliman, Mayor

ATTEST:


Christine Vershay-Hall, City Clerk