

**VILLAGE OF DOWNERS GROVE
REPORT FOR THE VILLAGE COUNCIL MEETING
AUGUST 6, 2013 AGENDA**

SUBJECT:	TYPE:	SUBMITTED BY:
Resolution Opposing Attempts Mandate Portions of the 2012 NFPA Life Safety Code	<ul style="list-style-type: none"> ✓ Resolution Ordinance Motion Discussion Only 	Michael Baker Deputy Village Manager

SYNOPSIS

A resolution has been prepared that opposes any attempt to mandate the 2012 NFPA Life Safety Code in a manner that undermines local control.

STRATEGIC PLAN ALIGNMENT

The goals for 2011-2018 identified *Exceptional Municipal Services*.

FISCAL IMPACT

N/A

RECOMMENDATION

Approval on the August 6, 2013 Consent Agenda

BACKGROUND

The Office of the State Fire Marshal has proposed rules requiring municipalities to adopt codes equal to or stricter than the 2012 National Fire Protection Association (NFPA) Life Safety Code. Pursuant to the rulemaking, the installation of fire sprinklers would be required in all new single-family dwellings and duplexes, assembly areas where people gather for entertainment purposes, and existing high rises. This requirement will have the effect of removing authority from municipalities to make decisions regarding these fire/life safety requirements in a manner that are most appropriate for each municipality.

The DuPage Mayors and Managers Conference has joined a coalition with the Illinois Municipal League to actively oppose this rulemaking and has asked member municipalities to consider adopting resolutions stating their opposition to these state-wide changes.

ATTACHMENTS

Resolution

RESOLUTION NO. _____

**A RESOLUTION OPPOSING ANY ATTEMPT TO MANDATE
THE 2012 NFPA 101 LIFE SAFETY CODE IN A MANNER
THAT UNDERMINES LOCAL CONTROL**

WHEREAS, the Illinois State Fire Marshal has submitted on June 28, 2013 a proposed rule adopting the 2012 NFPA 101 Life Safety Code; and

WHEREAS, the current adopted code is the 2000 NFPA 101 Life Safety Code; however, modifications were included to lessen the financial burden on homeowners; and

WHEREAS, the Illinois State Fire Marshall has proposed a rule that mandates installation of fire sprinkler systems in new one and two family dwellings and the retrofitting of sprinklers in existing high rises and areas of assembly; and

WHEREAS, the Illinois State Fire Marshal has stated that it is the duty of all local jurisdictions to enforce the NFPA Life Safety Code as adopted by the Office of the State Fire Marshal; and

WHEREAS, the adoption of the 2012 NFPA 101 Life Safety Code will lead to various other unfunded state mandates, escalating costs for local governments, and

WHEREAS, local officials have the best knowledge regarding which building requirements should be adopted and enforced within their community; and

WHEREAS, the Village of Downers Grove opposes the loss of local control through state mandates on issues that are best decided by the local officials elected by the public;

NOW, THEREFORE, BE IT RESOLVED, that the Village of Downers Grove urges the rejection of any attempt by the Illinois State Fire Marshal to adopt the 2012 NFPA 101 Life Safety Code in any such manner that undermines local control and adds substantial financial costs associated with the imposition of the code.

This resolution shall be in full force and effect from and after its passage and approval in a manner provided by law.

Mayor

Passed:

Published:

Attest: _____

Village Clerk