

VILLAGE PRESIDENT  
Seth Speiser

VILLAGE CLERK  
Jerry Menard

VILLAGE TRUSTEES  
Tom Carpenter  
Robert Kaiser  
Dana Miller  
Ray Matchett, Jr.  
Lisa Meehling  
Mike Blaies

VILLAGE TREASURER  
Bryan A. Vogel

# VILLAGE OF FREEBURG

FREEBURG MUNICIPAL CENTER  
14 SOUTHGATE CENTER, FREEBURG, IL 62243  
PHONE: (618) 539-5545 • FAX: (618) 539-5590  
Web Site: [www.freeburg.com](http://www.freeburg.com)

VILLAGE ADMINISTRATOR  
Matt Trout

PUBLIC WORKS DIRECTOR  
Chris Remick

POLICE CHIEF  
Michael J. Schutzenhofer

ESDA COORDINATOR  
Eugene Kramer

VILLAGE ENGINEER  
Tim Pruett, P.E.

VILLAGE ATTORNEY  
Keck Brown, P.C.

## THE PUBLIC CAN PARTICIPATE THROUGH THE ZOOM CLOUD MEETING APPLICATION AND CLICKING ON THE FOLLOWING LINK:

Join URL: <https://us02web.zoom.us/j/4478727673>

**Meeting ID: 447 872 7673**

We ask the public to mute their phone or mic until Public Participation  
If you have any questions, please contact Matt Trout at [mtrout@freeburg.com](mailto:mtrout@freeburg.com)  
Village Hall will be open to the public for this meeting

February 23, 2025

### NOTICE

#### MEETING OF LEGAL AND ORDINANCE COMMITTEE Annexation; Building; Zoning; Subdivision (Miller/Carpenter/Matchett/Meehling)

A Legal and Ordinance Committee Meeting of the Village of Freeburg will be held at the Municipal Center, Executive Board Room, **Wednesday, February 25, 2026, at 5:45 p.m.**

#### LEGAL AND ORDINANCE COMMITTEE MEETING AGENDA

- I. Items to be Discussed:
  - A. Old Business
    - 1. Approval of January 28, 2026 Minutes
    - 2. Zoning Report/Nuisance Properties
    - 3. Development Update
    - 4. FOIA Requests
  - B. New Business
    - 1. Fire Department Inspections
  - C. General Concerns
  - D. Public Participation
  - E. Adjourn

At said Legal and Ordinance Meeting, the Village Trustees may vote on whether or not to hold an Executive Session to discuss the selection of a person to fill a public office [5 ILCS, 120/2 - (c)(3)], litigation [5 ILCS, 120/2 - (c)(11)] personnel [5 ILCS, 120/2 - (c)(1)]; collective negotiating matters between the public body and its employees or their representatives [5 ILCS, 120/2- (c)(2), real estate transactions [5 ILCS, 120/2 - (c)(5)]; discussion of executive session minutes, [5 ILCS-120/2-(c)(21)]; discussion of purchase or lease of real property for the use of the public body, [5 ILCS-120/2-(c)(5)]; or discussion of the setting of a price for sale or lease of property owned by the public body, [5 ILCS-120/2-c)(6)].

VILLAGE PRESIDENT  
Seth Speiser

VILLAGE CLERK  
Jerry Menard

VILLAGE TRUSTEES  
Tom Carpenter  
Robert Kaiser  
Dana Miller  
Ray Matchett, Jr.  
Lisa Meehling  
Mike Blaies

VILLAGE TREASURER  
Bryan A. Vogel

# VILLAGE OF FREEBURG

FREEBURG MUNICIPAL CENTER  
14 SOUTHGATE CENTER, FREEBURG, IL 62243  
PHONE: (618) 539-5545 • FAX: (618) 539-5590  
Web Site: [www.freeburg.com](http://www.freeburg.com)

VILLAGE ADMINISTRATOR  
Matt Trout

PUBLIC WORKS DIRECTOR  
John Tolan

POLICE CHIEF  
Michael J. Schutzenhofer

ESDA COORDINATOR  
Eugene Kramer

VILLAGE ENGINEER  
Tim Pruett, P.E.

VILLAGE ATTORNEY  
Keck Brown, P.C.

Legal and Ordinance Committee Meeting  
(Annexation; Building; Zoning; Subdivision)  
(Miller/Carpenter/Matchett/Meehling)  
Wednesday, January 28, 2026 at 5:45 p.m.

The meeting of the Legal and Ordinance Committee was called to order at 5:57 p.m., by Chairperson Dana Miller on Wednesday, January 28, 2026. Members present were Chairperson Dana Miller, Trustee Tom Carpenter, Trustee Ray Matchett, Trustee Lisa Meehling, Mayor Seth Speiser, Village Clerk Jerry Menard (absent), Trustee Mike Blaies, Trustee Bob Kaiser, Village Administrator Matt Trout, Village Engineer Tim Pruett, Police Chief Mike Schutzenhofer, Public Works Director Chris Remick, Village Attorney Fred Keck, and Office Manager Mary Downen. Guest present: Janet Baechle. There were no guests present via Zoom.

## A. OLD BUSINESS:

1. Approval of December 15, 2025 Minutes: Trustee Tom Carpenter motioned to approve the December 15, 2025 minutes, and Trustee Lisa Meehling seconded the motion. All voting yea, the motion carried.
2. Zoning Report/Nuisance Properties: Village Engineer Tim Pruett said we had 3 occupancy permits and there were no building permits. He and Public Works Director Chris Remick made some progress with the nuisance property on N. Richland St.
3. Development Update: Tim said the new owners of the old Murphy Development north of Dollar General reached out to the mayor and he told them to contact us but have not heard from them. The Murphy's are looking at another property. He has not heard from the Phillips Development on Adele Street in the last couple of months. The Phillips Company is looking to build another storage building on their lot in the Industrial Park. He said according to Adams Auction, 5 commerce drive is under contract but he doesn't know the name of the buyer. He said he is waiting on full plans from The Coffee Pot.
4. FOIA Requests: Reviewed by the committee. Village Attorney Fred Keck discussed recent initiatives regarding FOIA requests. Village Administrator Matt Trout said we are going to start working Laura Gavin into this process on the police side.

## B. NEW BUSINESS:

1. Side By Side Permits: Matt said this was brought up at one of the last meetings. Trustee Lisa Meehling said she has been approached regarding our fees and hours. Matt put together a list of other community's fees and hours. The Board discussed and agreed to keep the inspection fee the same, lower the non-resident fee to \$50, extend the hours to midnight and remove the inclement weather clause.

*Trustee Lisa Meehling motioned to send to the full Board revisions to the Non-Highway Vehicle Ordinance to adjust the non-resident fee to \$50 annually, adjust the hours from 6:00 a.m. to 12:00 a.m. and remove the inclement weather clause, and Trustee Tom Carpenter seconded the motion. All voting yea, the motion carried.*

Legal and Ordinance Committee Meeting  
Wednesday, January 28, 2026

**C. GENERAL CONCERNS:** None.

**D. PUBLIC PARTICIPATION:** None.

**E. ADJOURN:** *Trustee Lisa Meehling motioned to adjourn at 6:21 p.m., and Trustee Tom Carpenter seconded the motion. All voting yea, the motion carried.*



Mary Downen  
Office Manager

	A	B	C
1	Party Requesting Information	FOIA Request	Date of Request
2	Jennifer Woods	Any and all reports from January 2023-December 2025 on a property in Freeburg	1/1/2026
3	Smart Procure	General purchasing records from 8/29/25 to 1/2/26	1/2/2026
4	Metropolitan Reporting Bureau	Traffic/Police Report 25-001574	1/6/2026
5	LexisNexis	Traffic/Police Report - No rpt # issued by St. Clair County	1/8/2026
6	Metropolitan Reporting Bureau	Traffic/Police Report #25-001653	1/13/2026
7	Elizabeth Starks	All arrest records from December 15, 2025 to January 23, 2026	1/24/2026
8	LexisNexis	Traffic/Police Report #25-001153	1/22/2026
9	Laskly & Baier, P.C.	involving/issued to Elite Roofing Professionals & Exteriors LLC from January 1, 2017 - to present; any and all permits applications involving/issued to Blake Middleton from January 1, 2017 to present; any and all documents from your Building and/or Zoning Department, Public Works Department, Water Department or Sewer Department referencing and/or including Blake Middleton	1/27/2026
10	Justin Wenig	All purchase orders and/or payment records for non-person/vendor entitites, such as companies, organizations, or contractors from January 1, 2025 to current date.	1/27/2026
11	Torrin Scheben	Copies of arrest or booking logs for the January - March 2025	1/15/2026
12	BuildZoom	Building permits since 11/24/25	1/19/2026

***DRAFT: FOR DISCUSSION PURPOSES ONLY-NOT FOR ADOPTION***

**FREEBURG FIRE PROTECTION DISTRICT  
ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE TO ADOPT AND INCORPORATE BY  
REFERENCE NFPA 1, FIRE CODE, 2021 EDITION TO REGULATE  
THE CONSTRUCTION, USE, AND OCCUPANCY OF BUILDINGS  
AND STRUCTURES IN THE FREEBURG FIRE PROTECTION DISTRICT,  
ST. CLAIR COUNTY, ILLINOIS**

WHEREAS, the Freeburg Fire Protection District is a duly organized and existing public fire protection district located in St. Clair County, Illinois which is organized and operating pursuant to the Illinois Fire Protection District Act (70 ILCS 705/0.01 et seq.) (herein the "Act");

WHEREAS, Section 11 of the aforesaid Act (70 ILCS 705/11) authorizes the Board of Trustees of the Freeburg Fire Protection District to adopt and enforce Fire Prevention Codes and standards which are parallel to national standards;

WHEREAS, NFPA 1, *Fire Code*, 2021 Edition is a recognized national standard promulgated and copyrighted by the National Fire Protection Association for the purpose of establishing minimum requirements for fire prevention and fire protection systems using prescriptive and performance-related provisions;

WHEREAS, the Board of Trustees of the Freeburg Fire Protection District has determined that it is in the best interest of the residents and property owners of the Freeburg Fire Protection District that the NFPA *Fire Code*, 2021 Edition be adopted to establish standards for the protection of life and property within the District pursuant to the authority of Section 11 of the Illinois Fire Protection District Act (70 ILCS 705/11);

WHEREAS, there is in effect throughout the State of Illinois NFPA 101, *Life Safety Code*, 2015 as adopted and promulgated by the Office of the State Fire Marshal pursuant to the provisions of the Fire Investigation Act (425 ILCS 25) and which the Freeburg Fire Protection District Fire Chief or the delegate of the Fire Chief is charged with enforcing within the District's jurisdiction; and

WHEREAS, the Board of Trustees of the Freeburg Fire Protection District has determined that in addition to enforcement of NFPA 101, *Life Safety Code*, there is a need to have in effect a *Fire Code* to establish a reasonable level of fire and life safety and property protection from the hazards created by fire, explosion, and dangerous conditions.

WHEREAS, the Board of Trustees of the Freeburg Fire Protection District has determined that in order to effectively carry out and administer the purposes of this Ordinance, it is necessary to establish an occupancy permit system for residential structures and a *Fire Code* compliance permit system for nonresidential structures within the Freeburg Fire Protection District to which the *Fire Code* is applicable.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE FREEBURG FIRE PROTECTION DISTRICT AS FOLLOWS:

Section 1. Adoption of NFPA 1, *Fire Code*, 2021 Edition By Reference.

That NFPA 1, *Fire Code*, 2021 Edition, three (3) copies of which are on file in the Office of the Freeburg Fire Protection District being marked and designated as "NFPA 1 *Fire Code* 2021 Edition" as published and copyrighted by the National Fire Protection Association (NFPA) be, and hereby is, adopted, with the exception of those portions of the said *Fire Code* which are not included in the adoption as hereinafter provided, as the *Fire Code* of the Freeburg Fire Protection District for the establishment of minimum requirements for fire prevention and fire protection systems using prescriptive and performance-related provisions and founded on broad based principles making possible the use of new materials and new system designs and which *Fire Code* is adopted including only the following chapters with the denoted amendatory language and provisions:

Chapter 1 Administration, with the following amendments:

1.10.1.1 Membership

1.10.1.1.1 The Board of Trustees of the Freeburg Fire Protection District shall serve as the *Fire Code* Board of Appeals

1.10.1.1.2 [Deleted]

1.10.1.1.3 [Deleted]

1.10.1.1.4 [Deleted]

1.10.1.1.5 [Deleted]

1.10.1.1.5.1 [Deleted]

1.10.1.1.5.2 [Deleted]

1.10.1.1.5.3 [Deleted]

1.10.1.1.6 [Deleted]

1.10.1.1.8 The President of the Board of Trustees of the Freeburg Fire Protection District shall serve as chair of the *Fire Code* Board of Appeals.

1.10.5.2 All meetings and hearings of the *Fire Code* Board of Appeals shall be conducted in accordance with the Illinois Open Meetings Act (5 ILCS 120).

1.16.4 Penalties and Enforcement.

1.16.4.1 Any person who fails to comply with the provisions of this *Code*, fails to carry out an order made pursuant to the *Code*, or violates any condition attached

to a permit, approval, or certificate issued pursuant to this *Code* (a "violation") shall be subject to penalties or enforcement as provided in this Ordinance.

Chapter 2 Reference Publications.

Chapter 3 Definitions.

3.2.2. Authority Having Jurisdiction (AHJ). The Freeburg Fire Protection District.

Chapter 4 General Requirements

Chapter 5 Performance-Based Option

Chapter 6 Classification of Occupancy

Chapter 10 General Safety Requirements

Chapter 11 Building Services

Chapter 12 Features of Fire Protection

Chapter 13 Fire Protection Systems

Chapter 14 Means of Egress

Chapter 15 Fire Department Service Delivery Concurrency Evaluation

Chapter 16 Safeguarding Construction, Alteration, and Demolition Operations

Chapter 17 Wildland Urban Interface

Chapter 18 Fire Department Access and Water Supply

Chapter 19 Combustible Waste and Refuse

Chapter 20 Occupancy Fire Safety

Chapter 21 Airports and Heliports

Chapter 22 Automobile Wrecking Yards

Chapter 23 Cleanrooms

Chapter 24 Drycleaning

Chapter 25 Grandstands and Bleachers, Folding and Telescopic Seating, Tents, and Membrane Structures

Chapter 26 Laboratories Using Chemicals.

Chapter 27 Manufactured Home and Recreational Vehicle sites

Chapter 28 Marinas, Boatyards, Marine Terminals, Piers, and Wharfs

Chapter 29 Parking Garages

Chapter 30 Motor Fuel Dispensing Facilities and Repair Garages

Chapter 31 Forest Products and Biomass Feedstocks

Chapter 32 Motion Picture and Television Production, Studio Soundstages, and  
Approved Production Facilities

Chapter 33 Outside Storage of Tires

Chapter 34 General Storage

Chapter 35 Animal Housing Facilities

Chapter 36 Telecommunication Facilities and Information Technology Equipment

Chapter 37 Fixed Guideway Transit and Passenger Rail Systems

Chapter 38 Cannabis Growing, Processing, or Extraction Facilities

Chapter 39 Wastewater Treatment and Collection Facilities

Chapter 40 Dust Explosion and Fire Prevention

Chapter 41 Welding, Cutting, and Other Hot Work

Chapter 42 Refueling

Chapter 43 Spraying, Dipping, and Coating Using Flammable or Combustible  
Materials

Chapter 44 Solvent Extraction

Chapter 45 Combustible Fibers

Chapter 46 Additive Manufacturing (3D Printing)

Chapter 50 Commercial Cooking

Chapter 51 Industrial Ovens and Furnaces

Chapter 52 Energy Storage Systems

Chapter 53 Mechanical Refrigeration

Chapter 54 Ozone Gas Generating Equipment

Chapter 55 Cleaning and Purging of Flammable Gas Piping Systems

Chapter 60 Hazardous Materials

Chapter 61 Aerosol Products

Chapter 63 Compressed Gases and Cryogenic Fluids

Chapter 64 Corrosive Solids and Liquids

Chapter 65 Explosives, Fireworks, and Model Rocketry

Chapter 66 Flammable and Combustible Liquids

Chapter 67 Flammable Solids

Chapter 68 Highly Toxic and Toxic Solids and Liquids

Chapter 69 Liquefied Petroleum Gases and Liquefied Natural Gases

Chapter 70 Oxidized Solids and Liquids

Chapter 71 Pyrophoric Solids and Liquids

Chapter 72 Unstable (Reactive) Solids and Liquids

Chapter 73 Water-Reactive Solids and Liquids

Chapter 74 Ammonium Nitrate

Chapter 75 Organic Peroxide Solids and Liquids

No other portions, chapters, sections, or content of NFPA 1, *Fire Code*, 2021 Edition are adopted by this Ordinance and only above-listed provisions are applicable to and within the territory comprising the Freeburg Fire Protection District provided, however, that Annex A, Explanatory Material, is included for informational purposes only.

## Section 2. Residential Occupancy Permit System.

A. Residential Occupancy Permit Requirements. Except as otherwise provided herein, it shall be unlawful for the owner or any agent of an owner to occupy or permit the occupancy by any third party of any residential dwelling or dwelling unit within the Freeburg Fire Protection District until such time as an occupancy permit has been issued by the Freeburg Fire Protection District, provided, however, that nothing in this Ordinance shall prohibit the transfer ownership or possession of a dwelling or dwelling unit prior to the issuance of an occupancy permit so long as the requirements of this section are met regarding occupancy.

B. It shall be the responsibility of the owner, seller, lessor, or transferor of any residential property located within the Freeburg Fire Protection District to assure that an occupancy permit will be issued or is issued to any transferee or occupant assuming possession from the owner, seller, lessor, or transferor of the property; and, if necessary, to provide for the

correction of any *Fire Code* violations whether such corrections take place prior to or following a transfer of ownership or possession of the property and before the issuance of an occupancy permit. The foregoing notwithstanding, if the owner, seller, lessor, or transferor provides to the Freeburg Fire Protection District a true and correct copy of this Ordinance to the purchaser, transferee, or lessee, and, thereafter, obtains the purchaser's transferee's, or lessees' written consent to assume full responsibility for obtaining the occupancy permit required by this section, and, if required, to correct any *Fire Code* violations which may exist with respect to the premises under the *Fire Code*, the obligation to correct any such violations prior to the issuance of any occupancy permit shall then be the responsibility of the purchaser, transferee, or lessee.

C. The transfer of possession of a residential dwelling or dwelling unit does not entitle the transferee or possessor of the dwelling or dwelling unit to occupy the dwelling or dwelling unit until an occupancy permit has been issued. No overnight occupancy shall be allowed pending any occupancy permit inspection and the actual issuance of an occupancy permit.

D. The requirement of an occupancy permit shall not apply to transfers of residential real estate in circumstances in which the transferee notifies the Freeburg Fire Protection District, in writing, of the transferee's intent to demolish the structure located on the transferred property within ninety (90) days of the date of transfer of the said real estate. No overnight occupancy shall be allowed within any dwelling or dwelling unit that is subject to this demolition exception.

E. The owner of a residential property may apply for a temporary occupancy permit for the purposes of remodeling, rebuilding, or repairing a structure prior to occupancy so that utilities may be supplied in order to perform the work on the premises. No person shall reside in the structure unless and until a permanent occupancy permit is obtained.

F. For rental properties, landlords and property owners may obtain an interim permit to maintain utility services, if necessary, between periods of tenancy when no one resides in the subject structure. The interim occupancy permit may be issued for up to ninety (90) days subject to renewal for good cause shown.

G. With the exception stated in subsection I below, no person or entity which provides a utility service, such as, but not limited to, natural gas, water, or electricity, shall provide its service to any building or structure, or any addition thereto, or part thereof, that is to be used as a dwelling or dwelling unit until an occupancy permit, temporary occupancy permit, or interim occupancy permit has been issued concerning the dwelling or dwelling unit.

H. The owner or landlord of the dwelling or dwelling unit may, nevertheless, contact the appropriate utility providers to have utilities temporarily transferred to the owner's name in an emergency to prevent damage to the property if utilities are not provided to it. In the event utilities are temporarily transferred to the owner's name in an emergency circumstance, the owner shall have seven (7) business days to obtain an interim permit. If the property owner fails to obtain an interim permit, then after seven (7) business days, the utility provider shall discontinue services to the property. Saturdays, Sundays, and legal holidays are not to be considered business days under this section.

I. Inspections. Upon application for an occupancy permit, the code enforcement officer or his or her agent shall inspect the premises for which the application is made to determine if an occupancy permit may be issued in compliance with the provisions of the *Fire Code*. If the inspection is satisfactory, an occupancy permit will be issued which will be valid

until the next change of ownership or occupancy or until the occupancy permit is revoked as provided herein.

J. This section shall apply to any transfers of dwelling or dwelling units taking place after the effective date of this Ordinance with the exception of those transfers under contract for sale on or before the effective date of this Ordinance.

### Section 3. Nonresidential Permit System

A. With respect to nonresidential structures within the Freeburg Fire Protection District, from and after the effective date of this Ordinance, no such structure, whether commercial, business, industrial, agricultural, or of any other nonresidential type, may be constructed, or modified until a compliance permit has been issued by the Freeburg Fire Protection District in accordance with the requirements of the *Fire Code*. This requirement shall apply to any structure for which a building permit is required by any other authority having jurisdiction (AHJ) for the issuance of such building permits. The permit required by this Section shall be in addition to any requirement for a building permit issued by such other agency having jurisdiction and shall be for the purpose of confirming compliance with the *Fire Code* adopted by this Ordinance.

B. Any person or entity obtaining or intending to obtain a building permit within the District's jurisdiction, shall, prior to the commencement of any construction comply with all of the provisions of the *Fire Code*, as adopted by the District with regard to plan review and approval and inspection prior to the occupancy of any such structure by the person or entity for the purposes of utilizing the structure, including, but not limited to, *Fire Code* Section 1.12, et seq.

C. This section shall apply to any building permits for which an application is made from and after the effective date of this Ordinance.

### Section 4. Administration and Enforcement.

A. The designated administrator of the NFPA 1, *Fire Code* 2021 Edition as adopted by the Freeburg Fire Protection District by this Ordinance shall be the Fire Chief of the Fire Department of the Freeburg Fire Protection District, or the delegate of the Fire Chief, as authorized by the Board of Trustees of the Freeburg Fire Protection District, who shall be responsible for the District's administration and application of an enforcement of the *Fire Code* within the District.

B. The designated enforcement officer of this Code as adopted herein is the Fire Chief of the Freeburg Fire Protection District fire department, or the delegate of the Fire Chief as authorized by the Board of Trustees of the District.

C. Administration of the *Fire Code* will be conducted in accordance with Chapter 1 of the *Fire Code*.

D. In the event that any person or entity commits a violation of the *Fire Code* and fails to comply with an order, directive, or decision of the enforcement officer or the *Fire Code* Board of Appeals, the District may initiate enforcement by a direct action against any such person or entity in the Circuit Court of St. Clair County, Illinois for the purpose of obtaining enforcement of the order or decision resulting from the violation.

E. This Ordinance is complementary to and shall in no manner abrogate or modify the application of NFPA 101 (*Life Safety Code*) as adopted and promulgated by the Illinois State Fire Marshal nor shall it affect the responsibility and authority of the Fire Chief of the Freeburg Fire Protection District fire department or the delegate of the Fire Chief for the enforcement of the *Life Safety Code* in accordance with Section 11m of the Fire Protection District Act (70 ILCS 705/11m).

F. With regard to *Life Safety Code* (NFPA 101) violations, the administrator and enforcement officer shall generally follow the provisions of Section 11(m) of the Illinois Fire Protection District Act (70 ILCS 705/11(m)) which will be implemented as follows:

1) In the event that, upon an inspection or complaint, the enforcement officer ascertains that a condition in a structure within the District is noncompliant with the provisions of the *Life Safety Code* or is found to exist contrary to the provisions of the *Life Safety Code*, the enforcement officer shall order the condition corrected, removed, or remedied by a date certain and shall so notify the owner, occupant, or other interested person in the premises where the condition is found to exist. Service of the notice upon the owner, occupant, or other interested person may be made in person, by certified mail, or by recognized overnight delivery service. If the owner, occupant, or interested person cannot be located by the enforcing officer, the enforcing officer may post the order upon the premises where the noncompliant condition has been found to exist.

2) In the event that the enforcement officer determines that the noncompliant condition found to exist creates a hazardous condition of fire hazard which places persons occupying or present in the premises at risk of imminent bodily injury or serious harm, the enforcing officer may, as part of the order issued above, order that the premises where the condition or hazard exists be immediately vacated and not occupied until the enforcement officer inspects the premises and issues a notice that the dangerous conditions or the fire hazard is no longer present and that the premises may be occupied. An order in this paragraph shall be effective immediately and notice of the order may be given by posting the order at the premises where the dangerous condition of fire hazard exists.

3) An owner, or permit applicant who seeks to appeal the order of the enforcement officer shall do so under the provisions of the *Fire Code* Board of Appeals (Section 1.10 et seq.)

4) In the event an owner, occupant, or interested person fails to comply with an order issued by the enforcement officer or the *Fire Code* Board of Appeals under the foregoing paragraphs, the enforcement officer may refer the order to the State's Attorney of St. Clair County, Illinois with a request that the State's Attorney undertake enforcement of the order through the Circuit Court of St. Clair County. The State's Attorney may seek the issuance of a temporary restraining order, preliminary injunction, or permanent injunction pursuant to the provisions of Article XI of the Code of Civil Procedure (735 ILCS 5/11-101 et seq.), provided, however, that no bond shall be required by the Court under Section 11-103 of the Code of Civil Procedure (735 ILCS 5/11-103) and no awarded damages may be assessed by the Court under Section 11-110 under the Code of Civil Procedure (735 ILCS 5/11-110). Alternatively, the Freeburg Fire Protection District shall initiate and maintain a direct action in the Circuit Court of St. Clair County, Illinois for enforcement of the order or decision.

Section 5. Effective Date. This Ordinance shall be effective as provided in Section 7 of the Illinois Fire Protection District Act (70 ILCS 705/7) ten (10) days after it has been published in a newspaper published in the Freeburg Fire Protection District.

Section 6. At least three (3) copies of the *Fire Code* will be kept at the office of the Freeburg Fire Protection District for the use of the public.

Section 7. Should any part or provision of this Ordinance be found to be void, ineffective, or unenforceable, that finding shall not affect the balance of the Ordinance which shall remain fully effective and enforceable. All ordinances in conflict with this Ordinance are hereby repealed.

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

\_\_\_\_\_  
Secretary of the Board of Trustees of the  
Freeburg Fire Protection District

Approved by the President of the Board of Trustees of the Freeburg Fire Protection District  
this \_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
President of the Board of Trustees of the  
Freeburg Fire Protection District

CERTIFICATE

The undersigned, Secretary of the Board of Trustees of the Freeburg Fire Protection District, a Fire Protection District organized and existing under the laws of the State of Illinois, certifies that on the day and date hereof, he was the duly appointed, acting and qualified Secretary of the Board of Trustees of the said Fire Protection District; that in his capacity as Secretary he is the official keeper of the records, minutes and resolutions of said Fire Protection District and that the document attached hereto is a true and correct copy of Ordinance No. 24-\_\_\_\_ entitled:

AN ORDINANCE TO ADOPT AND INCORPORATE BY REFERENCE NFPA 1, *FIRE CODE*, 2021 EDITION TO REGULATE THE CONSTRUCTION, USE, OR OCCUPANCY OF BUILDINGS AND STRUCTURES IN THE FREEBURG FIRE PROTECTION DISTRICT, ST. CLAIR COUNTY, ILLINOIS

the original of which is part of the official records of the said Freeburg Fire Protection District.

Dated this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Secretary of the Board of Trustees  
of the Freeburg Fire Protection District

The undersigned certifies that on the day and date hereof, he was the duly appointed, qualified and acting President of the Freeburg Fire Protection District; that on the day and date hereof LEE R. SMITH was the duly appointed, qualified and acting Secretary of the said Freeburg Fire Protection District and in such capacity was the keeper of the official records, minutes and resolutions of the said Fire Protection District.

Dated this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
President of the Board of Trustees  
of the Freeburg Fire Protection District