

**ORDINANCE AMENDING THE VILLAGE CODE
OF THE VILLAGE OF BARRINGTON HILLS**

WHEREAS, the Board of Trustees of the Village of Barrington Hills has determined it is in the best interest of the citizens of the Village in order to protect the health, safety and welfare of the Village and its citizens, to amend Sections 4-3-2, 4-3-3 and 4-3-5 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: Section 4-3-2 of the Village Code shall be, and the same is hereby amended to add the following definitions:

BUILDING PERMIT means a permit issued by the Village of Barrington Hills, Illinois for the construction, erection or alteration of a structure or building or redevelopment of a property.

RELEASE RATE means the flow or rate of flow of stormwater draining from a site, measured in cubic feet per second.

WATERSHED means all land drained by, or contributing water to the same stream, lake, stormwater facility, or draining to a point.

Section Two: Section 4-3-3(I) of the Village Code shall be, and the same is hereby amended to read as follows:

- (I) The natural course of drainage and seepage of surface water shall not be altered so as to increase the natural flow of surface water onto adjoining properties at a rate beyond an increase that is incidental to the development of any single property. In the case of redevelopment sufficient measures shall be taken to insure that the existing release rate does not increase. In all cases existing watershed boundaries shall not be altered due to development.

Section Three: Section 4-3-5 of the Village Code shall be, and the same is hereby amended to add subsection (C) as follows, and to re-letter existing subsections (C) and (D) to (D) and (E), respectively:

- (C) Grading Requirements:
 - 1. The highest proposed ground elevation at a building corner shall be no higher than 36" greater than the existing (pre-development) ground elevation at that location except where approved by the Village Engineer. The fill depths are not to exceed 36" in accordance with Section R-603.2 – Site Preparation from the 1979 Edition of the One and Two-Family Dwelling Code (Published by Building Officials and Code Administrators,

International, Inc.). For building tear downs, the highest proposed ground elevation at the new building corner shall be set at the existing ground elevation of the tear down building unless otherwise approved by the Village Engineer.

2. The proposed ground elevation at a building corner may exceed the limit of 36" above existing (pre-development) ground elevations under the following conditions:
 - a. The allowable increase in ground elevation may be further increased by 24" where habitable space and/or sleeping room/bedroom are proposed below finished elevation.
 - b. Where an increase in ground elevation of 36" (or 60" when applying the criteria of Section 4-3-5(C)2a) results in a finished floor elevation that is 12" or more below the finished floor elevations of two or more adjoining properties, an additional increase in proposed ground elevation of up to 12" may be approved by the Village Engineer.
 - c. Where an increase in ground elevation of 36" (or the highest allowable increase in ground elevation when applying the criteria of Sections 4-3-5(C)2a and 4-3-5(C)2b) results in a finished floor elevation that is below the elevation of the adjacent roadway to which drainage is directed, an additional 12" increase in proposed ground elevation may be approved by the Village Engineer.
 - d. The requirements above do not relieve the applicant from meeting the requirements of horizontal setback from watercourses per Section 5-3-9(E) or the vertical separation requirements of Section 4-5.
3. Where the proposed increase in ground elevations exceed the increase allowable under Section 4-3-5(C)1 and 4-3-5(C)2, the applicant shall demonstrate to the satisfaction of the Village Engineer that the proposed release rate is equal to or less than the release rate that would result from meeting the requirements of aforementioned Sections; otherwise the provisions of Section 4-3-6 shall apply.

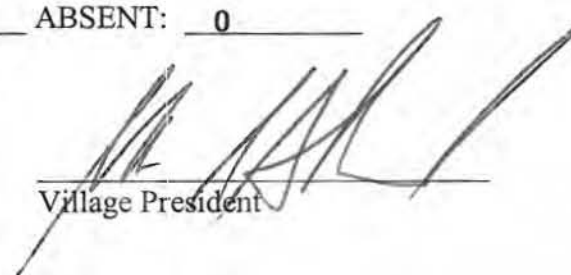
Section Four: Should any part or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of this Ordinance as a whole or any part thereof other than the part declared to be invalid.

Section Five: This Ordinance shall be in full force and effect after its passage, approval and publication in pamphlet form.

Passed this 23rd day of April, 2007.

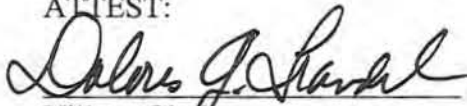
AYES: 7 NAYS: 0 ABSENT: 0

Approved this 24th day of April, 2007.



Village President

ATTEST:



Village Clerk