

Ordinance No. PP 2019-03

ONEKAMA TOWNSHIP
MANISTEE COUNTY, MICHIGAN

AN ORDINANCE TO CREATE THE ONEKAMA TOWNSHIP BUILDING AND CODE ENFORCEMENT DEPARTMENT AND DESIGNATE SUCH DEPARTMENT AS AN ENFORCING AGENCY TO DISCHARGE THE RESPONSIBILITY OF ONEKAMA TOWNSHIP, MANISTEE COUNTY, UNDER THE PROVISIONS OF THE STATE CONSTRUCTION CODE ACT, 1972 PA 230; TO ESTABLISH A CONSTRUCTION BOARD OF APPEALS, AND TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH

The Township of Onekama Ordains:

Section 1. Creation of Department. The Onekama Township Building and Code Enforcement Department is hereby created in Onekama Township. The Township Treasurer will establish a separate enterprise fund for this department in accordance with the standards of the Governmental Accounting Standards Board and in consultation with the Township's auditors.

Section 2. Designation of Enforcing Agency. The Onekama Township Building and Code Enforcement Department is hereby designated as the enforcing agency to discharge the responsibility of Onekama Township under Stille-Derossett-Hale Single State Construction Code Act, being public act 230 of the public acts of 1972, as amended (the "Act"), including specifically, the Building, Electrical, Mechanical, and Plumbing Codes.

Section 3. Assumption of Responsibility. Onekama Township hereby assumes responsibility for administration and enforcement of the Act throughout its corporate limits, except in the Village of Onekama. Nothing in this ordinance shall be construed as prohibiting Onekama Township from hiring or contracting with qualified persons or firms to assist in the fulfillment of the Township's responsibilities under the Act.

Section 4. Construction Board of Appeals. There is hereby created an Onekama Township Construction Board of Appeals pursuant to section 14 of the Act, consisting of three (3) members, to be appointed by the Township Supervisor for terms of two (2) years or until their successors are duly appointed. The Construction Board of Appeals shall have jurisdiction to hear and decide all appeals from the decisions of the enforcing agency, in the manner and circumstances provided by the Act. The Construction Board of Appeals shall adopt rules of procedure not inconsistent with the Act.

Section 5. Repealer. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

Section 6. Effective Date. This ordinance shall be effective on the day following its publication as required by law.

MOTION BY JIM WISNISKI, SECOND BY BOB BLACKMORE TO APPROVE THE ORDINANCE TO TAKE EFFECT IMMEDIATELY UPON APPROVAL.

THOSE VOTING IN FAVOR: Jim Wisniski, Bob Blackmore, LaVonne Beebe, Shelli Johnson, David Meister

THOSE VOTING AGAINST: None

THOSE ABSENT OR ABSTAINING: None

ORDINANCE DECLARED PASSED

David Meister, Township Supervisor

CERTIFICATION

The undersigned Clerk of Onekama Township hereby certifies that the foregoing is a true and accurate copy of the Ordinance adopted by the Onekama Township Board of Trustees at a regular meeting held on the 2nd, day of July, 2019, which meeting was duly noticed and called in accordance with Act 267 of the Public Acts of 1976, as amended.

Shelli Johnson, Township Clerk