

**VILLAGE OF OTISVILLE**  
**CODE ENFORCEMENT ORDINANCE**  
**BUILDING, PLUMBING, ELECTRICAL AND MECHANICAL CODES**  
**ORDINANCE NO. 165**

An ordinance to designate the Village of Otisville as the enforcement agency for the Michigan Building Code, Michigan Plumbing Code, Michigan Mechanical Code, and the Michigan Electrical Code in accordance with the provisions of Public Act 230 of 1972, as amended.

**THE VILLAGE OF OTISVILLE ORDAINS:**

***Section 1. Building Code Enforcement.*** The Village of Otisville is hereby designated as the enforcing agency for the Michigan Building Code as promulgated by the Michigan Construction Code Commission pursuant to Public Act 230 of 1972 as amended.

***Section 2. Plumbing Code Enforcement.*** The Village of Otisville is hereby designated as the enforcing agency for the Michigan Plumbing Code as promulgated by the Michigan Construction Code Commission pursuant to Public Act 230 of 1972 as amended.

***Section 3. Mechanical Code Enforcement.*** The Village of Otisville is hereby designated as the enforcing agency for the Michigan Mechanical Code as promulgated by the Michigan Construction Code Commission pursuant to Public Act 230 of 1972 as amended.

***Section 4. Electrical Code Enforcement.*** The Village of Otisville is hereby designated as the enforcing agency for the Michigan Electrical Code as promulgated by the Michigan Construction Code Commission pursuant to Public Act 230 of 1972 as amended.

***Section 5. Inspectors and Enforcement Office.*** The Village of Otisville Council shall utilize qualified individuals to serve as inspectors and enforcement officers for the Building, Plumbing, Mechanical, and Electrical Codes through the Construction Code Authority of Lapeer County.

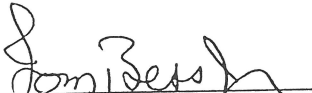
**Section 6. Fees.** All fees for permits, bonds and inspections required pursuant to the enforcement of the Building, Mechanical, Plumbing and Electrical Codes shall be those established by the Construction Code Authority.

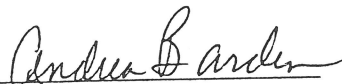
**Section 7. Penalty.** Failure to comply with any of the provisions of this ordinance shall be punishable, upon conviction, by a fine of not more than one hundred (\$100.00) dollars or imprisonment of not more than thirty (30) days or both such fine and imprisonment in the discretion of the court.

**Section 8. Repeals.** All ordinances inconsistent with the provisions of this ordinance are hereby repealed.

**Section 9. Effective Date.** This Ordinance shall take effect ten (10) days after the date of publication specified below.

The undersigned President and Clerk of the Village of Otisville hereby certify that this Ordinance was adopted by the Otisville Village Council, a quorum being present on the 5th day of June, 2000 and was published in three (3) public places.

  
Tom Bess, President

  
Andrea Barden, Clerk

## INTERLOCAL AGREEMENT

(As Amended on October 19, 1994)

### CONSTRUCTION CODE AUTHORITY

WHEREAS, the Cities of Lapeer and Imlay City; the Villages of Capac, Clifford, Columbiaville, Dryden, Metamora, North Branch, Otisville, and Otter Lake; and the Townships of Arcadia, Attica, Burlington, Burnside, Deerfield, Dryden, Elba, Goodland, Hadley, Imlay, Lapeer, Lynn, Marathon, Mayfield, North Branch, Oregon, and Rich are participating municipalities in this Interlocal Agreement; and

WHEREAS, the participating municipalities have adopted similar codes (building, plumbing, electrical, mechanical) for regulating construction within each of said municipalities; and

WHEREAS, it is the desire of the municipalities to cooperate pursuant to the Michigan Urban Cooperation Act of 1967 in providing for the joint enforcement and administration of certain of the construction codes and other municipal ordinances; and

WHEREAS, it is the desire of the municipalities to retain local control of construction code enforcement and at the same time provide prompt inspection services to homeowners and builders;

NOW, THEREFORE, IT IS HEREBY AGREED AS FOLLOWS:

1. Establishment. There is hereby established the Construction Code Authority. The purpose of said Authority shall be to administer and enforce certain construction codes and other ordinances adopted by each of the participating municipalities; to hire competent inspectors and other personnel necessary to accomplish the foregoing; to establish appropriate policies and rules for the construction code enforcement program; to arrange for one (1) or more convenient locations where records can be maintained and permits and inspections may be obtained; to establish a uniform schedule of fees for permits and inspections; and to maintain books of account for all receipts and expenditures by the Authority.

2. Organization. Each participating municipality (township, village, or city) shall select a representative to the Construction Code Authority. The

representatives shall elect five (5) persons to constitute the Board of Directors of the Authority. Each member of the Board of Directors shall serve a term of two (2) years, except that the term commencing on July 1, 1995 shall be for one (1) year for three members and two (2) years for two members. The Board shall in turn annually elect a chairman, vice-chairman, and secretary-treasurer. The Board of Directors shall have the power to conduct the day-to-day business of the Authority. The Board of Directors shall meet at least once each month and shall provide minutes of its meetings to each participating municipality. The general membership of the Authority shall meet periodically to review the activities of the Board of Directors and decide on matters of general policy.

3. Finances. The Board of Directors shall annually prepare a proposed budget for the review and approval of the full membership of the Construction Code Authority. The proposed budget shall show the projected revenues and expenses during the next fiscal year (July 1 - June 30). The proposed budget shall be based on a fee schedule designed to cover all projected expenses. Budget amendments shall be reviewed and approved by the Board of Directors. If for any reason the expenditures exceed the revenue during any fiscal year, the Authority may require a contribution from all participating municipalities in proportion to the number of permits issued for that municipality in comparison to the total number of permits issued for all municipalities which are members of the Authority.

4. Codes. Each participating municipality shall be responsible for adopting and updating its own construction codes. A municipality may decide to enforce some of its own construction codes. A municipality may decide to enforce some of its own codes and have the Authority enforce other of its codes. Each municipality shall designate by motion of its governing board which codes and ordinances it desires to have the Authority enforce.

5. Enforcement. The Construction Code Authority shall be responsible for enforcing the various construction codes and ordinances specified by the municipalities. However, any decision as to whether to institute Circuit Court action, and the cost thereof, shall be the responsibility of the individual municipality in which the violation occurs.

6. Construction Board of Appeals. A Construction Board of Appeals shall be appointed by the Board of Directors to act for the participating municipalities. The terms of the members of the Construction Board of Appeals shall be five (5) years with the first appointees having staggered terms between one (1) and five (5) years. The Construction Board of Appeals shall have such authority as is set forth in the various municipal ordinances and the

authority as is set forth in the various municipal ordinances and the authority specified in the State Construction Code Act (1972 P.A. 230, as amended). The Construction Board of Appeals shall establish the rules of procedure under which it operates.

7. Term of Agreement. The undersigned municipalities hereby agree to be bound by the terms of this Agreement. Each municipality shall continue to be bound by the Agreement for each year thereafter unless the municipality specifically terminates its participation.

8. Termination of Membership. Termination shall be accomplished by delivery of written notification of termination to the Board of Directors. Any termination notice shall not become effective until ninety (90) days after the notice is received by the Board of Directors. No assets shall be distributed to any terminating municipality unless the Authority discontinues operations entirely.

9. Additional Members. Any municipality located within the County of Lapeer may join in this Agreement at any time in the future. In addition, a maximum of eight (8) municipalities outside of Lapeer County may join in this Agreement by vote of the full membership. Any such future participating municipalities shall join subject to the terms of this Agreement and subject to the terms of this Agreement and subject to any reasonable requirements of the Authority as to proportional financial contribution if a municipality joins at any time other than the beginning of the fiscal year.

10. Contracted Services. Services may be provided to non-member municipalities on a contract basis. Any other contract shall be approved by the Board of Directors.

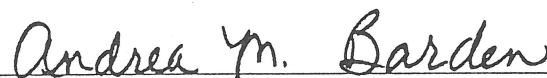
11. Amendments. This Agreement may be amended at any time by unanimous agreement of all participating municipalities. Any proposed amendments must be submitted to the Board of Directors for initial review and comment.

The undersigned Secretary of the Construction Code Authority, Inc. hereby certifies that this amended Interlocal Agreement was approved by the Board of Directors on the 31 day of MAY, 2000.



Robert Sutton  
Corporate Secretary

The undersigned Clerk of the Village of Otisville hereby certifies that this amended Interlocal Agreement as to the Construction Code Authority was approved by the Otisville Village Council on the 15 day of MAY, 2000.



Otisville Village Clerk