

VILLAGE OF OTISVILLE  
BOCA Building Code  
Ordinance No. 163

The Village of Otisville ordains that:

AN ORDINANCE ESTABLISHING MINIMUM REGULATIONS GOVERNING THE DESIGN, CONSTRUCTION, ALTERATION, ENLARGEMENT, REPAIR, DEMOLITION, REMOVAL, MAINTENANCE AND USE OF ALL BUILDINGS AND STRUCTURES; PROVIDING FOR THE ISSUANCE OF PERMIT, COLLECTION OF FEES, MAKING OF INSPECTIONS; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; KNOWN AS THE BUILDING CODE; AND REPEALING EXISTING ORDINANCE NUMBER 139 OF THE VILLAGE OF OTISVILLE, STATE OF MICHIGAN.

SECTION 1: ADOPTION OF BUILDING CODE.

That a certain document, three (3) copies of which are on file in the office of the Village Clerk of the Village of Otisville, being marked and designated as “The BOCA National Building Code, Thirteenth Edition, 1996” as published by The Building Officials and Code Administrators International, Inc. be and is hereby adopted as the Building Code of the Village of Otisville in the State of Michigan; for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of said BOCA National Building Code, are hereby referred to, adopted and made a part hereof as if fully set out in this Ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Section 3 of this Ordinance.

SECTION 2: INCONSISTENT ORDINANCES REPEALED.

That Ordinance Number 149 of the Village of Otisville entitled “*Building Code*” and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: ADDITIONS, INSERTIONS AND CHANGES.

That the following sections are hereby revised as follows:

Section 101.1 Title: These regulations shall be known as the Building Code of the Village of Otisville hereinafter referred to as “this code”.

Section 112.3.1 Fee Schedule: A fee schedule for each plan examination, building permit and inspection shall be adopted by resolution of the Village Council, each year, by the first regular meeting in July.

Section 116.4 Violation Penalties: Any person who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, construct, alter, or repair a building or structure in violation of an approved plan or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be guilty of a misdemeanor punishable by a fine of not more than One Hundred (\$100.00) dollars, or by imprisonment not exceeding Ninety (90) Days or both such fine and imprisonment. Each day that a violation continues shall be deemed a separate offense.

Section 117.2 Unlawful continuance: Any person who shall continue any work in or about the structure after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe conditions, shall be liable to a fine of not less than twenty-five (\$25.00) or more than One Hundred (\$100.00) dollars.

Section 3408.2 Applicability: Buildings existing prior to October 20, 1970 in which there is work involving repairs, alterations, additions or changes of use, shall be made to conform to the code by applying the requirements of this section or the provisions of 3403.0 through 3407.0.

#### SECTION 4: SAVINGS CLAUSE.

That nothing in this Ordinance or in the building code hereby adopted shall be construed to affect any suit or proceedings impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 2 of this Ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

#### SECTION 5: DATE OF EFFECT.

That the Otisville Village Clerk shall certify to the adoption of this Ordinance and cause the same to be published as required by law; and this Ordinance shall take full force and effect ten (10) days after this date of final passage and approval.

#### SECTION 6: APPROVAL AND PUBLICATION.

This ordinance was approved by a vote of the Village Council, a quorum being present on 22<sup>nd</sup> day of November, 1999, and ordered published in three public places in the Village of Otisville.

(Signed) Tom Bess, Jr, Village President  
Andrea Barden, Village Clerk