

NOTICE OF ORDINANCE ADOPTION

HOMER TOWNSHIP

PLEASE TAKE NOTICE that the following ordinance was adopted by the Township Board of the Township of Homer, Midland County, at its meeting of August 22, 2007. This Ordinance may be purchased or inspected at the office of the Homer Township Clerk, 522 N. Homer Road, Midland, Michigan, during normal business hours.

ORDINANCE NO. 812

Township of Homer

County of Midland, Michigan

AN ORDINANCE FOR HOMER TOWNSHIP, MIDLAND COUNTY, MICHIGAN TO ASSUME RESPONSIBILITY FOR ENFORCEMENT AND ADMINISTRATION OF STATE CONSTRUCTION CODES, DESIGNATE THE ENFORCING AGENCIES TO DISCHARGE THOSE RESPONSIBILITIES, AND PROSCRIBE PENALTIES AND ENFORCEMENT, UNDER THE PROVISIONS OF THE STATE CONSTRUCTION CODE ACT, ACT NO. 230 OF THE PUBLIC ACTS OF 1972, AS AMENDED.

THE TOWNSHIP OF HOMER, COUNTY OF MIDLAND, MICHIGAN, HEREBY ORDAINS:

SECTION 1.

1. **ASSUMPTION OF RESPONSIBILITY.** Pursuant to the provisions of Section 8b of the Michigan State Construction Code Act, Act 230, of the Public Acts of 1972, as amended, the Township of Homer hereby assumes responsibility for the administration and enforcement of said Act and the Codes promulgated under that Act throughout its territorial boundaries.

SECTION 2.

2.1 **AGENCY DESIGNATED FOR BUILDING CODE.** Pursuant to the provisions of the Michigan Building Code and in accordance with Section 8b of Act 230, of the Public Acts of 1972, as amended, the Building Official of the Township of Homer is hereby designated as the enforcing agency to discharge the Building Code responsibility of the Township of Homer under Act 230, of the Public Acts of 1972, as amended, State of Michigan.

2.2 **AGENCY DESIGNATED FOR ELECTRICAL CODE.** Pursuant to the provisions of the Michigan Electrical Code and in accordance with Section 8b of Act 230, of the Public Acts of 1972, as amended, the Electrical Official of the Township of Homer is hereby designated as the enforcing agency to discharge the Electrical Code responsibility of the Township of Homer under Act 230, of the Public Acts of 1972, as amended, State of Michigan.

2.3 **AGENCY DESIGNATED FOR MECHANICAL CODE.** Pursuant to the provisions of the Michigan Mechanical Code and in accordance with Section 8b of Act 230, of the Public Acts of 1972, as amended, the Mechanical Official of the Township of Homer is hereby designated as the enforcing agency to discharge the Mechanical Code responsibility of the Township of Homer under Act 230, of the Public Acts of 1972, as amended, State of Michigan.

2.4 **AGENCY DESIGNATED FOR PLUMBING CODE.** Pursuant to the provisions of the Michigan Plumbing Code and in accordance with Section 8b of

Act 230, of the Public Acts of 1972, as amended, the Plumbing Official of the Township of Homer is hereby designated as the enforcing agency to discharge the Plumbing Code responsibility of the Township of Homer under Act 230, of the Public Acts of 1972, as amended, State of Michigan.

SECTION 3.

3. **PENALTIES AND ENFORCEMENT.** Any person or other entity who violates any provision of this Ordinance, the Michigan Building Code, the Michigan Electrical Code, the Michigan Mechanical Code, the Michigan Plumbing Code, or any part thereof, within the territorial boundaries of Homer Township is responsible for a municipal civil infraction as defined by Michigan law and subject to a civil fine of not more than \$500.00, plus costs, which may include all direct or indirect expenses to which the Township has been put in connection with the violation. In no case, however, shall costs of less than \$9.00 or more than \$500.00 be ordered. In addition, all violations are declared a nuisance per se. The Township specifically reserves the right and shall have the authority to proceed in any court of competent jurisdiction for the purpose of obtaining an injunction, restraining order or other appropriate remedy to abate said nuisance and to compel compliance with this Ordinance or with the Codes.

SECTION 4.

All ordinances and amendments thereto, in conflict with this Ordinance are hereby repealed.

SECTION 5.

This ordinance shall become effective on the thirtieth (30th) day following publication thereof.

Julie Atkinson
Julie Atkinson, Supervisor

Todd Lee
Todd Lee, Clerk

NOTICE TO THE MIDLAND DAILY NEWS

PLEASE PUBLISH AS A LEGAL ADVERTISEMENT IN THE CLASSIFIED SECTION
ON MONDAY SEPTEMBER 17, 2007.

Please forward affidavit of publication and billing to Todd Lee, Homer Township Clerk,
522 N. Homer Rd., Midland, MI 48640