

AMENDMENT TO BUILDING CODE CHAPTER 11.

THE VILLAGE OF EDWARDSBURG, CASS COUNTY, MICHIGAN ORDAINS TO ADOPT BY REFERENCE:

THE FOLLOWING BOCA CODE BE ADOPTED:

Basic Building Code/1981  
Basic Mechanical Code/1981  
Basic Plumbing Code/1981  
Basic Fire Prevention Code/1981  
Basic Property Maintenance Code/1981  
Basic Energy Conservation Code/1981  
One and Two Family Dwelling Code/1979  
NFIPA National Electrical Code/1981

Sec. 100.1 TITLE: These regulations shall be known as the Building Code of the Village of Edwardsburg hereinafter referred to as "This Code".

Sec. 114.3.1 FEE SCHEDULE: A fee for each plan examination, building permit and inspections shall be paid in accordance with the following schedule.

Construction Code Commission building permit fee schedule, adopted as a resolution at the regular meeting of the Village Council on March 16, 1981.

Sec. 117.4 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 building 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 \$500.00, or by imprisonment not exceeding 90 days or both such fine and imprisonment. Each day that a violation continues shall be deemed a separate offense.

Sec. 118.2 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 \$500.00 or more than \$1,000.00.

Sec. 123.3 COMPENSATION OF BOARD SURVEY: The third member of the board shall receive for services a fee of \$50.00 per hour to be paid by the appellant.

Sec. 501.2 FIRE LIMITS: The fire limits shall comprise the areas containing congested business, commercial, manufacturing and industrial uses or in which such uses are developing. The limits of such areas are described as bounded by: as specified by the Building Inspector.

Sec. 1807.2.1 DEEP EXCAVATIONS: whenever an excavation is made to a depth of more than 3 feet below the established curb, the person who causes such excavation to be made, if afforded the necessary license to enter the adjoining premises, shall preserve and protect from injury at all times and at his own expense such adjoining structure or premises which may be affected by the excavation. If the necessary license is not afforded, it shall then be the duty of the owner of the adjoining premises to make his building or structure safe by installing proper underpinning or foundations or otherwise. Such owner, if it be necessary for the prosecution of his work, shall be granted the necessary license to enter the premises where the excavation or demolition is contemplated.

Sec. 1807.2.2 SHALLOW EXCAVATIONS: Wherever an excavation is made to a depth less than 3 feet below the curb, the owner of a neighboring building or structure the safety of which may be affected by the proposed excavation, shall preserve and protect from injury and shall support his building or structure by the necessary underpinning or foundations. If necessary for that purpose, such owner shall be afforded a license to enter the premises where the excavation is contemplated.

Sec. 1906.1 FILING: A person shall not erect, install, remove, rehang or maintain over public property any sign for which a permit is required under the provisions of this code until an approved bond shall have been filed in the sum of \$25,000 as herein required or until an insurance policy shall have been filed for public liability in the amount of \$3000,000 per accident and for property damage in the amount of \$100,000 as herein required.

#### REPEALER PROVISION

The provisions of all other ordinances or parts of ordinances, which are in conflict with any of the provisions of this ordinance, are hereby expressly repealed.

MOTION TO ADOPT ORDINANCE

Moved by Gordon Carr and supported by JoAnn Mackling  
that the foregoing ordinance be adopted.

Vote:           Yeas   5    
                  Nays   0  

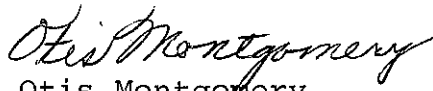
George Standiford was absent.

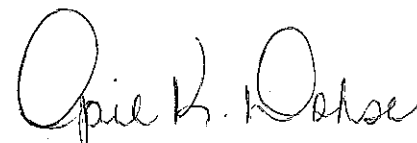
This amending ordinance shall take effect upon adoption.

Amendment declared adopted August 16, 1982.

CERTIFICATION

I hereby certify that the foregoing is a true copy of an  
Amending Village Ordinance duly adopted by the Village of  
Edwardsburg, Ontwa Township, Cass County, Michigan on  
August 16, 1982, and a notice of adoption published  
in the Edwardsburg Argus, on August 26, 1982.

  
Otis Montgomery  
President

  
Gail K. Dohse  
Clerk