

ORDINANCE NO. 177

AN ORDINANCE TO DESIGNATE AN ENFORCING AGENCY TO DISCHARGE THE RESPONSIBILITY OF THE CITY OF LUNA PIER LOCATED IN MONROE COUNTY, UNDER THE PROVISIONS OF THE STATE CONSTRUCTION CODE ACT, ACT NO. 230 OF THE PUBLIC ACTS OF 1972, AS AMENDED AND TO SET FEES FOR ENFORCEMENT.

THE CITY OF LUNA PIER ORDAINS:

SECTION 1.

AGENCY DESIGNATED. Pursuant to the provisions of the Michigan Building, Electrical, Mechanical and Plumbing Codes, in accordance with Section 8b(6) of Act 230, of the Public Acts of 1972, as amended, the Building, Electrical, Mechanical, and Plumbing Official of the City of Luna Pier is hereby designated as the enforcing agency to discharge the responsibility of the City of Luna Pier under Act 230, of the Public Acts of 1972, as amended, State of Michigan. The City of Luna Pier assumes responsibility for the administration and enforcement of said Act throughout its corporate limits.

SECTION 2.

REPEALS. All ordinances or portions of ordinances inconsistent with the provisions of this ordinance or this adopted code are hereby repealed.

SECTION 3.

SEVERABILITY. If any section, subsection, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court or competent jurisdiction, such portion shall be deemed a separate, distinct, and independent portion of this Ordinance, and such holding shall not effect the validity of the remaining portions of this Ordinance.

SECTION 4.

PLAN REVIEW: Plan Review fees shall be charged as follows:

Residential Projects less than \$100,000 - no additional plan review fee

Residential Projects of \$100,000 or more - an additional fee of 50% of the required permit fee.

Commercial structures - an additional fee of 65% of the required permit fee.

Additional in office plan review required by changes, additions or revisions made to the plans will be charged at \$30.00 per hour.

For use of outside consultants, city engineer, city planner, or any other required professional review of plans, inspections, or both shall be charged at actual costs and shall include administrative and overhead costs.

SECTION 5.

BUILDING PERMIT FEES. Fees are established as prescribed in section 22 of Act 230. The following fee table shall be used based on the estimated finished value of the work permitted:

\$1 to \$1000	\$30.00	
\$1001 to \$25,000	\$30.00	plus \$8.00 per \$1000 over \$1000
\$25,001 to 50,000	\$176.00	plus \$7.00 per \$1000 over \$25,000
\$50,001 to 75,000	\$314.00	plus \$6.00 per \$1000 over \$50,000
\$75,001 to 100,000	\$427.00	plus \$5.00 per \$1000 over \$75,000
\$100,001 or more	\$540.00	plus \$4.50 per \$1000 over \$100,000

OTHER PERMIT FEES:

Pre-manufactured unit (Michigan Inspected)	\$30.00	plus 50% of normal on site building fee
Demolition	\$30.00	plus \$30.00 per inspection if over one.
Temporary Signs	\$20.00	As defined by ordinance and code.
Installed Signs	\$40.00	Plan review plus \$30.00 per inspection
Residential Signs	No Fee	No permit for temporary residential sign

ZONING PERMIT: \$30.00 plus \$30.00 per inspection if over one.

plan review fee for other work, improvements or construction not specifically requiring a building permit but requiring a permit for zoning compliance such as: sheds, fences, driveways, extensive landscaping, parking areas, etc.

OTHER INSPECTIONS:

1. Inspections outside of normal business hours (minimum charge - two hours) \$30.00 per hour
2. Inspection fees assessed for investigation of suspected code violations. \$30.00 per hour
3. Inspections for which no fee is specifically indicated (minimum charge-1/2 hour) \$30.00 per hour

SECTION 6.

ELECTRICAL, PLUMBING, and MECHANICAL fees shall be charged at the current rate as published on the fee chart of the respective State of Michigan application at the time a permit is applied for.

PURPOSE OF FEE. This fee shall be divided with 75% paid to the field inspector and 25% retained by the City for administrative costs.

SECTION 7: PENALTY FEES

- A. Anyone starting or continuing work without required inspections or a valid permit including signature and fee paid, and without prior approval of the Building Department will be subject to a \$30.00 administration fee, in addition to any or all other actions provided for in city ordinance or city approved building codes and as determined necessary by the Building Inspector.
- B. For all work requiring a permit a final inspection must be requested within 15 days of completion of the project or a \$30.00 administration fee will be charged. For each 15 days thereafter the fee shall compound at a rate of \$30.00 for each 15 days or portion thereof.
- C. Temporary occupancies shall only be issued at the sole discretion of the Building Inspector and shall be valid for a term of 30 days. It shall also be at the sole discretion of the Building Inspector whether to re-issue a temporary occupancy or to demand immediate completion.
- D. Any person or persons who are occupying a structure or dwelling without a valid temporary or final occupancy permit will be subject to an administrative fee of \$30.00 for each 15 day period or portion thereof for which they are in violation.

SECTION 8:

This Ordinance shall become effective ten (10) days after a summary has been published as provided by law.

I, Rose M. Laderach, Clerk, City of Luna Pier, do hereby certify, that the foregoing Ordinance was duly adopted at the Regular Meeting of Luna Pier City Council held on June 12, 2003.

Rose M. Laderach, Clerk
City of Luna Pier

ADOPTED: June 12, 2003

PUBLISHED: June 17, 2003

EFFECTIVE: June 27, 2003