

02/19/2014

ORDINANCE NO. _____

AN ORDINANCE TO AMEND SECTIONS 18-3, 18-5, 18-6, 18-7, 18-8 AND 18-41 CHAPTER 18, BUILDING AND BUILDING REGULATIONS, OF THE CODE OF ORDINANCES OF THE CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN, TO MODIFY CONTRACTOR LICENSE REGISTRATIONS, AND TO REPEAL CONFLICTING OR INCONSISTENT ORDINANCES.

THE CITY OF ROCHESTER HILLS ORDAINS:

Section 1. Section 18-3 of Chapter 18 of the Code of Ordinances of the City of Rochester Hills shall be amended as follows:

Sec. 18-3. License registration for builders and contractors generally.

(a) *Fee.* Builder's and contractor's license fees shall be paid as set forth in article V of chapter 54.

~~(b) *Duration.* All registrations shall become void March 31 of each year.~~

Section 2. Sections 18-5 through 18-8 of Chapter 18 of the Code of Ordinances of the City of Rochester Hills shall be amended as follows:

Sec. 18-5. Suppression system contractors' license registration.

Every suppression system contractor shall register his license with the city before work is commenced. Registration shall be ~~renewed each license year~~ valid until the expiration date on the license. The fee for this registration as provided in section 54-197 shall not be prorated.

Sec. 18-6. Plumbing contractors' license registration.

Every plumbing contractor shall register his license with the city before work is commenced. Registration shall be ~~renewed each license year~~ valid until the expiration date on the license. The fee in section 54-234 shall not be prorated.

Sec. 18-7. Mechanical contractors' license registration.

Every mechanical contractor shall register his license with the city before work is commenced. Registration shall be ~~renewed each license year~~ valid until the expiration date on the license. The fee in section 54-319 shall not be prorated.

Sec. 18-8. Surety bonds.

(a) *Obscuring walls construction.* When obscuring walls are required, they shall be constructed prior to the issuance of an occupancy permit. If, because of weather conditions or other undue circumstances, the wall cannot be erected before the time of occupancy, a cash or surety bond shall be provided in the amount of \$15.00 per lineal foot until construction of the wall.

~~(b) *Property and/or utilities damage.* A cash bond shall be posted before the issuance of a building permit for structures as required in division 1 of article V of chapter 54. The bond shall ensure payment for damages to any public property and/or utilities caused by construction; shall guarantee completion of the work required to obtain a final certificate of occupancy; and shall provide a fund to pay outstanding and unpaid water, sewer, street cleaning and any other such charges determined by the city to be unpaid.~~

~~(c) *Debris removal.* A cash bond in the amount as set forth in section 54-158 shall be required with any application to demolish any structure to ensure that all debris has been removed and the premises left in a clean and safe condition. The bond shall be returned upon inspection and approval of the site.~~

Section 3. Section 18-41 of Chapter 18 of the Code of Ordinances of the City of Rochester Hills shall be amended as follows:

Sec. 18-41. Adopted.

(a) The State Construction Code, which is in effect in the city, shall be as adopted in this section and shall consist of the following:

- (1) *Michigan Building Code.* The Michigan Building Code, promulgated by the state construction code commission and filed by the commission originally on May 6, 1974, pursuant to Public Act No. 230 of 1972 (MCL 125.1501 et seq., ~~MSA 5.2949(1) et seq.~~), and as amended and updated by the commission and filed according to such act, is adopted and in effect in the city.
- (2) *Michigan Plumbing Code.* The Michigan Plumbing Code, promulgated by the state construction code commission and filed by the commission originally on November 19, 1974, pursuant to Public Act No. 230 of 1972 (MCL 125.1501 et seq., ~~MSA 5.2949(1) et seq.~~), and as amended and updated by the commission and filed according to such act, is adopted and in effect in the city.
- (3) *Michigan Mechanical Code.* The Michigan Mechanical Code, ~~including the BOCA Basic Mechanical Code and rules with their amendments and additions,~~ promulgated by the construction code commission, and filed by the commission on October 5, 1979, pursuant to Public Act No. 230 of 1972 (MCL 125.1501 et seq., ~~MSA 5.2949(1) et seq.~~), is adopted by the city for purposes of governing and regulating the design, installation, maintenance, alteration and inspection of mechanical systems in the city.

(4) *Construction provisions of act.* Sections 10, 11, 12 and 13 of Public Act No. 230 of 1972 (MCL 125.1510 et seq., ~~MSA 5.2949(10) et seq.~~), which make provisions for building permits, application forms, fees, contents, filing, additional permits, ordinary repairs, examination and approval of applications, issuance, changes in plans, commencement of construction, compliance with applications, suspensions, revocations, cancellations, inspection of construction, consent, time, inspectors' notices of violations, stop orders, injunctions, certificates, and notices of final inspection, are adopted by reference as if fully set forth in this subsection and are declared applicable to the city and enforceable under this article.

(b) *Availability.* Complete printed copies of the Michigan Building Code, Michigan Plumbing Code, Michigan Mechanical Code and the construction provisions, as amended and updated, shall be available for public use and inspection at the office of the city clerk.

Section 4. Severability. This ordinance and each article, section, subsection, paragraph, subparagraph, part, provision, sentence, word and portion thereof are hereby declared to be severable, and if they or any of them are declared to be invalid or unenforceable for any reason by a court of competent jurisdiction, it is hereby provided that the remainder of this ordinance shall not be affected thereby.

Section 5. Repeal, Effective Date, Adoption.

(1) Repeal. All regulatory provisions contained in other City ordinances, which are inconsistent with the provisions of this ordinance, are hereby repealed.

(2) Effective Date. This ordinance shall become effective on _____, following its publication in the *Oakland Press* on _____, 2014.

(3) Adoption. This ordinance was adopted by the City Council of the City of Rochester Hills at a meeting thereof held on _____, 2014.

Bryan K. Barnett, Mayor
City of Rochester Hills

CERTIFICATE

I HEREBY CERTIFY THAT THE FOREGOING ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF ROCHESTER HILLS AT A MEETING THEREOF ON _____, 2014.

Tina Barton, Clerk
City of Rochester Hills