

FAILED

ORDINANCE NO. 2007-23

AN ORDINANCE AUTHORIZING A REQUEST TO THE OHIO BOARD OF BUILDING STANDARDS TO CERTIFY THE VILLAGE OF BUCKEYE LAKE TO EXERCISE ENFORCEMENT AUTHORITY IN ACCORDANCE WITH THE OHIO STATE BUILDING CODES WITH THE CONDITION THAT THE NEWARK CITY DIVISION OF CODE ADMINISTRATION PERFORM ALL PLAN REVIEWS AND INSPECTIONS, AND AUTHORIZING AN AGREEMENT FOR SUCH ENFORCEMENT BETWEEN THE VILLAGE OF BUCKEYE LAKE AND THE CITY OF NEWARK.

WHEREAS, the Board of Building Standards of the State of Ohio has formulated and adopted the Ohio State Building Codes containing regulations governing the erection, construction, repair, alteration, and maintenance of all buildings or classes of buildings specified in Section 3781.06 of the revised Code of Ohio; and

WHEREAS, the said Board of Building Standards has now certified the Newark City Division of Code Administration to exercise enforcement authority in accordance with the Ohio State Building Codes, effective January 1, 2004, as set forth in said Board's certification dated December 13, 2003; and

WHEREAS, it is necessary in accordance with law to administer and enforce the Ohio State Building Codes within the limits of the Village of Buckeye Lake; and

WHEREAS, it is necessary for the Village of Buckeye Lake to request the Ohio Board of Building Standards to certify the Village of Buckeye Lake to enforce the Ohio State Building Codes with the condition that the Newark City Division of Code Administration perform all plan reviews and inspections and exercise the enforcement authority in accordance with the Ohio State Building Codes; and

WHEREAS, it is necessary that an agreement be entered into between the Village of Buckeye Lake and the City of Newark for the enforcement of the Ohio State Building Codes and to perform all plan reviews and inspections and exercise enforcement authority in accordance with the Ohio State Building Codes within the limits of said Village.

NOW, THEREORE, Be It Ordained by the Council of the Village of Buckeye Lake, State of Ohio:

SECTION 1: That the Mayor of the Village of Buckeye Lake be and hereby is authorized and directed to sign and submit an application to the Ohio Board of Building Standards requesting said Board to certify the Village of Buckeye Lake to enforce the Ohio State Building Codes with the condition that the Newark City Division of Code Administration perform all plan reviews and inspections and exercise the enforcement authority as necessary in accordance with the Ohio State Building Codes within the limits of said Village.

SECTION 2: That the Mayor of the Village of Buckeye Lake be and hereby is authorized and directed to enter into an agreement with the City of Newark for the enforcement of the Ohio State Building Codes within the limits of said Village, whereby the Newark City Division of Code Administration will exercise all enforcement authority and accept and approve plans and specifications and make inspections necessary within said Village in accordance with the provisions of the Ohio State Building Codes pursuant to Chapter 4101:1 of the Administrative Code, except "Plumbing," Chapter 4101:3 of the Administrative Code (plumbing-Licking County Board of Health).

SECTION 3: That the terms of said agreement shall grant to the City of Newark full authority to do all things necessary to administer and enforce the Ohio State Building Codes within the limits of the Village of Buckeye Lake and in consideration therefore to allow the City of Newark to retain all permit and inspection fees.

PASSED _____, 2007

ATTEST:

Tim Matheny, Clerk of Council

APPROVED:

Frank Foster, Mayor

Approved as to form:

Butch Bindley
Solicitor - Village of Buckeye Lake