

ORDINANCE NO. 070-17

AN ORDINANCE AMENDING CHAPTER 1301, SECTION 1301.01, "ADOPTION," OF PART 13 OF THE CODIFIED CODE OF THE CITY OF NAPOLEON, OHIO, THE RESIDENTIAL CODE OF OHIO FOR 1, 2, AND 3 FAMILY DWELLINGS AND ESTABLISHING THE CITY OF NAPOLEON, OHIO BUILDING DEPARTMENT; AND DECLARING AN EMERGENCY

WHEREAS, the City of Napoleon, Ohio recently reviewed the City of Napoleon Codified Ordinances in an effort to keep up to date with current regulations; and,

WHEREAS, the City of Napoleon, Ohio deems it desirable to amend the previously adopted Residential Code of Ohio to include current changes; and,

WHEREAS, the citizens of the City of Napoleon, Ohio require the establishment of local enforcement of said building codes; and,

WHEREAS, the State of Ohio requires the establishment of a Building Department prior to the exercise of enforcement authority by the Wood County Building Inspection Department; and,

WHEREAS, City Council now desires to establish said Building Department for the City of Napoleon, Ohio; and,

WHEREAS, this Council has considered all recommendations, now deems appropriate that the City of Napoleon, Ohio Codified Ordinances amend and adopt the Residential Code of Ohio for 1, 2, and 3 Family Dwellings, which shall be implemented until amended by this Council; **Now Therefore**,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NAPOLEON, OHIO:

Section 1. That, the Residential Code of Ohio for 1, 2, and 3 Family Dwellings is hereby amended and adopted as the Building Code of the City of Napoleon, Ohio for all construction within the jurisdiction of such code.

Section 2. That Part XIII, Building Code, Section 1301.01 of the City of Napoleon Codified Ordinances shall be amended to read as follows:

1301.01 Adoption

There is hereby amended and adopted by this Municipality, the most recent edition of the Residential Code of Ohio (RCO) as adopted by the Ohio Board of Building Standards, Department of Industrial Relations, and as published in Division 4101:8 of the Ohio Administrative Code (OAC).

Section 3. That, Part XIII, Building Code, Section 1301.01 of the City of Napoleon Codified Ordinances, as existed prior to the enactment of this Ordinance, is hereby repealed and replaced in its entirety.

Section 4. That, the City of Napoleon, Ohio Building Department is hereby established.

Section 5. That, said Department shall have full authority to enforce all laws, statutes, and regulations as provided and authorized in the Ohio Revised Code 3781.06 and the Ohio Administrative Code 4101:8 pursuant to the Certification approved by and Certification Rule adopted by the Ohio Board of Building Standards.

Section 6. That, the citizens of the City of Napoleon, Ohio need this service as soon as possible, and therefore this matter is declared an Emergency.

Section 7. That, it is found and determined that all formal action of this City Council concerning and relating to the adoption of this Ordinance were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon, Ohio.

Section 8. That, unless otherwise stated, if any other prior Ordinance or Resolution is found to be in conflict with this Ordinance, then the provisions of this Ordinance shall prevail. Further, if any portion of this Ordinance is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or any part thereof.

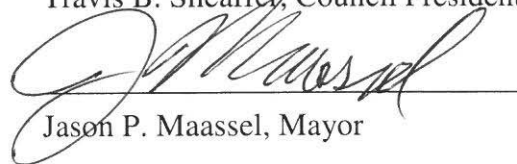
Section 9. That, this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to allow for the timely creation of said necessary Building Department; moreover, this must timely take effect to meet the intent of the law; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect immediately upon its passage; otherwise, it shall be in full force and effect at the earliest time permitted by law.

Passed: November 6, 2017



Travis B. Sheaffer, Council President

Approved: November 6, 2017



Jason P. Maassel, Mayor

VOTE ON PASSAGE 7 Yea 0 Nay 0 Abstain

Attest:



Gregory J. Heath, Clerk/Finance Director

I, Gregory J. Heath, Clerk/Finance Director of the City of Napoleon, do hereby certify that the foregoing Ordinance No. 070-17 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 13th day of November, 2017; & I further certify the compliance with rules established in Chapter 103 of the Codified Ordinances Of Napoleon Ohio and the laws of the State of Ohio pertaining to Public Meetings.


Gregory J. Heath, Clerk/Finance Director

CERTIFICATION

I, Gregory J. Heath, Clerk/Finance Director for the City of Napoleon, Ohio, do hereby certify that this document is a true and correct copy of Ordinance No. 070-17 passed November 6, 2017.


Gregory J. Heath, Finance Director/Clerk of Council

11-07-2017
Date