

STATE OF MICHIGAN  
COUNTY OF OAKLAND  
CHARTER TOWNSHIP OF WEST BLOOMFIELD

ORDINANCE NO. C-609-A

STATE CONSTRUCTION CODE ORDINANCE AMENDMENT

An Ordinance to amend Chapter 8, the State Construction Code Ordinance to designate regulated flood prone hazard areas within the Charter Township of West Bloomfield as set forth in the most recent Federal Emergency Management Agency (FEMA) Flood Insurance Study (FIS), and Flood Insurance Rate Maps (FIRMS) for the purpose of enforcing the State Construction Code regulations pertaining to flood zones in those regulated flood prone hazard areas.

THE CHARTER TOWNSHIP OF WEST BLOOMFIELD ORDAINS:

Section 1 of Ordinance

Article I, of Chapter 8, Buildings and Building Regulations, Section 8-2, Enforcing Agency, of the West Bloomfield Code of Ordinances, as amended, is hereby amended to read as follows:

Sec. 8-2. Enforcing Agency.

The Township Building Department, its officials, inspectors, administrative, plan review and inspection personnel and consultants, and personnel and consultants of the Township Engineering, Planning, Environmental, and Code Enforcement Departments, and the Planning Commission, the Wetland Review Board, and the Township Board of Trustees, that perform acts or provide services in the administration and enforcement of the [Michigan] State Construction Code and Act, are hereby designated as the enforcing agency to discharge the responsibility of the township to administer and enforce the [Michigan] State Construction Code and Act.

Section 2 of Ordinance

Article I, of Chapter 8, Buildings and Building Regulations, of the West Bloomfield Code of Ordinances, as amended, is hereby amended to add Sections 8-4, 8-5, and 8-6 as follows:

Sec. 8-4. Code Appendix Enforced.

Pursuant to the provisions of the State Construction Code, in accordance with Section 8b(6) of Act 230, of the Public Acts of 1972, as amended, Appendix G of the Michigan Building Code shall be enforced by the Township Building Department, its officials, inspectors, administrative staff, plan review and inspection personnel and consultants, personnel and consultants of the Township Engineering, Planning, Environmental, and Code Enforcement Departments, the

Planning Commission, the Wetland Review Board, and the Township Board of Trustees within the Charter Township of West Bloomfield.

Sec. 8-5. Designation of Regulated Flood Prone Hazard Areas.

The Federal Emergency Management Agency (FEMA) Flood Insurance Study (FIS) Entitled "Flood Insurance Study, Oakland County, Michigan, and Incorporated Areas" and dated September 29, 2006, the Flood Insurance Rate Maps (FIRMS) panel numbers of 26125C0477F, 26125C0479F, 26125C0481F, 26125C0482F, 26125C0483F, 26125C484F, 26125C0487F, 26125C0489F, 26125C0491F, 26125C0492F, 26125C0493F, 26125C0494F, 26125C0501F, 26125C0502F, 26125C0503F, 26125C0504F, 26125C0511F, 26125C0512F, 26125C0513F, 26125C0514F and dated September 29, 2006 are adopted by reference and declared to be part of Section 1612.3 of the Michigan Building Code.

Sec. 8-6. Township Review for Use Permit Within Flood Prone Hazard Areas.

The Township shall conduct the review for use permit issuance under State Construction Code Appendix G, Section G105 in accordance with the procedures set forth in Chapter 12, Article II, Sections 12-31 through 12-36 of the West Bloomfield Township Code of Ordinances for the types of proposals set forth within Chapter 12, Article IV, Sections 12-71 through 12-75 which involve construction of improvements in flood hazard prone areas delineated on the Flood Insurance Study (FIS) and Flood Insurance Rate Maps (FIRMS) adopted in Section 8-5.

The review for permit issuance for all other types of proposals shall be completed administratively by the Charter Township's Building Department.

Section 3 of Ordinance

Sections or subsections of the Chapter that are not referenced herein remain unchanged. All Ordinances or parts of Ordinances conflicting with the provisions of this Ordinance are hereby repealed. Should any Section, subdivision, sentence, clause or phrase of this Ordinance be declared by the Courts to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof other than the part as invalidated.

Section 4 of Ordinance

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time of this Ordinance takes effect are saved and may be consummated according to the law in force when they are commenced.

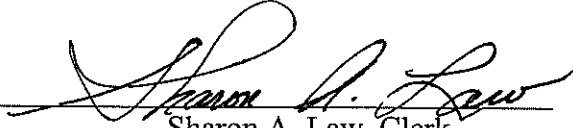
Section 5 of Ordinance

This ordinance shall take effect September 29, 2006 upon publication in the manner prescribed by law.

CERTIFICATION

It is certified that the Ordinance set forth above was duly adopted by the Charter Township of West Bloomfield Board of Trustees, at a meeting duly called and held on the 28th day of August, 2006, to be effective upon publication as provided by law.

By: \_\_\_\_\_



Sharon A. Law, Clerk

INTRODUCED: 08/14/06  
ADOPTED: 08/28/06  
EFFECTIVE: 09/29/06  
PUBLISHED: 09/03/06

C:\NrPortbl\manage\BKUDLA\841804\_1.DOC