

**STATE OF MICHIGAN
COUNTY OF WAYNE
CITY OF ALLEN PARK**

PROPOSED ORDINANCE #02-2020

AN ORDINANCE OF THE CITY OF ALLEN PARK CODE OF ORDINANCES; AMENDING CHAPTER 10, “BUILDINGS AND BUILDING REGULATIONS”, BY THE REPEAL AND READOPTION OF ARTICLE III, “PROPERTY MAINTENANCE CODE”, TO UPDATE THE INTERNATIONAL PROPERTY MAINTENANCE CODE FROM THE 2009 EDITION TO THE 2018 EDITION.

The City of Allen Park Ordains:

SECTION 1. Amendment to Code.

Chapter 10, Buildings and Building Regulations, is hereby amended to hereafter read as follows:

Chapter 10, Buildings and Building Regulations
Article III, Property Maintenance Code

Sec. 10-83. – Adoption of code by reference.

The International Property Maintenance Code, 2018 edition, together with all appendices, copies of which are on file in the office of the city clerk and city building department, is hereby adopted as the property maintenance code of the city for the control of buildings and structures as therein provided. Subsequent editions of the International Property Maintenance Code shall be enforceable upon adoption of a resolution of the City Council acknowledging and approving that edition as the official code of the City.

Sec. 10-84. - Changes to property maintenance code.

The following additions, insertions, deletions and changes to the International Property Maintenance Code, 2018 edition:

Section 101.1—Insert: "The City of Allen Park."

Section 103.1—Insert: "The building code official and the city ordinance officer shall be known as the code official."

Section 103.5—Insert: "As set by Council Resolution."

Sections 111.2—Insert: "Appeals of any issues involving the IPMC, including, but not limited to, pre-inspection issues, shall be heard by the Construction Board of Appeals of Division 2, article II, chapter 10 of the Allen Park Code of Ordinances, utilizing sections 111.1 through 111.8 of the IPMC of 2018, or any subsequent IPMC edition adopted by the city."

Section 302.4 Insert: "Six Inches."

Section 304.14—Insert: "April to November."

Section 602.3—Insert: "September to May."

Section 602.4—Insert: "September to May."

Sec. 10-85. - Penalty for violation.

- (a) A person's first or second violation of this article shall be a municipal civil infraction with a civil fine as established in section 1-14(b).
- (b) A person's subsequent violation of this article shall be a misdemeanor and subject to the penalties of section 1-14(a).

SECTION 2. Repeal. All ordinance or parts of ordinances in conflict herewith are repealed only to the extent necessary to give this ordinance full force and effect.

SECTION 3. Saving Clause.

Nothing in this Ordinance or in the code hereby adopted shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquiring or existing, under any act or ordinance hereby repealed; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

SECTION 4. Severability.

Should any word, sentence, phrase or any portion of this Ordinance be held in a manner invalid by any court of competent jurisdiction or by any state agency having authority to do so for any reason whatsoever, such holdings shall be construed and limited to such work, sentence, phrase, or any portion of the Ordinance held to be so invalid shall not be construed as affecting the validity of any of the remaining words, sentences, phrases or portions of this Ordinance.

SECTION 5. Codification; Scrivener's Errors:

- (a). Section 1 of this Ordinance shall be codified, and all other sections shall not be codified.
- (b). The sections, divisions and provisions of this Ordinance may be renumbered or re-lettered as deemed appropriate by the Code codifier.
- (c). Typographical errors and other matters of a similar nature that do not affect the intent of this Ordinance, as determined by the City Clerk and City Attorney, may be corrected with the endorsement of the City Administrator, or designee, without the need for a public hearing.

SECTION 6. Publication.

The Clerk for the City of Allen Park shall cause this ordinance to be published in the manner required by law.

SECTION 7. Adoption.

This Ordinance is hereby declared to have been adopted by the City Council of the City of Allen Park, County of Wayne, State of Michigan, at a regular meeting, called and held on the ___ day of ____, 2020.

GAIL McLEOD, Mayor
City of Allen Park

MICHAEL I. MIZZI, City Clerk
City of Allen Park