

CHARTER TOWNSHIP OF COOPER

RESOLUTION NO. 16-87

RESOLUTION TO INTRODUCE ORDINANCE NO.243, ORDINANCE TO AMEND THE STATE CONSTRUCTION CODE ORDINANCE, ORDINANCE NO. 221

At a regular meeting of the Township Board of the Charter Township of Cooper (the "Township"), Kalamazoo County, Michigan, held at the Township Hall in the Township on November 14, 2016, at 7:00 p.m., Eastern Standard Time.

PRESENT: **Schiedel, Buiskool, Sorensen, Sytsma, Janssen, Vlietstra**

ABSENT: **DeHaan**

The following resolution was offered by **Buiskool** and supported by **Vlietstra**.

WHEREAS, the Township wishes to amend its State Construction Code Ordinance to amend the establishment and appointment of the construction board of appeals; and

WHEREAS, the Township has caused to be prepared a proposed Ordinance to Amend the State Construction Code Ordinance, Ordinance No. 221 ("Ordinance"), which is attached hereto; and

WHEREAS, the Township wishes to consider adoption of the Ordinance; and

NOW, THEREFORE, the Township Board of the Charter Township of Cooper, Kalamazoo County, Michigan, resolves as follows:

1. The Township introduces Ordinance No. 243, an Ordinance to Amend the State Construction Code Ordinance, Ordinance No. 221 ("Ordinance"), which is attached as Exhibit A.
2. The Township Board will consider adopting the Ordinance at its next regular meeting on December 12, 2016, at 7:00 p.m.
3. Pursuant to Section 20 of the Michigan Charter Township Act, Act 82 of 1994, MCL 42.1 *et seq.* (the "Act"), the Clerk is directed to publish the Ordinance in accordance with

EXHIBIT A

**ORDINANCE AMENDING COOPER CHARTER TOWNSHIP
ORDINANCE NO. 221, STATE CONSTRUCTION CODE ORDINANCE**

An Ordinance to amend the Cooper Charter Township State Construction Code Ordinance to provide for the membership of the Construction Board of Appeals.

**THE CHARTER TOWNSHIP OF COOPER
KALAMAZOO COUNTY, MICHIGAN**

ORDAINS:

Section 1. Purpose.

The Charter Township of Cooper (“Township”) adopts the following revision to the State Construction Code Ordinance, Ordinance No. 221.

Section 2. Amendment to Section V. Section V.A, entitled *General*, of Section V, entitled *Construction Board of Appeals*, is amended to read in its entirety as follows:

SECTION V. CONSTRUCTION BOARD OF APPEALS.

A. General. There is hereby established a Construction Board of Appeals (also referred to as a “Building Board of Appeals”) of not less than three (3) members nor more than seven (7) members appointed by the Authority as provided in the Agreement. If no Authority is established, the Township Board shall establish a ~~seven (7) member~~ Construction Board of Appeals as permitted by law.

Section 3. Severability.

Should any part of this Ordinance or the aforementioned Code being administered and enforced hereunder be declared unconstitutional, illegal or of no force and effect by a court of competent jurisdiction, such portion thereof shall not be deemed to affect the validity of any other part or portion thereof.

Section 4. Repeal of Conflicting Ordinance/Savings Clause.

All ordinances or parts of ordinances in conflict herewith, including any construction codes or construction code ordinances previously adopted by the Township, are hereby repealed and shall be of no further force or effect upon the effective date of this Ordinance, but only to the extent necessary to give this Ordinance full force and effect.

Section 5. Effective Date.

This Ordinance shall take effect upon publication in accordance with Michigan law.

DEANNA JANSSEN, CLERK
COOPER CHARTER TOWNSHIP

EXHIBIT B

CHARTER TOWNSHIP OF COOPER

**NOTICE OF POSTING OF PROPOSED ORDINANCE TO AMEND THE STATE
CONSTRUCTION CODE ORDINANCE, ORDINANCE NO. 221 (“ORDINANCE”):**

PLEASE TAKE NOTICE that at its regular meeting on November 14, 2016, the Township Board received the Proposed Ordinance to Amend the State Construction Code Ordinance, Ordinance No. 221 (“Proposed Ordinance”). The Proposed Ordinance would amend the provisions of Cooper Charter Township’s Ordinance No. 221, the State Construction Ordinance regarding the establishment and appointment of the Construction Board of Appeals.

The Proposed Ordinance will be considered for adoption on December 12, 2016, at 7:00 p.m., at the Township Board meeting at the Township Hall at 1590 West D Avenue, Kalamazoo, Michigan. The Proposed Ordinance is available in its entirety for public inspection. The Proposed Ordinance is posted at the office of the Township Clerk, 1590 West D Avenue, Kalamazoo, Michigan, and is posted on the website of the Charter Township of Cooper, <http://www.coopertwp.org>.

BONNIE SYTSMA, Clerk
Cooper Charter Township Hall
1590 West D Avenue
Kalamazoo, MI 49009
(269) 382-0223

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