

## **CITY OF WATERVLIET, MICHIGAN**

### **ORDINANCE NO. 2016 - 1**

AN ORDINANCE TO AMEND SECTION 10-61 OF THE WATERVLIET CODE REGARDING ADOPTION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE AND TO ADD NEW SECTION NO. 10-62 REGARDING SPECIFIC AMENDMENTS BEING MADE TO THE ADOPTED INTERNATIONAL PROPERTY MAINTENANCE CODE.

THE CITY OF WATERVLIET ORDAINS:

Section 1. Section 10-61 of the Watervliet Code is hereby amended to read as follows:

#### **Sec. 10-61. International Property Maintenance Code Adopted.**

That certain document, three (3) copies of which are on file with the office of the Clerk of the City of Watervliet, being marked and designated as the International Property Maintenance Code, 2015 edition, as published by the International Code Counsel, is and the same shall be adopted as the Property Maintenance Code of the City of Watervliet for regulating and governing the conditions and maintenance of all property buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such existing structures as herein provided; providing for the issuance of permits and collections of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Property Maintenance Code are hereby referred to, adopted and made part hereof as though fully set forth in this Ordinance, subject to the additions, insertions, deletions, and changes, if any prescribed in Section 2 of this Ordinance.

Section 2. The Watervliet Code is hereby amended so as to add a new Section 10-62, which shall read as follows:

#### **Sec. 10-62. International Property Maintenance Code – Modifications and Amendments.**

The International Property Maintenance Code as adopted in Sec. 10-61 of the Watervliet Code is hereby modified and amended as follows:

- 1) Section 101.1 The name of jurisdiction as set forth in Sec. 101.1 shall be amended to read “City of Watervliet”.

- 2) Section 103.5      Sec. 103.5 shall be amended to read as follows “The fees for activities and services performed by the Department in carrying out its responsibilities under this Code shall be as established by the City Commission of the City of Watervliet, from time to time by Resolution.
- 3) Section 112.4      The fines provided for in Sec. 112.4 shall be not less than \$300 nor more than \$500.
- 4) Section 302.4      The height in inches for the maximum height of weeds or plant growth shall be not in excess of six (6) inches.
- 5) Section 304.14      The period of time established in Sec. 304.14 shall be from April 1<sup>st</sup> to October 1<sup>st</sup>.
- 6) Section 602.3      The period of time established in Sec. 602.3 shall be from September 1<sup>st</sup> to June 1<sup>st</sup>.
- 7) Section 602.4      The period of time established in Sec. 602.4 shall be from September 1<sup>st</sup> to June 1<sup>st</sup>.

Section 3.      If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional; such decision shall not affect the validity of the remaining portions of this Ordinance. The Board of Commissioners hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.

Section 4.      Nothing in this Ordinance or in the International Property Maintenance Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or Ordinance repealed by this Ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 5.      This Ordinance shall be published in full in the *Tri-City Record*, a newspaper of general circulation in the City of Watervliet qualified under State law to publish legal notices within fourteen (14) days after its adoption. This Ordinance shall be recorded by the City Clerk in a book marked “Ordinance Record” and shall be authenticated by the signatures of the Mayor and the City Clerk, within seven (7) days of its adoption.

This Ordinance is declared to be effective twenty one (21) days after its adoption.

Adopted and signed this 12th day of April, 2016.

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CITY CLERK