

# Village of Eau Claire 2012 International Property Maintenance Code Ordinance

## Ordinance Number 2015-2

An ordinance of the Village of Eau Claire adopting the 2012 edition of the International Property Maintenance Code, 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 in the Village of Eau Claire; providing for the issuance of permits and collection of fees therefore; repealing Ordinance No. 2009-1 of the Village of Eau Claire and all other ordinances and parts of the ordinances in conflict therewith.

Be it ordained by the Village of Eau Claire of the County of Berrien as follows:

**Section 1.** That a certain document, one (1) copy of which is on file in the office of the Clerk of the Village of Eau Claire and one (1) copy of which is on file in the office of the Village of Eau Claire Building Inspector, being marked and designated as the International Property Maintenance Code as published by the International Code Council, Inc., be and is hereby adopted as the Property Maintenance Code of the Village of Eau Claire, in the State of Michigan; for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of said Property Maintenance Code are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this ordinance.

**Section 2.** The following sections are hereby revised:

**Section 3.** That Ordinance Number 2015-2 of the Village of Eau Claire entitled International Property Maintenance Code Ordinance and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

**Section 4.** That 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 Village of Eau Claire 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 and phrases be declared unconstitutional.

**Section 5.** That nothing in this ordinance or in the 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 hereby repealed as cited in Section 3 of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

**Section 6. Effective Date**

This ordinance shall take effect 30 days after the date of its adoption, and legal publication.

**Section 9. Publication**

The village clerk shall certify to the adoption of this ordinance and cause the same to be published as required by law.

Motion by Ken Karn

Supported by Robert Stanczyk

**Roll Call Vote:**

Yeas: Robert Stanczyk, Ken Karn, Jeff Rice, Tom Baker, Virginia Gonzalez

Nays: None

Absent: None

Ordinance Declared Adopted April 20, 2015

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Pamela K. Anstiss, Village Clerk

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Virginia Gonzalez, Village President