

CITY OF MUNISING

BUILDING PERMIT ORDINANCE

ORDINANCE NO. 9

An Ordinance to facilitate the assessment and collection of taxes and to promote the health, welfare and safety of the inhabitants of the City of Munising, by regulating the improvement, repair, moving and construction of buildings in the City of Munising, County of Alger, State of Michigan.

THE CITY OF MUNISING ORDAINS:

SECTION 1. This ordinance shall be known as the "Building Permit Ordinance" and shall apply to the construction, improvement, repair and moving of all buildings, industrial, commercial and residential, and is for the purpose of facilitating the assessment and collection of taxes and incidentally, to promote the welfare, safety and health of the people of the City of Munising.

This Ordinance is not a building code or a zoning ordinance.

SECTION 2. From and after the effective date of this ordinance no person, firm, or corporation shall begin construction or construct any building, residence, warehouse, or other structure, whether commercial, residential or industrial within the city limits of the City of Munising, having an estimated value of more than five hundred (\$500.00) dollars, in one calendar year, without first obtaining from the City Clerk of the City a certificate showing that he has duly notified the City that such construction is being undertaken.

SECTION 3. From and after the effective date of this ordinance, no person, firm, or corporation shall begin to improve or make improvement upon any building, residence, warehouse or other structure, whether commercial, residential or industrial, having a value of more than five hundred (\$500.00) dollars, in one calendar year, without first obtaining from the City Clerk of the City a certification showing that he has duly notified the City that such improvement is being undertaken.

SECTION 4. From and after the effective date of this ordinance, no person, firm or corporation shall begin to move or move any structure, building, residence or warehouse from one location to another location in the City without first obtaining from the Cit Clerk of the City a certificate showing that he has duly notified the City that such moving is being undertaken.

And no person, firm, or corporation shall move any structure having a value of more than fifty (\$50.00) dollars

along the public streets of the City, without first obtaining from the City Commission a permit to move said building along such routes as may be damaged. The City Commission, upon granting such permit shall include any conditions thereon deemed necessary to protect the City and its inhabitants from all damages caused by such moving. Violation of the permit shall be a violation of this ordinance. In addition to the penalties provided herein, for a violation of this subsection, the City may proceed against the individual in violation, or his/its agent mover, for any damages incurred by the City.

SECTION 5. Every person, firm or corporation, as owner or lessee, desiring to commence the improvement, construction, repair or moving of any structure coming within the provisions of this ordinance shall make a written application to the City Clerk stating the location and character of such improvement, and if a permit to move a structure is sought, further stating the place of movement, and in all cases, the legal ownership of such property, the estimated cost of improvements, the value of the structure if permit to move is sought, and any other information required by the City Commission or the City Clerk. Along with the application the applicant shall pay a fee set by the City Commission.

The City Clerk shall thereupon issue a permit certifying that the provisions of this ordinance have been complied with; provided, however, with respect to the moving of structures from one location to another location in the City of Munising, the application shall first be submitted to the City Commission for approval, and any necessary conditions as to routes, methods of travel, and terms and conditions of a bond indemnifying the City of Munising and the inhabitants of the City of Munising shall be attached.

The person to whom the permit is issued shall cause the permit to be securely attached to the structure being constructed, improved, repaired or moved.

SECTION 6. The City Clerk upon receiving said application and the issuance of said permit, shall notify the City Assessor of the issuance of such permit.

SECTION 7. PENALTY-CIVIL INFRACTION/MISDEMEANOR. A person responsible for activity that violates Section 1 shall be guilty of a civil infraction or a misdemeanor, as provided below.

A person found responsible hereunder shall be guilty of a civil infraction as defined in RJA Section 113, MCLA 600.113, punishable by civil fine according to the following schedule:

First offense within one year \$50.00;

Second offense within one year \$100.00.

Any person who commits three or more violations of Section 1 shall be guilty of a misdemeanor and shall, upon conviction, be fined not more than \$500.00, and/or imprisoned for not more than 90 days.

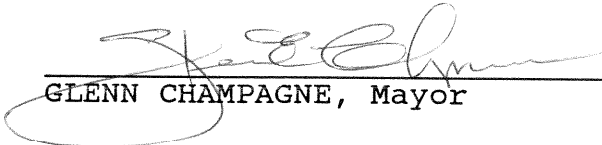
For purposes of computing the one year period, time shall run from the date the first ticket was issued.

SECTION 8. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portions shall be deemed a separate, distinct, and independent provision, and such holdings shall not affect the validity of the remaining portion.


SECTION 9. NOTICE TO BE PUBLISHED. The City Clerk shall publish this ordinance in the manner required by law.

SECTION 10. WHEN EFFECTIVE. This ordinance shall be in full force and effect in this governmental unit ten (10) days after the date of publication.

ADOPTED: March 15, 1993.



GLENN CHAMPAGNE, Mayor



ELIZABETH ANN WILLIAMS, City Clerk

Date Introduced: November 23, 1992

Date Adopted: March 15, 1993

Date Published: April 14, 1993

Date Effective: April 25, 1993