

**TOWNSHIP OF BIRCH
ORDINANCE NO.96-3**

Section 1. Short Title. This Ordinance and the International Conference of Building Officials International Mechanical Code of 1996 shall be known and may be cited as " The Birch Run Township Mechanical Code."

An ordinance of the Township of Birch Run adopting the 1996 edition of the International Mechanical Code, regulating and controlling the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of mechanical systems in the Township of Birch Run; providing for the issuance of permits and collection of fees therefore; repealing Ordinance No. 91-2 of the Township of Birch Run and all other ordinances and parts of the ordinances in conflict therewith.

The Township Board of the Township of Birch Run does ordain as follows:

Section 2. That certain documents, a copy of which is on file in the office of the Township Clerk and the Township of Birch Run, being marked and designated as the International Mechanical Code, 1996 edition including Appendix Chapter A , as published by the International Code Council, be and is hereby adopted as the code of the Township of Birch Run for regulating the design, construction, quality of materials, erection, installation, repair, location, relocation, replacement, addition to, use or maintenance of mechanical systems in the Township of Birch Run and providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, conditions and terms of such International Mechanical Code, 1996 edition, published by the International Code Council, on file in the office of the Township of Birch Run are hereby referred to, adopted and made a part hereof as if fully set out in this ordinance.

Section 101.1. Title. These regulations shall be known as the Mechanical Code of the Township of Birch Run, hereinafter referred to as " this code."

Section 106.5.2. Fee Schedule. The fees for mechanical work shall be as indicated in the following schedule. Uniform Administrative Code of 1994.

Section 105.5.3 Fee Refunds. This section is deleted.

Section 108.4 Violation penalties. Any person who violates any provisions of this ordinance shall upon conviction be punished by a fine of not more than Five Hundred and 00/100 Dollars (\$500.00) or by imprisonment for not more than ninety (90) days in jail, or both. Each day's failure of compliance with any provision of this Ordinance shall constitute a separate offense.

Legal proceedings to enjoin the violation of any of the provisions of this Ordinance may be brought in any court of competent jurisdiction in the name of the Township of Birch Run. Such action for injunctive relief shall be brought when authorized by the Birch Run Township board. The enforcement and administration of the provisions of this Ordinance shall otherwise be under and by the Birch Run Township Mechanical Inspector, or such other term or designation by the official appointed by the Township of Birch Run to enforce the provisions of the Mechanical Code.

Section 108.5. Stop work orders. Upon notice from the code official that mechanical work is being done contrary to the provisions of this code or in a dangerous or unsafe manner, such work shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to the owner's agent, or to the person doing the work. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work. Any person who shall continue any work on the system after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable to a fine of not less than twice the fee charged for the original permit nor more than five hundred and 00/100 (500.00) dollars.

Section 3. Codes. Uniform Building Code (1994 edition) and Uniform Fire Code (1994)

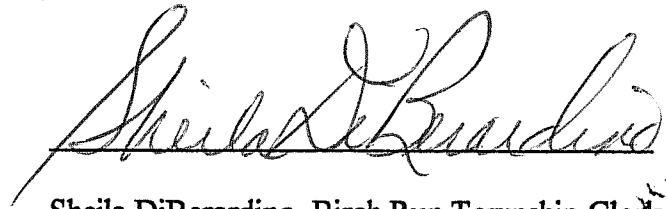
Section 4. That Ordinance No. 91-2 of the Township of Birch Run entitled " The Birch Run Township Mechanical Code" 1991 edition and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. 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 Birch Run Township Board hereby declares that it would have passed this ordinance, and each section, subsection, clause, or phrases thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 6. That the Clerk of the Township of Birch is hereby ordered and directed to cause this ordinance to be published in a newspaper in general circulation.

Section 7. That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect thirty (30) days from and after the publication thereof.

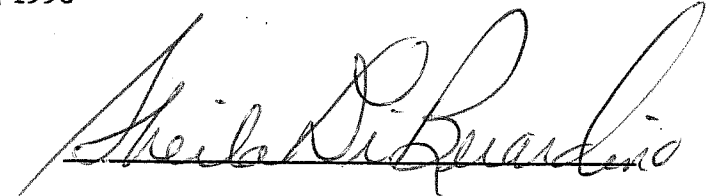
This Ordinance adopted at a regular meeting of the Birch Run Township Board held on the 11th day of June, A.D. 1996.



Sheila DiBerardino, Birch Run Township Clerk

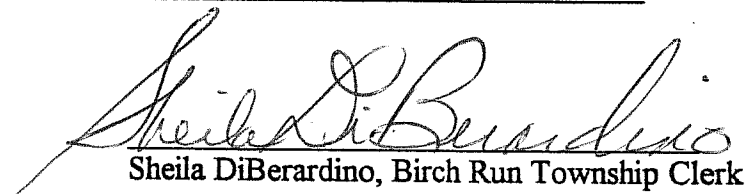
	Aye	Nay	Not Voting
Edward Magnus, Supervisor	<u>X</u>	_____	_____
Sheila DiBerardino, Clerk	<u>X</u>	_____	_____
Nancy Henige, Treasurer	<u>X</u>	_____	_____
Larry Russell, Trustee	<u>X</u>	_____	_____
JoAnne Strahm, Trustee	<u>X</u>	_____	_____
Gary St. Charles, Trustee	_____	_____	<u>absent</u>
David Stewart, Trustee	<u>X</u>	_____	_____

I Sheila DiBerardino, Birch Run Township Clerk, do hereby certify that the foregoing is a true and / or certified copy of the Ordinance adopted by the Birch Run township Board on the 11th day of June, 1996



Sheila DiBerardino, Birch Run Township Clerk

This Ordinance was published on the 19th day of June, 1996, in the Birch Run-Bridgeport Herald



Sheila DiBerardino, Birch Run Township Clerk