

AN ORDINANCE ADOPTING THE RESIDENTIAL CODE OF OHIO AS IT APPLIES TO THE VILLAGE OF MINERVA PARK

WHEREAS, there have been recent changes in state law affecting the Residential Code of Ohio for Ohio municipalities; and

WHEREAS, the Village of Minerva Park nonetheless wishes remain current with applicable state law;

NOW, THEREFORE, be it ordained by the Council of the Village of Minerva Park, Franklin County, State of Ohio, that:

- Section 1. Ordinance 3-81 (dated April 13, 1981), Ordinance 01-2000 §152 hereby are repealed.
- Section 2. Additionally, the existing Chapter 1422 of the Codified Ordinances of Minerva Park, "OBOA One, Two and Three-Family Dwelling Code," hereby is repealed in its entirety.
- Section 3. Accordingly, Chapter 1422 of the Codified Ordinances of Minerva Park, "Residential Code of Ohio for One-, Two-, and Three-Family Dwellings," is hereby adopted to read as shown on the attached and incorporated herein as if fully rewritten.
- Section 4. All prior ordinance(s) or resolution(s) or any part thereof, which is(are) inconsistent with this ordinance or resolution is(are) hereby repealed as to the inconsistent part(s) thereof and the remainder of said ordinance(s) or resolution(s) not inconsistent with this resolution shall remain in full force and effect.
- Section 5. This ordinance shall take effect and shall be in force at the earliest opportunity allowed by law.

First Reading: January 10, 2011  
Second Reading: February 14, 2011  
Third Reading: March 14, 2011  
Passed: March 14, 2011

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Lynn Eisentrout, Mayor, Village of Minerva Park

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Attest Suzanne Coulter, Clerk-Treasurer,  
Village of Minerva Park

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Reviewed by Counsel

## **CHAPTER 1422**

### **Residential Code of Ohio for One-, Two-, and Three-Family Dwellings**

1422.01 Code Adopted  
1422.02 Appeal

1422.07 Conflict of Laws  
1422.99 Penalty

#### **1422.01 Code Adopted**

To regulate the erection, construction, repair, alteration and maintenance of residential dwellings, the “Residential Code of Ohio for One-, Two-, and Three-Family Dwellings” as adopted by the Ohio Board of Building Standards pursuant to Ohio Rev. Code §3781.10 shall apply and be enforced within the Village of Minerva Park. It is adopted by reference and made a part of the Building Code of the Village of Minerva Park as if fully set forth herein.

#### **1422.02 Appeal**

Any person or entity aggrieved by an order, decision, or determination of the Building Official relative to the application of the “Residential Code of Ohio for One-, Two-, and Three-Family Dwellings” may appeal to the Minerva Park Planning and Zoning Commission.

#### **1422.07 Conflict of Laws**

Whenever any provision of the Building Code conflicts with or is inconsistent with the provisions of model codes adopted by reference herein, the more restrictive provision shall apply.

#### **1422.99 Penalty**

Any person or entity that violates or fails to comply with any provision of this chapter for which no other penalty has been provided, or fails to comply with an order or regulation made hereunder, or builds in violation of a building permit or certificate issued hereunder, shall be guilty of a misdemeanor of the fourth degree for each and every violation and noncompliance. A separate offense shall be deemed committed each day during or on which an offense occurs or continues. The imposition of a penalty shall not excuse the violation or permit it to continue, and the application of such penalty shall not be held to prevent the enforced removal or prohibited conditions.

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