WAGANAKISING ODAWAK STATUTE 1997017

AMENDMENT TO BUILDING CODE ADOPTION STATUTE

SECTION I. SHORT TITLE AND PURPOSE

AN AMENDMENT TO THE LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS BUILDING CODE, ESTABLISHING A FEE STRUCTURE FOR COMMERCIAL AND INDUSTRIAL BUILDINGS, WHICH REPLACES THE FEE STRUCTURE IMPLEMENTED FOR ALL OTHER BUILDINGS; KNOWN AS THE COMMERCIAL/INDUSTRIAL FEE STRUCTURE; AND REPEALING ANY EXISTING ORDINANCES WHICH MAY REFERENCE PARTS THEREOF.

Be it ordained by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians as follows:

SECTION II. AMENDMENT TO BUILDING CODE.

That the following sections of the document known as "The BOCA National Building Code, Thirteenth Edition, 1996", as published by the Building Officials and Code Administrators, International, Inc., having been duly adopted by the Little Traverse Bay Bands of Odawa Indians as the Building Code, be revised as follows for Commercial and Industrial buildings only:

Section 112.3.1	Insert: Fee for plan examination, building permit, and inspection to be paid in advance, and set at .0015% of the estimated valuation of the building, or $150.00 whichever is higher.
Section 116.4	Insert: Civil infraction, $100.00

SECTION III. INCONSISTENT ORDINANCES REPEALED

That all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION IV. DATE OF EFFECT

That the Little Traverse Bay Bands of Odawa Indians shall certify to the adoption of this Amendment and cause the same to be published as required by law; and this Amendment shall take full force and effect 30 days after this date of final passage and approval.

SECTION V. SAVINGS CLAUSE

That nothing in this Amendment or in the Building Code hereby adopted shall be construed to affect any suit or proceeding 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or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in section III of this Amendment; nor shall any just or legal remedy of any character be lost, impaired or affected by this amendment.

Certification

As Tribal Chairman and Tribal Secretary, the undersigned certify that this Amendment to Building Code Adoption Statute was duly adopted by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held on August 17, 1997, at which a quorum was present, by a vote of six (6) in favor, zero (0) opposed and zero (0) abstentions as recorded by this roll call.

	In Favor	Opposed	Abstained	Absent
George Anthony	✓			
Patricia Dyer-Deckrow				✓
Frank Ettawageshik	✓			
Barry Laughlin	✓			
Shirley Oldman	✓			
Janet Shomin	✓			
Alice Yellowbank	✓			

Date: 8-20-97

Frank Ettawageshik, Tribal Chairman

Barry Laughlin, Tribal Secretary