



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

October 14, 2021

Mr. Tom Hawkins
Township Supervisor
Charter Township of Raisin
5525 South Occidental Highway
Tecumseh, MI 49286

Charter Township of Raisin
Application to Administer and Enforce
Michigan Mechanical and Plumbing Codes

FINAL DECISION OF THE CONSTRUCTION CODE COMMISSION

On October 13, 2021, the Construction Code Commission reviewed the Charter Township of Raisin's Application to Administer and Enforce the Michigan Mechanical and Plumbing Codes. The application and all supplemental materials were reviewed by the Commission. This final decision is issued pursuant to Section 8b(6) of the Stille-DeRossett-Hale Single State Construction Code Act, 1972 PA 230.

FINDINGS AND CONCLUSIONS: Notification was made to Mr. Tom Hawkins, Supervisor, on August 19, 2021 that this matter would be addressed by the Commission at the Commission meeting on October 13, 2021. The Commission acknowledged receipt and reviewed the material on this matter at the meeting on October 13, 2021. Mr. Ed Engle, Backup Building Official for the Township of Raisin, attended the meeting and provided testimony to the Commission. Following discussion, the Commission moved to deny the Charter Township of Raisin's Application to Administer and Enforce based on the nine (9) deficient items listed in the Bureau of Construction Codes' July 21, 2021 Memorandum to the Commission. The nine deficient items are as follows:

1. The application was submitted by Raisin Charter Township. The governmental subdivision seeking responsibility for the administration and enforcement of 1972 PA 230 and the code is Macon Township. MCL 125.1508b(6) requires the governmental subdivision seeking the responsibility to make application to the Commission.
2. The Macon Township ordinance provided does not adopt the building, residential, existing building, and energy codes which are four of the specifically mentioned seven codes which make up the State Code according to MCL 125.1504(2).
3. The Macon Township ordinance mentions a local area agreement between Macon and Raisin Townships regarding the responsibilities of 1972 PA 230; however, an agreement was not provided with the application. MCL 125.1508b(2) allows governmental subdivisions to provide joint enforcement of the act by agreement.
4. According to the Raisin Charter Township website and the mechanical and plumbing permits posted there, the township is enforcing both of these codes within Macon Township. (These documents are attached after the checklist.) According to our records, the bureau is responsible for these codes. The last mechanical and plumbing permits issued by the bureau for Macon Township were on September 3, 2020, and September 21, 2015, respectively. More information is needed from the townships to determine the exact extent of the past and current status of code enforcement for mechanical and plumbing within Macon Township.
5. The above mentioned mechanical and plumbing permits indicate a local license number is required, compliance with the State Electrical Code, and inspection by the Electrical Inspector.



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Ms. Trish Roberts, Treasurer
Charter Township of Texas
7110 West Q Avenue
Kalamazoo, MI 49009

Charter Township of Texas
Application to Administer and Enforce
Michigan Plumbing Code

FINAL DECISION OF THE CONSTRUCTION CODE COMMISSION

On October 13, 2021, the Construction Code Commission reviewed the Charter Township of Texas' Application to Administer and Enforce the Michigan Plumbing Code. The application and all supplemental materials were reviewed by the Commission. This final decision is issued pursuant to Section 8b(6) of the Stille-DeRossett-Hale Single State Construction Code Act, 1972 PA 230.

FINDINGS AND CONCLUSIONS: Notification was made to Ms. Trish Roberts, Treasurer on August 19, 2021 that this matter would be addressed by the Commission at the meeting on October 13, 2021. The Commission acknowledged receipt and reviewed the application and materials at the meeting on October 13, 2021. Ms. Brooke Hovenkamp, Deputy Superintendent for the Township, attended the meeting and provided testimony to the Commission. Following discussion, the Commission moved to approve the Charter Township of Texas' Application to Administer and Enforce contingent upon receipt of a sufficient response to the following items listed in the Bureau of Construction Codes' July 21, 2021 Memorandum to the Commission:

1. The ordinance provided does not adopt the residential, existing building, and energy codes which are three (3) of the specifically mentioned seven (7) codes which make up the State Code according to MCL 125.1504(2).
2. A list of other governmental subdivisions which the plumbing plan reviewer/inspector is responsible for was not provided as required by checklist item 3.C.
3. A sample plan review letter was not provided as required by checklist item 6.

The approval will be effective thirty (30) days after a sufficient response is received for all three (3) items. The Township's response shall be provided to the Bureau of Construction Codes, Administrative Services Division.

THEREFORE, it is the final decision of the Construction Code Commission to approve the Charter Township of Texas' Application to Administer and Enforce the Michigan Plumbing Code, effective 30 days after a sufficient response has been provided by the Township addressing all three (3) items identified above. The responsibility for administration and enforcement of the Michigan Plumbing Code within the Charter Township will remain with the State of Michigan until the approval becomes effective. This is a final decision of the Commission pursuant to Section 18 of the Stille-DeRossett-Hale Single State Construction Code Act, 1972 PA 230.

cc: BCC - Building and Permits Division
BCC - Plumbing Division

Local licensing is prohibited under the Skilled Trades Regulation Act, 2016 PA 407, and the electrical citations appear to be erroneous.

6. The electrical permit provided with an issuance date of March 4, 2021, identifies the 2015 Michigan Residential Code or the 2012 Michigan Building Code as the applicable code. The 2012 Michigan Building Code was replaced by the 2015 Michigan Building Code on April 20, 2017.
7. The certificate of occupancy provided was from Raisin Township with an issuance date of March 24, 2021, and it identifies the 2009 Michigan Residential Code or the 2012 Michigan Building Code as the applicable code. The 2009 Michigan Residential Code was replaced by the 2015 Michigan Residential Code on February 8, 2016. The 2012 Michigan Building Code was replaced by the 2015 Michigan Building Code on April 20, 2017.
8. A sample plan review letter was not provided as required by checklist item 6.
9. The items identified in the June 7, 2021, letter and attached review checklist have not been addressed by the applicant; therefore, these items are incomplete.

THEREFORE, it is the final decision of the Construction Code Commission to deny the Charter Township of Raisin's Application to Administer and Enforce the Michigan Mechanical and Plumbing Codes. This is a final decision of the Commission pursuant to Section 18 of the Stille-DeRossett-Hale Single State Construction Code Act, 1972 PA 230.

cc: BCC - Building and Permits Division
BCC - Mechanical Division
BCC - Plumbing Division