



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

CORRECTED COPY

October 25, 2022

Mayor Lori West
City of Galesburg
200 East Michigan Avenue
Galesburg, MI 49053

City of Galesburg
Application to Administer and Enforce
Michigan Electrical, Mechanical, Plumbing Codes

FINAL DECISION OF THE CONSTRUCTION CODE COMMISSION

On October 12, 2022, the Construction Code Commission reviewed the City of Galesburg's Application to Administer and Enforce the Michigan Electrical, 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 Mayor Lori West on September 28, 2022 that this matter would be addressed by the Commission at the meeting on October 12, 2022. The Commission acknowledged receipt and reviewed the application and materials at the meeting on October 12, 2022. Mr. Glenn Lindsey, SAFEbuilt, LLC attended the meeting and provided testimony to the Commission. Following discussion, the Commission moved to approve the City of Galesburg's Application to Administer and Enforce pending successful passage of the energy code being added to the City's ordinance to administer and enforce on November 14, 2022 to the satisfaction of Bureau staff. If satisfactory, the transfer of authority will take place November 20, 2022.

THEREFORE, it is the final decision of the Construction Code Commission to approve the City of Galesburg's application pending successful passage of the energy code being added to the City's ordinance to administer and enforce on November 14, 2022 to the satisfaction of Bureau staff. If satisfactory, the transfer of authority will take place November 20, 2022. 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 Section
BCC Electrical Section
BCC Mechanical Section
BCC Plumbing Section

Attachment



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

Memorandum

DATE: September 23, 2022

TO: State Construction Code Commission

FROM: Keith Lambert, Bureau Deputy Director

SUBJECT: Application to Administer and Enforce, City of Galesburg

On August 11, 2022, we received the original application consisting of 70 pages. A review was conducted in accordance with MCL 125.1508b(6) of 1972 PA 230. The overall application has been determined to be sufficient with the following item noted:

1. The three ordinances provided do not adopt the energy code which is one of the specifically mentioned seven codes which make up the State Code according to MCL 125.1504(2).

If the application is approved, we suggest the jurisdictional transfer to be November 12, 2022.

This memo will be provided to the applicant at the time they are given notice of the meeting, and the applicant can address the above-mentioned items at the October 12, 2022, meeting.



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

October 24, 2022

Ms. Lora Feldkamp
Township of Ridgeway
P.O. Box 456
Britton, MI 49229

Township of Ridgeway
Application to Administer and Enforce
Michigan Electrical, Mechanical & Plumbing Codes

FINAL DECISION OF THE CONSTRUCTION CODE COMMISSION

On October 12, 2022, the Construction Code Commission reviewed the Township of Ridgeway's Application to Administer and Enforce the Michigan Electrical, 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 Ms. Lora Feldkamp on October 4, 2022 that this matter would be addressed by the Commission at the meeting on October 12, 2022. The Commission acknowledged receipt and reviewed the application and materials at the meeting on October 12, 2022. Ms. Lora Feldkamp attended the meeting and provided testimony to the Commission. Following discussion, the Commission moved to deny the Township of Ridgeway's Application to Administer and Enforce due to deficiencies cited in the Bureau's October 3, 2022 Memorandum (attached) and further added that all items be corrected prior to reapplying.

THEREFORE, it is the final decision of the Construction Code Commission to deny the Township of Ridgeway's Application to Administer and Enforce the Michigan Electrical, Mechanical and Plumbing Codes due to deficiencies cited in the Bureau's October 3, 2022 Memorandum and that all items be corrected prior to reapplying. 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 Section
BCC Electrical Section
BCC Mechanical Section
BCC Plumbing Section

Attachment



STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

GRETCHEN WHITMER
GOVERNOR

ORLENE HAWKS
DIRECTOR

Memorandum

DATE: October 3, 2022

TO: State Construction Code Commission

FROM: Keith Lambert, Bureau Deputy Director

SUBJECT: Application to Administer and Enforce, Township of Ridgeway

On June 3, 2021, we received the original application consisting of 27 pages. A review was conducted in accordance with MCL 125.1508b(6) of 1972 PA 230, and a letter was issued on August 10, 2021, outlining the review findings. On July 14, 2022, we received a supplemental application consisting of 77 pages. A subsequent review was conducted. The overall application has been determined to be insufficient with the following items noted:

1. The Ridgeway Township ordinance provided does not adopt the residential, existing building, and energy codes which are three of the specifically mentioned seven codes which make up the State Code according to MCL 125.1504(2).
2. A process for establishing reasonable fees from Ridgeway Township was not provided as required by checklist item 7. MCL 125.1522(1) requires the legislative body of the governmental subdivision to establish reasonable fees to be charged for acts and services performed by the enforcing agency.
3. Based upon the documentation concerning FOIA, records are retained and stored at the Raisin Charter Township Office. The Freedom of Information Act, 1976 PA 442, requires the public body (Ridgeway Township) to be in possession and retain public records. Additionally, the FOIA request forms provided indicate Raisin Charter Township as the public body.
4. The construction board of appeals form provided indicates Raisin Charter Township as the governmental subdivision enforcing the code.

5. The certificate of occupancy provided indicates Raisin Charter Township as the governmental subdivision enforcing the code with an issuance date of May 10, 2021, and it identifies 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.
6. The correction/violation notice provided indicates Raisin Charter Township as the governmental subdivision enforcing the code.
7. A sample plan review letter was not provided as required by checklist item 6.
8. The process to assure officials, inspectors, and plan reviewers are meeting continuing education requirements was not provided as required by checklist item 15. Only a continuing education membership list was provided.
9. A process on how the governmental subdivision addresses complaints against its construction officials, inspectors, and plan reviewers was provided; however, it did not include notification with the licensing authority, Bureau of Construction Codes.
10. The construction code personnel list provided identify Ryan Olszewski as a mechanical inspector. Our records indicate that he is not registered as a mechanical inspector.

If the application is denied, we suggest all the above-mentioned items are addressed prior to a new application being submitted to the Commission.

This memo was provided to the applicant at the time they are given notice of the meeting, and the applicant can address the above-mentioned items at the October 12, 2022, meeting.