

1 RESOLUTION NO. 2011-096

LATE FILING

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3 SPONSOR Mr. Pry

4
5 DATE March 21, 2011

COMMITTEE: Planning

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7 **A Resolution authorizing the Executive to execute an Agreement with the City of**
8 **Tallmadge whereby the County of Summit Division of Building Standards will enforce Part**
9 **Thirteen of the Codified Ordinances of the County of Summit, entitled “Building Code,”**
10 **which incorporates the 2006 Residential Code of Ohio and the 2007 Ohio Building Code, on**
11 **behalf of and within the territorial jurisdiction of the City of Tallmadge, for the**
12 **Executive’s Department of Community and Economic Development, and declaring an**
13 **emergency.**

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15 WHEREAS, the State of Ohio, in the interest of providing uniform building regulations
16 throughout the State, has adopted the 2006 Residential Code of Ohio, which regulates residential
17 structures, and the 2007 Ohio Building Code, which regulates non-residential structure; and

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19 WHEREAS, the County of Summit Division of Building Standards, through Part
20 Thirteen of the Codified Ordinances of the County of Summit, entitled “Building Code,”
21 (hereinafter “County Building Code”) has adopted both the 2006 Residential Code of Ohio and
22 the 2007 Ohio Building Code; and

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24 WHEREAS, the County of Summit Division of Building Standards has been certified by
25 the State of Ohio Board of Building Standards to exercise enforcement, inspecting and
26 permitting authority pursuant to the County Building Code on behalf of and within townships
27 and certain municipalities throughout Summit County; and

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29 WHEREAS, the City of Tallmadge desires to enter into an agreement with the County
30 setting forth the scope of duties, manner of performance and all essential terms and conditions
31 whereby the County of Summit Division of Building Standards will enforce the County Building
32 Code on behalf of and within the territorial jurisdiction of the City of Tallmadge, and whereby
33 the County of Summit Division of Building Standards shall have the authority to (i) accept and
34 approve plans and specifications for residential and non-residential buildings, (ii) permit the
35 erection, construction, repair and alteration of residential and non-residential structures, (iii)
36 inspect the erection, construction, repair and alteration of residential and non-residential
37 structures and (iv) enforce the provisions of the County Building Code as they pertain to
38 residential and non-residential structures; and

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40 WHEREAS, on or about March 10, 2011, the City of Tallmadge enacted Ordinance No.
41 33-2011 which authorized the Mayor to enter into an agreement with the County to authorize the
42 County of Summit Division of Building Standards to enforce the County Building Code on
43 behalf of and within the territorial jurisdiction of the City of Tallmadge; and

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45 WHEREAS, it is anticipated that the Ohio Board of Building Standards will grant the
46 application of the City of Tallmadge for certification of the County of Summit Division of
47 Building Standards, pursuant to Section 3781.10(A) of the Ohio Revised Code, to enforce the
48 County Building Code on behalf of and within the territorial jurisdiction of the City of
49 Tallmadge and to exercise all authority under Chapters 3781 and 3791 of the Ohio Revised Code
50 on behalf of and within the City of Tallmadge; and

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