

10-340

## ADDENDUM TO AGREEMENT FOR BUILDING INSPECTION SERVICES

THIS ADDENDUM, entered into on the \_\_\_\_ day of July, 2010, amends the Agreement For Building Inspection Services entered into on or about the 31<sup>st</sup> day of January, 2009, by and between the County of Summit, Ohio, (hereinafter "County"), and the City of Akron, Ohio (hereinafter "City"), collectively the "parties".

WITNESSETH:

WHEREAS, on or about the 31<sup>st</sup> day of January, 2009, the parties entered into an Agreement for Building Inspection Services (hereinafter the "Agreement") whereby the City granted the County authority to review building plans and issue building permits and to make building inspections within the territorial jurisdiction of the City in accordance with the provisions of Chapters 3781 and 3791 of the Ohio Revised Code and as more fully set forth in the aforesaid Agreement; and

WHEREAS, amendments or modifications to the aforesaid Agreement must be set forth in writing and adopted, if necessary, by the legislative body of both the City and County as more fully set forth in Section 16 of the aforesaid Agreement; and

WHEREAS, on or about June 28, 2010, the Council for the County of Summit adopted Resolution 2010-295, enacting Section 1305.25 of the Codified Ordinances of the County of Summit entitled "Commercial Site Improvement Inspection" and Section 1307.13 of the Codified Ordinances of the County of Summit entitled "Commercial Site Improvement Inspection Fees" which established the ability of the County Department of Building Standards to perform commercial site improvement inspections pursuant to an agreement with municipalities and townships; and

WHEREAS, City desires to contract with the County for the performance of post-construction commercial site improvement inspections by the County Department of Building standards within the territorial jurisdiction of the City of Akron, Ohio.

NOW THEREFORE, the parties hereby amend the Agreement For Building Inspection Services as follows:

SECTION ONE. Commercial Site Improvement Plans, whether for new sites or modifications, repair or additions to existing sites will continue to be submitted to the Engineer of the City of Akron for pre-construction review and site plan approval of all commercial site projects located within the territorial jurisdiction of the City of Akron.

SECTION TWO. The Commercial Site Improvement Plan shall set forth the location and specifications of the following commercial site improvements, in addition to the location of all structures to be located on the site:

1. Graded areas
2. Paved areas/Parking lots/Driveways
3. Parking lot stripping
4. Sidewalks
5. Curbs
6. Catch Basins
7. Retention/Detention Basins, including inlets and outlets
8. Storm sewers/Drainage Pipes
9. Manholes

SECTION THREE. After a commercial site plan has been approved by the City Engineer, in addition to any required Building Permits, an applicant shall also apply to the County Department of Building Standards for a Commercial Site Improvement Permit and shall be required to demonstrate the approval of the City Engineer of the City of Akron prior to issuance of said Commercial Site Improvement Permit.

SECTION FOUR. The County Building Department agrees to inspect site improvements for compliance with the approved commercial site improvement plan. County agrees it shall not issue a Certificate of Occupancy or any comparable authorization to use or occupy until such time as the Building Department has inspected and approved as compliant with the commercial site improvement plan all required site improvements

SECTION FIVE. In addition to the Commercial Site Plan Permit, every applicant shall be required to obtain commercial plan permits and pay any fees associated with said permits as may be adopted by lawful Ordinance of the Council of the County of Summit and as may be amended by County Council thereafter.

IN WITNESS WHEREOF, the parties hereby sign this Addendum and the same shall be effective as of the date signed by the County Executive.

CITY OF AKRON

\_\_\_\_\_  
DONALD L. PLUSQUELLIC, Mayor

\_\_\_\_\_  
Date

COUNTY OF SUMMIT

\_\_\_\_\_  
RUSSELL M. PRY, County Executive

\_\_\_\_\_  
Date

APPROVED AS TO FORM:

\_\_\_\_\_  
CHERRI B. CUNNINGHAM, Director of Law

\_\_\_\_\_  
Date

\_\_\_\_\_  
RICHARD E. DOBBINS, General Counsel

\_\_\_\_\_  
Date