

**AN EMERGENCY ORDINANCE
ADDING NEW CHAPTER 1330 OF THE CODIFIED ORDINANCES
OF MAYFIELD VILLAGE, OHIO
ADOPTING THE 2024 OHIO EXISTING BUILDING CODE**

WHEREAS, at this time, due to the updates by the Ohio Board of Building Standards to the Ohio Building Code, it is deemed in the interest of the health, safety and welfare of all Village residents to create new Chapter 1330 and to adopt the 2024 Ohio Existing Building Code that was effective as of March 1, 2024.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF MAYFIELD VILLAGE, OHIO, THAT:

SECTION 1. Chapter 1330 of the Codified Ordinances of Mayfield Village is hereby and herein adopted to read as is more fully set forth in Exhibit “A”, a copy of which is attached hereto and incorporated herein.

SECTION 2. Any sections of the Village’s Codified Ordinances in conflict herewith are hereby and herein repealed and amended accordingly. All other provisions of the Village’s Codified Ordinances not inconsistent herewith shall remain in full force and effect.

SECTION 3. Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including requirements of Section 121.22 of the Ohio Revised Code.

SECTION 4. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the health, safety, and

welfare of the residents of Mayfield Village, Ohio, and for the reason that 2024 Ohio Existing Building Code went into effect on March 1, 2024. It shall, therefore, upon the passage by the affirmative vote of not less than five (5) members elected to Council and approved by the Mayor, or otherwise at the earliest time allowed by law.

STEPHEN SCHUTT
Council President

First Reading: _____, 2024

Second Reading: _____, 2024

Third Reading: _____, 2024

PASSED: _____, 2024

BRENDA T. BODNAR, Mayor

APPROVED AS TO FORM:

DIANE A. CALTA, ESQ.
Director of Law

ATTEST: _____
MARY E. BETSA, MMC
Clerk of Council

EXHIBIT A

CHAPTER 1330 Ohio Existing Building Code

- 1330.01 Adoption by reference.
- 1330.02 Purpose.
- 1330.03 Application.
- 1330.04 File and distribution copies.
- 1330.05 Conflict of laws.
- 1330.99 Penalty.

1330.01 ADOPTION BY REFERENCE.

Pursuant to Ohio R.C. 731.231, there is hereby adopted by and for the Village of Mayfield, the Ohio Existing Building Code, effective March 1, 2024, being Chapter 4101:1-34-1 of the Ohio Administrative Code (OAC).

1330.02 PURPOSE.

The purpose of the Ohio Existing Building Code, as adopted in Section 1330.01, is to provide uniform standards for the maintenance, repair, alteration, change of occupancy, addition to, and relocation of existing buildings that are within the scope of the Ohio Building Code.

1330.03 APPLICATION.

The Ohio Existing Building Code, as adopted in Section 1330.01, is hereby made expressly applicable to all buildings, structures and occupancies in the Village, including non-industrialized one, two and three-family dwellings and their appurtenant and accessory structures and including mercantile, industrial, and institutional occupancies.

1330.04 FILE AND DISTRIBUTION COPIES.

At least one copy of the Ohio Existing Building Code, as adopted in Section 1330.01, is on file with the Clerk of Council for inspection by the public. At least one copy is also on file in the County Law Library. In addition, the Clerk of Council has copies available for distribution to the public at cost.

1330.05 CONFLICT OF LAWS.

In the event of a conflict between any of the provisions of the Ohio Existing Building Code, as adopted in Section 1330.01, and a provision of any other standard technical code adopted by the Village, or any local ordinance, resolution, rule or regulation, the stricter standard shall control.

1330.99 PENALTY.

(a) Whoever violates or fails to comply with any of the provisions of the Ohio Existing Building Code, as adopted in Section 1330.01, is guilty of a misdemeanor of the third degree and shall be fined not more than five hundred dollars (\$500.00) or imprisoned not more than sixty days or both, for each offense. Unless otherwise provided, a separate offense shall be deemed committed each day during or on which a violation or noncompliance occurs or continues.

(b) The application of the penalty provided in subsection (a) hereof shall not be deemed to prevent the enforced removal of prohibited conditions, or the application of any other equitable remedy.