

**WAGANAKISING ODAWAK STATUTE 1997017**

**AMENDMENT TO BUILDING CODE ADOPTION STATUTE**

**SECTION I. SHORT TITLE AND PURPOSE**

AN AMENDMENT TO THE LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS BUILDING CODE, ESTABLISHING A FEE STRUCTURE FOR COMMERCIAL AND INDUSTRIAL BUILDINGS, WHICH REPLACES THE FEE STRUCTURE IMPLEMENTED FOR ALL OTHER BUILDINGS; KNOWN AS THE COMMERCIAL/INDUSTRIAL FEE STRUCTURE; AND REPEALING ANY EXISTING ORDINANCES WHICH MAY REFERENCE PARTS THEREOF.

Be it ordained by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians as follows:

**SECTION II. AMENDMENT TO BUILDING CODE.**

That the following sections of the document known as "The BOCA National Building Code, Thirteenth Edition, 1996", as published by the Building Officials and Code Administrators, International, Inc., having been duly adopted by the Little Traverse Bay Bands of Odawa Indians as the Building Code, be revised as follows for Commercial and Industrial buildings only:

Section 112.3.1                      Insert: Fee for plan examination, building permit, and inspection to be paid in advance, and set at .0015% of the estimated valuation of the building, or \$150.00 whichever is higher.

Section 116.4                        Insert: Civil infraction, \$100.00

**SECTION III. INCONSISTENT ORDINANCES REPEALED**

That all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

**SECTION IV. DATE OF EFFECT**

That the Little Traverse Bay Bands of Odawa Indians shall certify to the adoption of this Amendment and cause the same to be published as required by law; and this Amendment shall take full force and effect 30 days after this date of final passage and approval.

**SECTION V. SAVINGS CLAUSE**

That nothing in this Amendment or in the Building Code hereby adopted shall be construed to affect any suit or proceeding in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in section III of this Amendment; nor shall any just or legal remedy of any character be lost, impaired or affected by this amendment.

**Certification**

As Tribal Chairman and Tribal Secretary, the undersigned certify that this Amendment to Building Code Adoption Statute was duly adopted by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held on August 17, 1997, at which a quorum was present, by a vote of six (6) in favor, zero (0) opposed and zero (0) abstentions as recorded by this roll call.

	In Favor	Opposed	Abstained	Absent
George Anthony	✓	_____	_____	_____
Patricia Dyer-Deckrow	_____	_____	_____	✓
Frank Ettawageshik	✓	_____	_____	_____
Barry Laughlin	✓	_____	_____	_____
Shirley Oldman	✓	_____	_____	_____
Janet Shomin	✓	_____	_____	_____
Alice Yellowbank	✓	_____	_____	_____

Date: 8-20-97

*Frank Ettawageshik*  
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Frank Ettawageshik, Tribal Chairman

*Barry Laughlin*  
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Barry Laughlin, Tribal Secretary