

Ordinance No. 72-08

Passed July 14, 20 08

7/8/08-gmk
(Ordinance, Rules & Claims)

Ordinance No. 72-08

An ordinance amending Chapter 909 Registration of Contractors, of the Codified Ordinances of the City of North Canton, repealing any and all legislation inconsistent herewith and declaring the same to be an emergency.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, STATE OF OHIO:

Section 1. That Chapter 909 Registration of Contractors, of the Codified Ordinances of the City of North Canton, be, and the same is hereby amended to read:

“909.01 REGISTRATION REQUIRED; FEE AND BOND.

(a) Registration Application and Fee. Any contractor, person, firm or corporation performing the work of constructing, repairing or replacing any curb, sidewalk or drive on any street, alley, thoroughfare or other public property of the City, or driveways which enter or abut public right-of-ways, shall first obtain a Registration before any work is performed. Any person or firm hereunder shall make application with the Department of Permits & Inspection, or its successor, for a Registration to perform concrete or asphaltic concrete work in the City. Upon approval of the application by the City Engineer, the applicant shall pay a Registration fee of One Hundred Fifty (\$150.00) Dollars which shall expire on December 31 of each year.

(b) Contractors and Subcontractors. Registration includes but is not limited to the following contractors for any new, additional, alteration, etc.: building/general; home improvement; siding; roofing; decks; plumbing; electrical; HVAC; paving; masonry; cement; asphalt; excavation; sewer; trenching; low voltage; alarm; communication; control; signage; lawn irrigation; demolition; house moving; sprinkler; hood suppression; fire pumps; etc.

The Superintendent of Permits & Inspection shall have final discretion.

(c) Bond. Upon approval of an application for a Registration herein, the applicant shall furnish a bond to the City of Ten Thousand (\$10,000.00) Dollars.

(d) Registration Fee for Electrical and Plumbing Journeymen: Electrical and plumbing journeymen shall pay a registration fee of Twenty-Five (\$25.00) Dollars per year and a late fee of Twenty-Five (\$25.00) Dollars.

(e) Examination Fee for Electrical and Plumbing Journeymen: Electrical and plumbing journeymen shall pay an examination fee of \$25.00.

(f) Registration Fee for Electrical and Plumbing Apprentices: Electrical and plumbing apprentices shall pay a registration fee of Ten (\$10.00) Dollars per year.

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(g) Penalty: Any contractor, journeyman, apprentice performing work without a permit and/or registration shall be fined at a rate double the established fees.

(h) Homeowner Exemption. Owners of owner occupied single family residential premises performing concrete or asphaltic concrete work on such owner occupied single family residential premises with their own noncompensated labor shall be exempted from the Registering and bonding requirements of this section.

909.02 INSURANCE COVERAGE REQUIRED.

(a) Evidence of Insurance. The contractor shall furnish evidence of public liability insurance to the Superintendent of Permits and Inspection who is issuing the Registration under this chapter. The contractor shall be liable for any damages, injuries or other liability caused by his negligent operations or in the performance of his work and/or contract. The City and its officers or agents are saved harmless from any claims arising from the negligence of the contractor.

909.03 REGISTRATION REVOCATION; APPEAL; HEARING AND DECISION.

(a) Revocation and Notice. Any Registration issued under the provisions of this chapter may be revoked and cancelled at any time by the Mayor for any violation of State law or City ordinances, or for failure to conform to the specifications and requirements of this chapter. Failure to conform to the specifications and requirements of this chapter shall also be just cause for Registration revocation. When any work previously done is found to be defective in any respect, and a record of the work has been kept by the City showing the date, name of the Registration, the location in the City and the owner or person in control of the property where any such work is performed contrary to law and written notice, the Registration shall be notified by certified mail, at the last known address, to immediately correct such defective work.

(b) Conforming Work: Appeal. Such Registration shall immediately upon receipt of the written notice, make the work conform to law. If the Registration claims that the work or material set forth and state in the notice is not defective and is in strict accord with State and City specifications, the Registration shall so notify the Mayor, in writing, within forty-eight (48) hours after the notice is made.

(c) Reinspection: Hearing. The Mayor shall then order a reinspection to be made by another inspector, and if the Registration is dissatisfied with the report of the second inspector, the Mayor shall, upon written application by the Registration, within seventy-two (72) hours after the reinspection, give the Registration a hearing.

(d) Decision. The Mayor may revoke the Registration at the hearing; his decision shall be final.

RECORD OF ORDINANCES

0323

72-08

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 72-08

Passed July 14, 2008

909.04 CONSTRUCTION PERMITS; FEES.

a. Permits. Before proceeding with the construction of sidewalks, curbs, gutters and driveways which enter or abut public rights of way, a permit shall first be obtained by the owner or his agent from the Superintendent of Permits and Inspection or its successor.

b. Fees. The Superintendent of Permits and Inspection, or his successor, shall make out the permits required and collect a fee for new construction of Fifty (\$50.00) Dollars and for replacement construction, Fifty (\$50.00) Dollars therefore.

909.99 PENALTY.

Whoever violates any provision of this chapter is guilty of a minor misdemeanor; a separate offense shall be deemed committed each day during or on which a violation occurs or continued."

Section 2. That any and all legislation inconsistent herewith, be, and the same is hereby repealed.

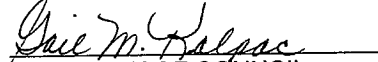
Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the timely implementation of the fee changes for the registration of contractors and to ensure the continued efficient operation of the Permits & Inspection Department; wherefore, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor.

North Canton, OH
Passed: 7/14/08


MAYOR

SIGNED: 7/14, 2008

ATTEST:


CLERK OF COUNCIL