

PERFORMANCE BOND

An Ordinance enacted under Act 246, P.A. 1945, as amended, authorizing Township Boards to adopt ordinances and regulations to secure the public health, safety, and general welfare; and under Act 230, P.A. 1972 as amended authorizing Township Boards to administer rules for the construction, alteration, demolition, occupancy and use of property, buildings and structures.

The Township of Riley Ordains:

SECTION 100. BOND REQUIREMENT

Every applicant for a building permit which requires a bond shall deposit with the Township of Riley a fee set by Resolution by the Township Board. All other performance bonds shall meet the fees and conditions as stated in this ordinance with fees set by resolution by the Township Board. Such fee shall be in the form of cash, certified check, or personal check in fully negotiable form and made payable to the Township of Riley.

SECTION 200: BOND REFUND

The Township Board will release the funds when the construction has passed final inspection, and an occupancy and/or use permit is issued for that constructed building. The Township Board will release Performance bonds upon satisfactory completion of all conditions.

SECTION 300: FORFEITURE OF BOND

- 1.) The Building Permit Bond deposited by the applicant with the Township of Riley will be deposited and held by the Township until the construction has passed final inspection, and the certificate of occupancy and or use has been issued by the Township Building Inspector. Further, in the event that the said construction shall not be completed and certificate of occupancy and/or use issued within two (2) years from the date of commencement of construction, then the Building Permit Bond will be forfeited to the Township of Riley.*

In the event that a bond is not completed and a certificate of use issued within six (6) months and/or renewed for one (1) six (6) month renewal period the bond shall be forfeited. (Adopted 9-8-03; Published 9-17-03; Effective upon publication)

All other performance bonds shall be forfeited for noncompliance of conditions after ninety (90) days.

- 2.) Unless the applicant has obtained an extension of the Bond period from the Riley Township Board, for just cause, the Forfeited Bond will not be returned to the applicant.*
- 3.) The Township of Riley, by its Supervisor, Clerk or their designate (s), shall give notice to any applicant of the Forfeiture of Bond forty-five (45) days prior to the forfeiture date. The notice shall be forwarded by first class mail to the last known address of the applicant, and shall direct the applicant to appear before the Township Board, to show cause, if there be any, why the Bond should not be forfeited to the Township. Thereafter, the Bond will be forfeited if good cause shall not have been shown by the applicant for the delay in completion.*

SECTION 400: SEVERABILITY

If any section, paragraph, clause, phrase or part of this Ordinance is for any reason held invalid by any court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this Ordinance, and the application of those provisions to any persons or circumstances shall not be affected thereby.

SECTION 500: REPEAL OF CONFLICTING ORDINANCES

All Ordinances or parts of Ordinances in conflict with any of the provisions of this Ordinance are hereby repealed.

SECTION 600: EFFECTIVE DATE

This Ordinance is an ordinance necessary for the health and safety of the people of the Township of Riley and shall be in full force and effect from and after its passage.

CERTIFICATION BY CLERK

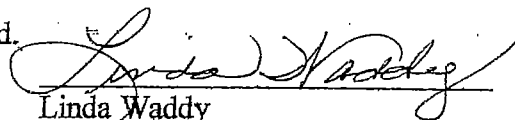
I, Linda Waddy, Clerk of the Township of Riley, St. Clair County, State of Michigan, hereby certify that the foregoing Building Permit Bond Ordinance No. 29 was duly approved by the Township Board of the Township of Riley, St. Clair County, Michigan, on January 8, 2001 by the following vote:

Yeas: 5

Nays: 0

Absent: 0

And was ordered published by the Riley Township Board.


Linda Waddy
Riley Township Clerk

Publication Date: January 17, 2001

A copy of the above Riley Township Building Permit Bond Ordinance No. 29 may be purchased or inspected at the Township Hall during regular business hours at 13016 Belle River Rd., Riley, Michigan 48041; telephone number (810) 392-2326.

CERTIFICATION BY CLERK

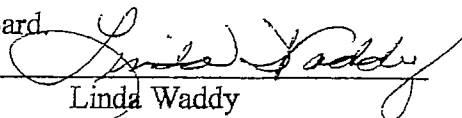
I, Linda Waddy, Clerk of the Township of Riley, St. Clair County, State of Michigan, hereby certify that the foregoing Performance Bond Ordinance No. 29 was duly approved by the Township Board of the Township of Riley, St. Clair County, Michigan, on March 3, 2003 by the following vote:

Yeas: 5

Nays: 0

Absent: 0

And was ordered published by the Riley Township Board.


Linda Waddy
Riley Township Clerk

Publication Date: March 12, 2003

CERTIFICATION BY CLERK

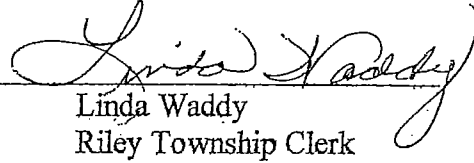
I, Linda Waddy, Clerk of the Township of Riley, St. Clair County, State of Michigan, hereby certify that the foregoing Performance Bond Ordinance No. 29 amendment was duly approved by the Township Board of the Township of Riley, St. Clair County, Michigan, on September 8, 2003 by the following vote:

Yeas: 5

Nays: 0

Absent: 0

And was ordered published by the Riley Township Board.


Linda Waddy
Riley Township Clerk

Publication Date: September 17, 2003

RILEY TOWNSHIP ORDINANCE NO. 29

BUILDING PERMIT BOND

An Ordinance enacted under Act 246, P. A. 1945, as amended, authorizing Township Boards to adopt ordinances and regulations to secure the public health, safety, and general welfare; and under Act 230, P. A. 1972 as amended authorizing Township Boards to administer rules for the construction, alteration, demolition, occupancy and use of buildings and structures.

The Township of Riley Ordains:

Section 100. Bond Requirement

Every applicant for a building permit for construction which requires a certificate of occupancy after completion shall deposit with the Building Inspector Five Hundred (\$500.00) Dollars in cash or by a certified check to insure that applicants will seek final inspection and if necessary an occupancy permit.

Section 200. Bond Refund

The Township board will release the funds when the construction has passed final inspection, and an occupancy permit is issued for that constructed building.

Section 300. Severability

If any section, paragraph, clause, phrase or part of this Ordinance is for any reason held invalid by any court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this Ordinance, and the application of those provisions to any persons or circumstances shall not be affected thereby.

Section 400. Effective Date

This Ordinance is an ordinance necessary for the health and safety of the people of the Township of Riley and shall be in full force and effect from and after its passage.

Ayes: Hannon, Gravilla, Hazelton, Van Pelt, and Lambert
Nays: None

Ordinance declared adopted this 4th day of August, 1980.

Gerald Hannon
Township Supervisor

George Gravilla
Township Clerk

This is to certify that the foregoing is a true and accurate copy of Riley township Ordinance Number 29, being Building permit Bond Ordinance adopted at a regular meeting of the Riley Township Board on August 4, 1980.

George Gravilla
Township Clerk