



VILLAGE OF ASHVILLE BUILDING DEPARTMENT ADVISORY BOARD OF REVIEW RULES AND REGULATIONS

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A. AUTHORIZATION FOR THE BUILDING DEPARTMENT ADVISORY BOARD OF REVIEW

There is hereby created a Building Department Advisory Board of Review by:

1311.06 RULES AND REGULATIONS.

The Building Department Advisory Board is hereby granted authority to establish rules and regulations governing the issuance of permits and enforcement of the Building Code and the Property Maintenance Code. (Ord. 2000-15. Passed 7-24-00.)

1321.05 NOTICE OF REVOCATION.

In the event any registration issued under this chapter is revoked, the applicant shall be notified of the revocation in writing and such notice shall be sent by certified mail to the registrant at the address of the registrant as set forth in the application for registration. The registrant shall have ten days after receipt of such notice to appeal such revocation. Such appeal shall be perfected by filing a written notice of the appeal with the Village Administrator. Thereupon, the registrant shall have not less than ten days notice of the date and place of the hearing. The appeal shall be heard by the Board of Building Standards and Building Appeals, which Board shall have the power after such hearing to either affirm or overrule the decision of the Village Administrator. The Board shall cause notice of its decision to be sent by certified mail to the registrant at the address of the registrant as set forth in the application within thirty days of the date of hearing.

B. COMPOSITION OF BOARD.

- (a) The Advisory Board of Review shall be composed of five (5) voting members and a secretary. Three (3) voting members of a board in attendance at a meeting shall constitute a quorum.
- (b) The Building Official or his designee shall be the secretary to such board. The secretary of a Advisory Board of Review is not a voting member of the board.
- (c) The Advisory Board of Review shall have the following membership:

- (1) Two (2) OHIO CONSTRUCTION INDUSTRY LICENSING BOARD (OCILB) licensed specialty contractors, whose trade or craft shall be relevant to the business of the Advisory Board on which they serve. Both contractors shall be duly registered with the Building Department. In addition, such OCILB licensed specialty contractors shall be actively engaged in the type of contracting of their OCILB specialty license.
 - (2) Two (2) journeypersons, one (1) of which shall be employed under a collective agreement with recognized labor organization, and one (1) shall not.
 - (3) One (1) public member, who is familiar with the construction industry.
- (d) No member of any Advisory Board shall be employed or affiliated with the same business entity or entities of another. No public member shall have a direct or indirect interest in any thing, place or business that is required to be registered by the Village Codes.
- (e) Except for the secretary, it is desirable that all members of a Advisory Board be legal residents of the Village of Ashville or of the counties therein situated and appointed for a term of three (3) years by the Village Administrator, Building Inspector, Planning and Zoning Inspector, and Mayor. The term of each board member shall continue until a successor is appointed. The Village Administrator may remove any member of the board, except the secretary, for incompetence, neglect of duty, malfeasance, or misconduct in office.
- (f) If a Advisory Board would be comprised of less than a majority of its voting members who are legal residents of the Village by the appointment of a non-resident of the Village, the appointment must be a legal resident of the Village unless approved by the Village Administrator, Building Inspector, Planning and Zoning Inspector, and Mayor..

C. DUTIES AND POWERS OF THE ADVISORY BOARD.

- (a) General Duties and Powers. The Contractor Board of Review shall have the following general duties and powers:
- (1) To make, adopt, and from time to time, alter its own rules or procedures for the conduct of its meetings and proceedings.
 - (2) To select its own officers in accordance with the rules and regulations adopted by the board.
 - (3) To perform other related duties required either by this building code or as directed by the Building and Zoning Inspector.

- (4) To adjudicate a complaint filed with the Advisory Board of Review against a Building Department registered OCILB license specialty contractor, the holder of a Building Department issued registration. Such a complaint, however, shall be within the limits of the authority, competence, concern, intention, or responsibility of the Advisory Board of Review receiving the complaint.
 - (5) To suspend or revoke the relevant Building Department issued registration or registration of a contractor who, after notification and hearing:
 - A Shall have been found to have violated the terms of this Chapter;
 - B Shall have failed to obtain proper permits or failed to obtain inspection as required by the applicable building code relating to the inspection and approval of such work, within the village; or
 - C Shall have been shown to be persistent and habitual violators of the laws of the state, the provisions of this building code or other ordinances of the city relating to the construction, installation or repair of buildings within the Village.
- (b) In the event there ceases to be an approved testing agency to provide the examination(s) required under these Rule and Regulations. The Building and/or Zoning Official shall immediately notify, in writing, the Advisory Board of Review. The Building and/or Zoning Official shall also issue a statement, in writing, of policy and procedure to be used until such time an approved testing agency has been identified by the Building and Zoning Official.

D. APPEAL OF BOARD DECISION.

Any decision of the Advisory Board shall be appealed to the Village Administrator. Such an appeal shall be limited to the record created during the proceeding before the Advisory Board of Review.