

Ordinance No. 212

City of Grosse Pointe Park

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF GROSSE POINTE PARK BY REVISING AND AMENDING CHAPTER FIFTEEN, SECTION 15-6, OF THE CODE OF THE CITY OF GROSSE POINTE PARK TO REQUIRE THAT RESIDENTIAL CONSTRUCTION AND DEMOLITION SITES ADJACENT TO EXISTING RESIDENTIAL DWELLINGS AND PUBLIC STREETS AND SIDEWALKS IN THE CITY OF GROSSE POINTE PARK BE SECURED.

THE CITY OF GROSSE POINTE PARK ORDAINS:

Section I. The City of Grosse Pointe Park Code of Ordinance, Chapter 15, Nuisances is amended to add Section 15-6 as follows:

Sec. 15-6.

(a) Purpose.

The purpose of this Section 15-6 is to require single-family and multi-family residential construction sites and demolition sites that are adjacent to existing residential dwellings and/or public streets and sidewalks to be secured.

(b) Standards for securing construction sites.

All single-family and multi-family residential construction sites and demolition sites that are adjacent to existing residential dwellings shall comply with the following standards while a building or structure is being erected, altered, repaired, removed or demolished under a valid permit for construction or demolition. Failure to comply is grounds for the Building Official to issue an order to stop work on the construction or demolition.

1. Fencing. All construction sites (either existing or in the future) shall be enclosed with a stable chain-link fence not less than six feet in height. Any gates shall open inward, so as not to obstruct the public right-of-way. When there is not active construction on the site, the gate shall be secured. Temporary fencing may be removed after a complete insulation inspection has been approved. All temporary fencing (including the foundation) shall be removed prior to the issuance of a conditional certificate of occupancy.
2. Silt Fencing. Silt fencing must be installed at construction sites where earth disruption has occurred and must be properly maintained until its removal as approved by the Building official.
3. Signage. Prior to the commencement of construction or demolition, signage prepared by the City shall be attached to the required fencing with the permit holder's name and telephone

number, and contact information for the City's Building Department. One sign shall be provided per street frontage.

4. Right-of-way maintenance. Any activity expected to impact the public right-of-way, including but not limited to a tree within the right-of-way or an adjoining sidewalk, must first receive a permit under Article 21 of the City's Code.
5. Portable toilets. Any portable toilets on site shall be located within the construction site and no less than 15 feet from any existing structure on adjacent property.
6. Excavation. Excavations on a site shall not be open for more than 60 days.
7. Exemptions. This section shall not apply to the following:
 - (1) New developments that have been through subdivision or site condominium approvals.
 - (2) All renovations enclosed within the original building or structure.
 - (3) Additions of less than 50% of the square footage of the original building or structure.
 - (4) Detached accessory structures.

(c) Violations and penalties.

- A. A person violating this article for the first time is responsible for a municipal civil infraction and is subject to payment of a civil fine of not less than \$250, plus costs.
- B. A person violating this article for the second time is responsible for a municipal civil infraction and is subject to payment of a civil fine of not less than \$500, plus costs.
- C. A person violating this article for the third or subsequent time is guilty of a misdemeanor, punishable by a fine of not more than \$500 or imprisonment for not more than 90 days, or to both such fine and imprisonment in the discretion of the court.
- D. In addition to any penalties provided for herein, the court shall be authorized to issue any judgment, writ or order necessary to enforce or enjoin further violation of this article.