

CHAPTER 9

MOVING BUILDINGS

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9-9-1: PERMIT REQUIRED; FEE:

A. Application; Permit: It shall be unlawful for any person to move any building or structure into the City from any place outside the City, or wholly within the City from one lot or parcel to another, or from the City to a point outside of this City without first making application to the Building Inspector and securing a permit therefor as hereinafter provided.

B. Fee: Upon making application for a permit to move such building or structure there shall be paid a fee as determined from time to time by resolution of the City Council.

C. Exception: No moving permit shall be required for the moving of any house, building or structure or part thereof, in size smaller than the following dimensions: eight feet (8') high, ten feet (10') wide, and fifteen feet (15') long. (Ord. 35, 9-14-1971; 1996 Code)

9-9-2: CRITERIA FOR APPROVAL:

A. New Structures: Whether or not a permit is required, no building shall be moved to a location within the City unless such building is a new structure which conforms in all respects with the requirements of the zoning and construction ordinances of this City for such new structure and unless the required permits have been obtained for the inspection of such structure for conformity with the requirements of the ordinances of this City.

B. Old Structures: By special permission of the Council, a building which is not new may be moved to a location within the City but only if the Council finds:

1. Code Compliance: The building will comply with the zoning and construction ordinances of the City;

2. Accessory Building: The building is an accessory building to a dwelling, such as a garage;

3. Replacement: The building will replace an older accessory building;

4. Consistent Architecture: The building will be consistent with the architecture of the dwelling for which it is an accessory building;

5. Nondetrimental: The location of such building at its proposed location in the City will not have a detrimental effect upon the property on which it is to be located or on adjacent properties; and

6. Additional Conditions: If the Council determines to grant such special permission, it may impose conditions upon the granting thereof. (Ord. 35, 9-14-1971; 1996 Code)

9-9-3: REQUIRED INFORMATION:

Upon making an application required by this Chapter, the applicant shall furnish the Building Inspector with such information as he may require relative to the size, location, method of construction, and type of building or structure, the equipment proposed to be used in the moving, the length of time that such building or structure will be on City streets, the days and hours when such moving is to be made, the financial responsibility of the applicant and the insurance protection carried by the applicant. (Ord. 35, 9-14-1971)

9-9-4: INSPECTION OF STRUCTURE AND EQUIPMENT:

A. Access For Inspection: The applicant shall give access to said building or structure to the Building Inspector for the purposes of inspection, and shall permit the Building Inspector to inspect the equipment to be used in such moving.

B. Reasonable Safety Required: No such application for a moving permit shall be granted by the Building Inspector unless such building or structure can be moved with reasonable safety to persons or property within this City.

C. Imposition Of Conditions: The Building Inspector may impose such conditions as are necessary to assure the public safety from injury to persons or property within this City. (Ord. 35, 9-14-1971)

9-9-5: REFERRAL TO CHIEF OF POLICE:

A. Referral By Building Inspector: After examination of the application and the facts relative thereto, if the Building

Inspector shall be satisfied that the ordinances of this City will not be violated by such moving and that the public safety will not be jeopardized thereby, he shall refer the application to the Chief of Police.

B. Review Of Application: The Chief of Police shall examine such application and the facts relative thereto to determine the advisability of any proposed use of the City streets from the viewpoint of traffic and public safety on the days and hours when the proposed moving would take place.

C. Imposition Of Conditions: He may impose such conditions with respect to the days or hours of moving, or the route to be followed within the City or traffic or safety devices to be used, as he shall determine to be necessary to assure traffic and public safety. (Ord. 35, 9-14-1971)

9-9-6: WRITTEN AGREEMENT:

If any conditions are imposed upon the proposed moving operation, said permit shall not be granted until the applicant shall have agreed and assented to such conditions in writing. (Ord. 35, 9-14-1971)

9-9-7: DEPOSIT:

A. Cash Deposit Required: Before any permit is issued the applicant shall make a cash deposit of one hundred dollars (\$100.00) with the Building Inspector to reimburse the City for any expense incurred by the City in connection with said moving and to guarantee that all rubbish and materials will be removed from premises within this City from which the building or structure has been moved, and that all walls and excavations be filled and leveled to existing grade and left in a safe and sanitary condition.

B. Work Performed By City: If such conditions with respect to such premises are not met, the City shall proceed to do the necessary work and charge the cost thereof against the cash deposit.

C. Refund: After all work under said permit is completed and after deducting any expense incurred by the City, any monies remaining in the cash deposit shall be returned to the person making such deposit.

D. Inadequate Deposit: If said deposit is inadequate, the applicant shall, by reason of such application and permit, be obligated to pay any such additional expense within thirty (30) days after the City has completed such work. (Ord. 35, 9-14-1971)

9-9-8: UTILITIES:

A. Termination Of Services: Before moving any house or structure, the mover or owner of the premises within the City from which it is moved shall plug the sewer line with a concrete stopper, shut off the water, pay for all sewer and water service previously provided. The electric, telephone and gas services which might be connected with the house or structure shall be removed by the service company.

B. Overhead Wires:

1. Displacement: In every case in which a moving operation shall require the displacement of any overhead wires, it shall be performed by the person owning, operating and controlling such wires.

2. Proof Of Displacement: Prior to the issuance of a permit for moving operations which will entail the moving of overhead wires, the applicant shall furnish the Building Inspector with satisfactory proof that the displacement of such wires will be made by the person owning, operating and controlling such wires, on the dates and at the times designated for the passage of such house or structure. (Ord. 35, 9-14-1971)

9-9-9: ADDITIONAL CONDITIONS:

At any time during such moving operation the Building Inspector or the Chief of Police may issue any further order, whether of an emergency nature or otherwise, which such person shall find to be necessary to compel compliance with the ordinances of this City, the terms of the application and permit, or to ensure the public safety. (Ord. 35, 9-14-1971)

9-9-10: SAFETY DEVICES:

Any flares, street barriers, parking signs or similar safety devices required by law or required pursuant to the terms of this Chapter shall be provided by the permit holder at his own expense. (Ord. 35, 9-14-1971)

9-9-11: REVOCATION OF PERMIT:

Refusal by the permit holder or any person acting on his behalf to comply with the terms or provisions of this Chapter or to adopt any safety or precautionary device or method imposed upon such moving operation shall be a violation of this Chapter and shall be cause for immediate revocation of the permit. (Ord. 35, 9-14-1971)

9-9-12: PENALTY:

A. Any person who shall violate any provision of this Chapter shall, upon conviction therefor, be subject to penalty as

provided in Section 1-4-1 of this Code.

B. Continuing Violation: The continued violation of any of the provisions of this Chapter or any condition or order imposed hereunder shall be and constitute a separate offense under this Chapter for each and every day such violation shall continue.
(Ord. 35, 9-14-1971; 1996 Code)