

CHAPTER 1466
Moving of Buildings

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CROSS REFERENCES

- 715.27 Municipal regulation of house movers - see Ohio R.C.
- Street obstructions and special uses - see TRAF. Ch. 412
- Numbering of buildings - see S.U. & P.S. Ch. 1022
- Moving or conversion of buildings or dwellings - see P. & Z.
- 1266.04 Nonconforming buildings - see P. & Z. Ch. 1266

1466.01 PERMIT REQUIRED; BUILDING DEFINED.

No person shall move any building over, along or across any highway, street or alley in the Village without first obtaining a permit therefor from the Village Manager. For the purposes of this chapter, "building" means a structure designed, built or occupied as a shelter or roofed enclosure for persons, animals or property and used for residential, business, mercantile, storage, commercial, industrial or other similar purposes.
(Ord. 1964-7. Passed 7-20-64.)

1466.02 PERMIT APPLICATION.

A person seeking issuance of a permit hereunder shall file an application for such permit with the Village Manager in writing which shall set forth the following information:

- (a) A description of the building proposed to be moved, giving the street number, construction materials, dimensions, number of rooms and condition of the exterior and interior;

- (b) A legal description of the lot from which the building is to be moved, giving the lot, block and tract number, if located in the Village;
- (c) A legal description of the lot to which it is proposed such building be removed, giving the lot, block and tract number, if located in the Village;
- (d) The portion of the lot to be occupied by the building when moved;
- (e) The highways, streets and alleys over, along or across which the building is proposed to be moved;
- (f) The proposed moving date and hours;
- (g) Any additional information which the Village Manager requests or finds necessary to a fair determination of whether a permit should be issued.

(Ord. 1964-7. Passed 7-20-64.)

1466.03 DEPOSITS.

Upon receipt of the application it shall be the duty of the Village Manager to cause to be prepared an estimate of the expense that will be incurred in removing and replacing any electric wires, street lamps or pole lines, or any other property which will be required to be removed and replaced by reason of the moving of the building through the Village, together with the cost of materials necessary to be used in making such removals and replacements and the expenses of furnishing the necessary police protection and the services of any other department of the Village. Prior to the issuance of the permit the Village Manager shall require of the applicant a deposit of a sum of money equal to the amount of the estimated expense, or a surety bond to the satisfaction of the Village Manager in such amount. In addition to such bond the applicant shall provide a general cash deposit, an indemnity bond to the satisfaction of the Village Manager or a liability insurance policy approved by the Village Manager in an amount to be fixed by the Village Manager sufficient to indemnify the Village for any damage which the Village may sustain by reason of damage or injury to any highway, street, alley, sidewalk, fire hydrant or other property of the Village, which may be caused by or be incidental to the removal of any building over, along or across any street in the Village, and to indemnify the Village against any claim of damages to persons or private property, and to satisfy any claims by private individuals arising out of, caused by or incidental to the moving of any building over, along or across any street in the Village. (Ord. 1964-7. Passed 7-20-64.)

1466.04 INSPECTION AND STANDARDS.

The Village Manager shall examine the applicant's equipment and the building which is to be removed and shall refuse to issue a permit if he or she finds that:

- (a) Any application requirement or any fee or deposit or indemnity bond required has not been complied with;
- (b) The building is too large to move without endangering persons or property in the Village;

(c) The building is in such a state of deterioration or disrepair or is otherwise so structurally unsafe that it could not be moved without endangering persons or property in the Village;

(d) The building is structurally unsafe or unfit for the purpose for which it is intended to be moved, if the removal location is in the Village;

(e) The applicant's equipment is unsafe and persons or property would be endangered by its use;

(f) Zoning or other ordinances would be violated by the building in its new location;

(g) For any other reasons persons or property in the Village would be endangered by the moving of the building;

(h) The moving would require the trimming of trees or other growth within the confines of the street easement, unless the written permission of both the Village and of the abutting property owner is first obtained;

(i) The route of designated streets over which the building is intended to be moved does not provide the route of maximum safety to persons and property, with a minimum congestion of traffic on public streets.

(Ord. 1964-7. Passed 7-20-64.)

1466.05 APPEAL OF MANAGER'S DECISION.

Appeal of any decision of the Village Manager will be subject to review by the Board of Appeals, pursuant to Section 69 of the Village Charter.

(1971 Code §1339.05)

1466.99 PENALTY.

Whoever violates any of the provisions of this chapter is guilty of a misdemeanor of the fourth degree and shall be fined not more than two hundred fifty dollars (\$250.00) or imprisoned not more than thirty days, or both, for each offense. A separate offense shall be deemed committed each day during or on which a violation occurs or continues.