

DIVISION 2. - PERMIT TO MOVE INTO RESIDENTIAL DISTRICT

Sec. 18-56. - Required.

No person shall have or cause to be moved any house or structure into the residence districts of the city without first obtaining a permit as provided in this division.

(Code 1976, § 4.06(1))

Sec. 18-57. - Application.

Any person desiring henceforth to move any house or structure into the residence districts of the city shall make an application in writing for a building permit. Such application shall be filed with the city engineer.

(Code 1976, § 4.06(2))

Sec. 18-58. - Certification by the building official.

Upon such filing, the city engineer shall submit such application to the city building official. It shall be the duty of the such building official to examine the house or structure to be so moved. If, after such examination, the building official is satisfied that such house or structure to be so moved meets all the requirements of this Code, then such application shall be so certified.

(Code 1976, § 4.06(3))

Sec. 18-59. - Approval by council.

After such certification, the application shall be returned to the city engineer who shall present it to the city council at its next regular meeting. If such house or structure is not newly constructed or has been occupied or used on the site on which located, and is to be used as a dwelling, the council shall hold a public hearing. The application shall be accompanied by a list of the names and addresses of the owners of the lands in such area within 200 feet of the property described in the application to which the house will be moved. Upon receipt of the certified application, the council shall set a time and place for a public hearing before the council. At least ten days before the date of the public hearing, a notice of the hearing shall be published once in the official newspaper, and a copy of such notice shall be mailed to each of the owners referred to in such list. The notice for public hearing shall state that the application to move the house has

been filed, the legal description and address of the original location of the house or structure involved and the legal description and address of the location to which the applicant desires to move it, and the time and place of the hearing on the application. At such hearing or any adjournment of the hearing, if the council finds that all of the provisions of this Code are complied with and that the moving of the house will fit in to the locale to which it is being moved, the council shall approve such application, and a building permit shall be issued to the applicant.

(Code 1976, § 4.06(4))

Sec. 18-60. - Application of this Code.

No building permit shall be issued for the moving of any house or structure into the residence districts in violation of this Code. The application for such permit shall contain the legal description of the lots affected, the dimensions of such house or structure and its proposed location on such lots, together with such other and further information as may be necessary in order to enable the city building official and the council to determine whether such application is in conformity with this Code.

(Code 1976, § 4.06(5))

Sec. 18-61. - Condition of house or structure.

No such permit shall be issued unless such house or structure so proposed to be moved is in a reasonably good state of repair and fit for moving and is reasonably susceptible to renovation in conformity with this Code. It shall be the duty of the building official to examine such house or structure and certify to the council the fitness of such house or structure for moving and whether or not it is reasonably susceptible to renovation in conformity with this Code.

(Code 1976, § 4.06(6))

Sec. 18-62. - Presumption.

If a house or structure are to be moved, it shall be presumed that it may not be in a reasonably good state of repair and that it may not be reasonably susceptible to renovation in conformity with this Code, and therefore it may not be satisfactory for moving. The burden of overcoming this presumption shall be upon the applicant.

(Code 1976, § 4.06(7))