

AN ORDINANCE REGULATING THE MOVING )      ORDINANCE BILL NO. 5  
OF BUILDINGS WITHIN THE CITY OF )      for 1980  
LEBANON, REPEALING ORDINANCE NO. )  
1307, AND DECLARING AN EMERGENCY. )      ORDINANCE NO. 1772

THE PEOPLE OF THE CITY OF LEBANON DO ORDAIN AS FOLLOWS:

Section 1. A building that exceeds eight (8) feet in width or, as loaded for moving, extends upward more than thirteen and one-half (13 1/2) feet from the ground, may be moved across or along any public street, road or highway within the City of Lebanon only after a permit has been applied for and issued in accordance with this Ordinance.

Section 2. An application for a permit to move a building shall be submitted to the City Administrator, or his designated agent, of the City of Lebanon and shall contain the following information:

- A. The address and legal description of the real property upon which the building is situated.
- B. The address and legal description of the real property to which the building will be moved.
- C. If the building is to be moved to a location within the City, a plot plan showing the proposed placement of the building on the property to which it will be moved, including the distance from the building to each lot line.
- D. The proposed route to be taken in moving the building.

E. The proposed time schedule for moving the building.

F. The proposed traffic control measures to be taken.

G. Statements from the owners of the electric wires, utility poles, and other utility installations along the proposed route to the effect that the proposed move will not interfere with or endanger such installations, or that the applicant has made arrangements to the satisfaction of said owners for protecting said installations, paying any potential damages, or reimbursing the said owners for any necessary removal or reinstallation of said installations.

H. Evidence that the building, once moved, will meet all requirements of the City Building, Fire, Electrical and Sanitation Codes.

I. Evidence that the building, once moved, will conform to all zoning and land-use requirements of the City of Lebanon.

Section 3. Upon receipt of the application, the City Administrator, or his designated agent, shall investigate the information contained in the application. If he determines that the proposals contained in the application do not adequately provide protection against property damage, public danger, or public inconvenience, he shall require the application to be re-submitted with such changes or additional information as may be necessary to provide for such protection.

Section 4. If the application complies with the foregoing requirements, and the information contained therein is found to be true, it shall be approved, subject to the remaining conditions

present a public or private nuisance or danger; and that this requirement will be complied with no later than seven days after completion of the moving.

E. The application as approved by the City Administrator, or his designated agent, and the items required by Section 4 (above), shall be incorporated into the permit by reference, and the applicant shall comply therewith.

Section 6. As a condition to the issuance of the above permit, the applicant shall be required to pay a fee to the City in an amount equal to ten (10) cents per square foot of the building to be moved. The applicant shall also be required to obtain all other applicable City permits which may be required for installation of the building on the new location.

Section 7. Once the moving has commenced onto a public street, road or highway pursuant to a permit granted by this ordinance, the applicant shall cause the building to be moved continuously without interruption until the move has been completed, except as the permit may specifically authorize to the contrary.

Section 8. Equipment used to move buildings along or across public streets, roads or highways shall be equipped with rubber tired wheels which shall be the only part of the equipment to come in contact with the road surface. The axle weight of such equipment, as loaded for moving, shall not exceed 18,000 pounds. The City Administrator, or his designated agent, may, in his discretion, require the applicant to place such planking as may be necessary to prevent damage to a public road or other property.

and provisions of this ordinance. Prior to the issuance of a permit, however, the applicant shall be required to submit the following:

A. A Certificate of Insurance evidencing liability insurance in an amount not less than \$500,000, covering the applicant and the City of Lebanon against liability for any personal injury or property damage which may result from the moving.

B. A performance bond in the penal sum of not less than \$3,000 on the condition that the applicant will pay the City for any damage to the streets, roads, highways, sidewalks, or any other public way or installation which may be done in the course of the moving, and further that the applicant will comply with the terms and conditions of the permit and of this ordinance.

Section 5. If the application has been approved by the City Administrator, or his designated agent, and if the applicant has complied with Section 4 (above) and has paid the fee(s) referred to below, the permit shall be issued and shall contain the following information and conditions:

A. The route to be used in moving the building.

B. A requirement that the applicant shall give not less than 24 hours actual written and verbal notice to the City Administrator, or his designated agent, of the commencement of the move.

C. The time period during which the moving will take place.

D. A requirement that the site from which the building will be removed will be placed in such a condition that it will not

Section 9. A party moving a building pursuant to this ordinance shall promptly remove from any public street, road or highway, and from all private property, all litter produced by the moving and shall also place the site from which the building was removed in a clean and sightly condition.

Section 10. Any permit granted pursuant to this ordinance shall not constitute authorization to damage any public or private property. The existence of a permit shall not constitute a defense against any liability incurred by the permit holder for personal injury or property damage caused by the moving.

Section 11. A permit issued pursuant to this ordinance may be summarily revoked by the City Administrator, or his designated agent, in the event of a violation of any term of the permit or of the provisions of this ordinance.

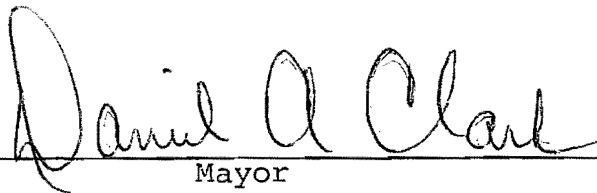
Section 12. A violation of any provision of this ordinance shall constitute a misdemeanor and shall not be punished by a fine not to exceed \$1,000. The foregoing provision shall not, however, limit the right of the City to seek civil remedies in connection with any violation of this ordinance.

Section 13. Repeal. Ordinance No. 1307 enacted May 21, 1968.

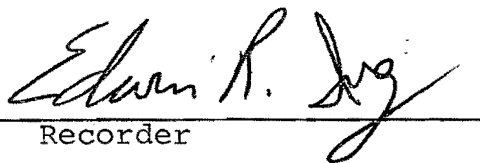
Section 14. Emergency Clause. Inasmuch as the provisions of this ordinance are necessary for the immediate preservation of the peace, health, and safety of the people of the City of Lebanon, an emergency is hereby declared to exist, and this Ordinance

shall be in full force and effect immediately upon its passage by the Council and approval by the Mayor.

Passed by the Council by a vote of 4 for and 0 against, and approved by the Mayor this 23<sup>rd</sup> day of January, 1980.

  
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Mayor

ATTEST:

  
\_\_\_\_\_  
Recorder