

CITY OF LYNNWOOD

ORDINANCE NO. 711

AN ORDINANCE REGULATING THE MOVING OF BUILDINGS OR STRUCTURES OVER STREETS, ALLEYS OR OTHER PUBLIC PROPERTY WITHIN THE CITY OF LYNNWOOD, ESTABLISHING PROCEDURES AND FEES FOR PERMITS AND LICENSE, ESTABLISHING BOND, LICENSE AND LIABILITY INSURANCE REQUIREMENTS FOR MOVING AND FIXING PENALTIES, AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES, ALL SECTIONS OF ORDINANCES NO. 9, 66 and 91.

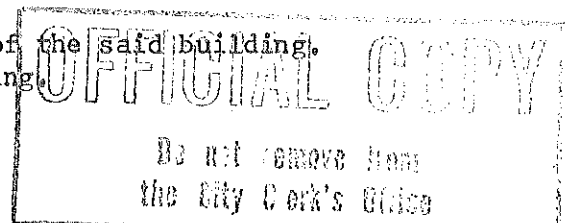
SECTION 1: GENERAL REQUIREMENTS: No person or persons, firm or corporation shall move any part of a building along or across any street, alley or other public property within the City of Lynnwood without first obtaining a valid Business License as set forth in Section 2 and a permit to move on City of Lynnwood streets from the Director of Public Works as set forth in Section 3 and shall comply with all other sections of this Ordinance.

SECTION 2: REQUIREMENTS FOR LICENSE: Applications for a Business License shall be accompanied by the following:

- (a). A policy of Public Liability and Property Damage, issued by a responsible insurance company, authorized to do business under state laws of the State of Washington. Said policy shall insure the permittee and shall insure to the benefit of any and all persons suffering loss or damage either to person or property by reason of any operations of the mover. Said policy also to contain a clause or special endorsement indemnifying and saving harmless the City of Lynnwood against any loss, damage, cost and/or expenses which may in any way occur against said City in consequence of the granting of a permit for moving any building. Such policy shall insure against loss from the liability imposed by law for injury to, or death of any person in the amount or limit of \$25,000.00 as to any one claim and \$30,000.00 for all claims arising from any one accident and against claims for property damage in the amount or limit of \$15,000.00.
- (b). An annual Business License fee shall be paid to the City Clerk as required by City Ordinance.

SECTION 3: REQUIREMENTS FOR HOUSE MOVING PERMIT: No building shall be moved over, along or across any street, alley or public property without first obtaining a permit to do so from the Director of Public Works, the fee for which will be \$15.00. Applicants for permits shall comply with the following:

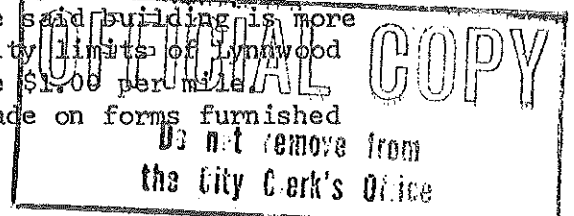
- (a). A written application for each permit shall be filed with the Director of Public Works prior to the date on which the applicant proposes or intends to move the said building or portion thereof, and said application shall include the following information:
 - (1). Name and address of person, firm, or corporation engaged to move said building.
 - (2). City of Lynnwood Business License, number of persons, firm, or corporation engaged to move said building.
 - (3). Name and address of the owner of the said building.
 - (4). Present location of said building.



- (5). Proposed new location of said building.
 - (6). The means and manner the building is to be moved and the type of equipment used thereof.
 - (7). A detailed drawing showing the route over or along which the said building or portion thereof is to be moved.
 - (8). The time that will be required to move the building, including the day and hour when any part will enter any street, alley or public property and the approximate date and hour when every part of the building will be off of public right-of-way within the City of Lynnwood.
 - (9). There shall be attached to the application signed statements from each person, firm, or corporation owning or operating any public utility maintaining any wires, conduits, cables, poles or other appliances or appurtenances thereto, along, over or across any street, alley or public way along the route over which the building or structure is to be moved, which statement shall state that the moving of such building will not molest, damage, or interfere with or interrupt the service of any such wires, conduits, cables, poles or other appliances or appurtenances, or that the applicant has made appropriate arrangements for clearing the same at the time the building is to be moved.
- (b). All buildings or structures to be moved into, through or outside the City limits, in addition to complying with all the provisions of this Ordinance, will adhere to applicable state laws.
 - (c). Such other information as the Director of Public Works may deem necessary.
 - (d). Submit a surety bond issued by a reliable surety company, authorized to do business under state laws of the State of Washington, or a cash security in the penal sum of \$1,000.00 to be kept on file by the City Clerk and to be conditioned that in the moving of said building or structure any damage to City of Lynnwood property, the Director of Public Works may demand forfeit of such bond or cash security or any amount of said bond to cover costs of repairs.

SECTION 4: REQUIREMENTS FOR BUILDING RELOCATION PERMIT: Any person, persons, firm or corporation who proposes to relocate an existing building on any building site within the City shall first obtain a Building Relocation Permit from the Building Official. Applicants shall comply with the following:

- (a). Request an on-site inspection by the Building Official of which a fee of \$25.00 shall be charged, if the said building is within the City limits or within twenty-five (25) miles of the City limits of Lynnwood. If the said building is more than twenty-five (25) miles from the City limits of Lynnwood the fee for such an inspection shall be \$1.00 per mile. Request for said inspection shall be made on forms furnished



by the Building Department. Upon such application, and payment of the fee herein provided, the Building Official shall notify the applicant of the date and time of the inspection. The inspection shall be made at the original location of the building prior to its removal therefrom.

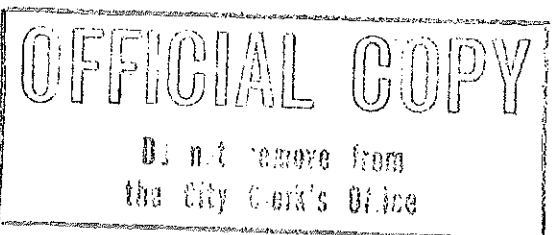
- (b). The owner shall cause to have disconnected the building sewer from the City of Lynnwood sewer at the property line and have said sewer capped at place of disconnection. Prior to issuance of a House Moving Permit, a side sewer contractor shall obtain applicable side sewer capping permits.
- (c). The owner shall be required to remove all or any portion of the interior wall and ceiling finishes as directed by the Building Official for the purposes of inspecting the electrical, plumbing and structural system of said house. The Building Official shall notify the applicant of the results of the inspection and shall furnish the applicant a detailed list of items to be corrected if any such discrepancies are found.
- (d). The owner shall file with the Building Official, at the time application is made, Proof of Ownership of the building, a surety bond in the penal sum of \$2,000.00 issued by a surety company authorized to do business in the State of Washington or cash security in such sum, to the effect that the applicant will complete the building within 90 days after placement of the building on its site in full compliance with the plans and specifications filed and that the site from which said building has been moved has been cleared of all debris, concrete, foundation, etc., and left in a pleasant condition. The owner shall also file at time of application sufficient plans indicating the building will comply with all the current building, mechanical, plumbing, electrical and Fire Codes as adopted by the City Council. The plans shall contain at least the following information:
 - (1). A detailed plot plan drawn at a scale of 1"=20'-0" showing the location of the house on the proposed new site, distance to side yards, off-street parking in compliance to Title 20 of the Municipal Code, all other buildings on said site, north direction indicator, scale, address, and legal property description.
 - (2). A dimensioned foundation plan drawn at a scale of 1/4"=1'0" showing locations and size of footings and foundation walls, size and spacing direction of floor joists, girders, etc.
 - (3). A floor plan drawn at a scale of 1/4"=1'0" showing location of all partitions, plumbing fixtures, doors, size and location of windows, water heater and heating unit.
 - (4). A structural cross section showing the size and spacing of all trusses, rafters, joists and other structural members, roof sheathing, subfloor and wall and partition construction.

SECTION 5: GENERAL PROVISIONS: All buildings to be moved for which a permit has been issued shall comply with the following general provisions in addition to all other requirements of this Ordinance:

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Do not remove from
the City Clerk's Office

- (a). After a building or any part thereof extends over or into or is upon any part of any street, alley or highway by virtue of the moving thereof, the person, firm or corporation moving the same shall employ himself in the moving of such buildings until same reaches its destination or is moved from any and all streets, alleys, or public property and except when the mover has the permission of the Director of Public Works, it shall be unlawful for any such mover to leave standing or abandon the moving of such building while the same or any part thereof is in or upon any part of any street, alley or highway.
- (b). After a House Moving Permit has been issued and a building or any part thereof has been removed from the original site, it shall be unlawful for any such mover to leave standing or abandon the moving of such building while the same is on any property other than for which a Building Relocation Permit has been issued therefore.
- (c). In case any building is moved at night, the mover shall provide such barricades, lights, flares, and traffic officers as may be deemed necessary by the Chief of Police to safeguard the traffic and persons using the said street, alley or public property.
- (d). The person, firm or corporation moving the said building shall furnish an escort as required by the Chief of Police.
- (e). All buildings moved into a land use zone more restrictive than its original location shall be made to conform with the requirements of the more restrictive zone.
- (f). Property on which building is relocated shall not be eligible for rezone for a period of five years after relocation of said building.
- (g). All buildings moved into a fire zone more restrictive than its original location shall be made to conform with the requirements of the more restrictive zone.
- (h). All existing buildings when relocated to a new site, shall comply with the current building, mechanical, plumbing, electrical, and fire codes as adopted by the City Council prior to occupancy.
- (i). Upon completion of the moving of the building, the owner shall proceed immediately to bring the building in compliance with the approved plans as approved by the Building Official for the said building, all requirements of the Zoning Ordinance, Fire Code, Building Code, Mechanical Code, Plumbing Code and Electrical Code as adopted by the City Council, and all such work shall be completed within 90 days from the issuance date of the Building Relocation Permit. The owner of said building shall secure all necessary permits for required work prior to commencement of removing said building from its original site.



SECTION 6: Any person, firm or corporation who violates any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by fine in any sum not to exceed \$300.00 or by imprisonment in the City Jail for a term not to exceed ninety (90) days, or by both such fine and imprisonment. Every such person, firm, or corporation shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation of any portion of any of the provisions of this Ordinance is committed, continued, or permitted. Violations of this Ordinance by any licensed person, firm or corporation in the house moving business shall be sufficient ground for revocation of such license at the discretion of the City Council.

SECTION 7: That if any section, sentence, clause, or phrase of this Ordinance be held to be invalid or unconstitutional, the invalidity or unconstitutionality of any section, sentence, clause, or phrase of this Ordinance, the same shall not affect the validity of constitutionality of the Ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

SECTION 8: This Ordinance shall be in full force and effect five (5) days after its passage, approval and legal publication.

PASSED this 13th day of August, 1973, and signed in authentication of its passage this 13th day of August, 1973.



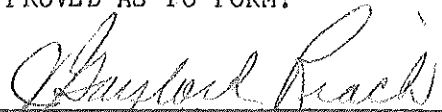
M. J. HRDLICKA, Mayor

ATTEST:



R. W. NOACK, City Clerk

APPROVED AS TO FORM:



J. GAYLORD RIACH, City Attorney

