

4.20 RAZING OR MOVING OF BUILDINGS.

4.201 Permit. No person shall raze or move any Building within the Village without first obtaining a permit therefore from the Village of Mt. Calvary Building Inspector.

(a) The owner of the Building to be razed or moved shall sign the Permit application. An Agent for the owner may sign the permit application upon providing written authorization verifying permission of the owner of the building to apply for the permit.

4.202 Fees. Permit fees shall be established by the Village of Mt. Calvary by resolution.

4.203 Surety Bond. Any application for a Permit to engage in the razing or moving of buildings within the Village of Mt. Calvary (referred to hereafter as the Village) shall be accompanied by a Surety Bond (here after referred to as bond) approved by the Village's attorney as to form in the amount of the actual cost of the permitted work. Such bond shall guarantee that all work is performed in accordance with this code and other state and local laws, rules and regulations and hold the Village harmless from any costs and expenses arising from the permitted work and secure timely performance of the work. The Village may reasonably require a bond of a greater amount on a case-by-case basis where deemed necessary to protect the Village. The Village Board may allow an alternate form of security in an amount deemed reasonable, necessary and sufficient.

4.204 Comprehensive Liability Insurance. An applicant for a permit to raze or move a building into or out of the Village shall provide proof of comprehensive liability insurance in the amount of one million (\$1,000,000) dollars per occurrence and per person and fifty thousand (\$50,000) dollars property damage.

4.205 Permit Conditions. All permits to raze or move a building into or out of the Village shall be subject to the following conditions:

(a) **Permit Term-Razing A Building.** The razing of a building shall be completed within sixty (60) days after the date that the permit was issued. The Building Inspector may at his/her discretion extend the permit term for thirty (30) days. Any extension beyond thirty (30) days must be approved by the Village Board, which approval may be granted, conditionally granted, or denied, at its discretion. The Village Board may instruct the Building Inspector to extend the permit for an agreed upon term or shall seek restitution from the required bond.

(b) **Permit Term-Moving A Building into the Village.** The moving of a building into the Village shall be completed within six (6) months after the date the permit was issued. The Building Inspector may at his/her discretion extend the permit term for thirty (30) days. Any extension beyond thirty (30) days must be approved by the Village Board, which approval may be granted, conditionally granted, or denied, at its

discretion. The Village Board may instruct the Building Inspector to extend the permit for an agreed upon term or shall seek restitution from the required bond.

(c) Permit Term-Moving a Building Out of the Village. The moving of a building out of the Village shall be completed within sixty (60) days after the date the permit was issued. The Building Inspector at his/her discretion may extend the permit for a term of thirty (30) days. Any extension beyond thirty (30) days must be approved by the Village Board, which approval may be granted, conditionally granted, or denied, at its discretion. The Village Board may instruct the Building Inspector to extend the permit for an agreed upon term or shall seek restitution from the required bond.

4.206 Permit Issuance. The Building Inspector upon issuance of a permit to raze or move a building into or out of the Village shall give the applicant a list of conditions of approval that shall be followed regarding the following:

(a) The route that the razed or moved building will be traveling in or out of the Village with any applicable permits needed.

(b) The completed appearance of the moved building with respect to siding, windows, doors, roof, attached or detached garages and the type of foundation.

(c) Life safety items, such as lead paint, asbestos, fire walls, fire doors, G.F.C.I., arc fault and tamper proof outlets, smoke and carbon monoxide detectors, stairways, decks and exhaust fans.

(d) Fill material, topsoil, erosion control and protection of waterways.

(e) Disconnection of electric service, natural gas, municipal sewer and water, private well and sanitary system abandonment.

(f) Any other conditions the Building Inspector deems necessary.

The conditions of approval shall become part of the permit.

4.207 Inspections of Work and Route. Work done under a raze or moved permit are subject to inspections by the Building Inspector who shall have the authority to order corrective work. Failure to follow the orders of the Building Inspector or to complete the raze or move in accordance with this code and the agreed upon Conditions of Approval shall give the Building Inspector authority with approval of the Village Board to seek restitution from the required bond.

(a) The Building Inspector shall inspect the route that was approved in the Conditions of Approval. Any damage to streets or roads in the Village from the moving or razing of the permitted building, shall with direction from the Village Board, give the Building Inspector authority to seek restitution from the required bond for repairs of said streets or roads.

4.208 Enforcement. Any person violating the provisions of this Ordinance or any permit issued under it shall be subject to forfeitures of not less than \$50.00 and not more than \$500.00. Any person subject to forfeiture under this section must also pay the Village's costs of prosecution and attorneys' fees. Each day a violation continues shall constitute a separate offense. In addition to the penalties provided herein, the Village may seek injunctions or abatement orders to prevent any person from violating the provisions of this Ordinance.

4.209 – The Village Clerk is authorized and directed to take all action to incorporate this ordinance into the Village of Mt. Calvary Code of Ordinances and to publish this ordinance as required by law.

Kenneth J Mertens
Ken Mertens, President

Mary Merten
Mary Merten, Village Clerk

Adopted 10/3/12