

ORDINANCE NO. 1851

AN ORDINANCE OF THE CITY OF CHULA VISTA AMENDING SECTIONS 15.44.010, 15.44.020, 15.44.030, 15.44.040 AND 15.44.050 AND ADDING SECTIONS 15.44.060, 15.44.070, 15.44.080 AND 15.44.090 TO CHAPTER 15.44 OF THE MUNICIPAL CODE OF THE CITY OF CHULA VISTA RELATING TO THE MOVING, RELOCATING AND DEMOLISHING OF BUILDINGS

On January 16, 1979, by a unanimous vote of the City Council, the ordinance was adopted governing the requirements and conditions for moving into the City any house, dwelling, commercial or industrial building or structure, or any section or portion thereof. The ordinance delineates the application for a permit; bond relocation; compliance with safety measures; appeals and penalties for violation. A copy of the ordinance is available from the office of the City Clerk, City Hall, 276 Fourth Avenue, Chula Vista.

  
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City Clerk

AN ORDINANCE OF THE CITY OF CHULA VISTA AMENDING SECTIONS 15.44.010, 15.44.02D, 15.44.030, 15.44.040, AND 15.44.050 AND ADDING SECTIONS 15.44.060, 15.44.070, 15.44.080, AND 15.44.090 TO CHAPTER 15.44 OF THE MUNICIPAL CODE OF THE CITY OF CHULA VISTA RELATING TO THE MOVING, RELOCATING AND DEMOLISHING OF BUILDINGS

THE CITY COUNCIL OF THE CITY OF CHULA VISTA DOES ORDAIN AS FOLLOWS:

SECTION 1. SECTIONS AMENDED. That Sections 15.44.010, 15.44.020, 15.44.030, 15.44.040 and 15.44.050 are hereby amended to read as follows:

SECTION 15.44.010. DEFINITIONS. For the purpose of this Chapter, certain words and phrases are defined as set out in this section unless it be apparent from the context that a different meaning is intended.

- (a) "Buildings" shall mean and include any house, dwelling, commercial or industrial building or structure, or any section or portion thereof.

SECTION 15.44.020. APPROVAL. Before any existing building, house or structure of any type whatsoever may be moved from outside the city limits of the City of Chula Vista, or from one location within the City to another location within the city limits of the City of Chula Vista, an application for such moving shall be made to the Building and Housing Department. Fees for moved buildings shall be the same as for new buildings.

SECTION 15.44.030. APPLICATION FOR PERMIT. Whenever an existing building, house or structure is moved from its present location outside the City to a new location within the City of Chula Vista, or from one location within the City of Chula Vista to another location within the City of Chula Vista, the house mover or other person, firm or corporation moving a house, building, or structure shall, prior to moving, file an application for a moving permit with the Building and Housing Department, said application shall contain the following information:

- (a) Present location of building to be moved.
- (b) Location to which it is proposed to move the building.
- (c) Route proposed to be followed in moving the building.
- (d) Provide a sufficient number of detailed plans and specifications of work to be done which shall include and indicate all exterior and interior alterations and decorating, elevations, additions and repairs, together with such other plans and plats that may be required by any other Ordinance of the City of Chula Vista.
- (e) Multi-family projects shall be processed through the Design Review Committee, as provided under Sections 19.28.18D and 19.28.190 of the Municipal Code. Fee shall be as specified in master fee schedule.
- (f) Colored photographs of building elevation before moving and buildings immediately adjacent to new building location.
- (g) Provide a termite and fungus inspection report by a California licensed pest control company. Infestation and fungus, when found, shall be corrected and a certificate issued by the pest control company doing the work.

Any application for a permit to move any building, house or structure may be denied by the Director of Building and Housing if, in the opinion of the Director of Building and Housing, the said building, house or structure cannot be altered or rehabilitated to conform to the Uniform Housing Code as adopted by the City of Chula Vista. Upon receipt of said application and the payment

of a plan check fee, the Director of Building and Housing shall cause an inspection to be made of the building or structure and a report of said inspection shall be forwarded to the Planning Department with recommendation for remodeling. The Planning Department shall process the application.

SECTION 15.44.040. RELOCATION BOND. Every permit to move any such building shall provide that all work of moving, relocation, remodeling, completion and decoration of such building complete and ready for use and according to the plans and specifications required by Section 2, hereof shall be accomplished and completed within 180 days from the date of such permit. Every person, firm or corporation who shall apply for such permit shall deliver to the City of Chula Vista a good and sufficient surety company bond, or a cash deposit. The sum of the bond shall be determined by the Director of Building and Housing in an amount sufficient to cover the cost of remodeling; however, the minimum bond shall be \$5,000.00. The bond shall be made payable to the City of Chula Vista which, by its terms, shall be forfeited in case such building is not completed and ready for occupancy according to such plans and specifications and requirements within such period.

SECTION 15.44.050. DEMOLITION, REMOVAL - PERMIT REQUIRED - FEE. Before any building within the City is demolished or removed, the person, firm or corporation doing the demolishing or removing shall first obtain a permit from the Building and Housing Department. A separate permit fee shall be charged for each separate parcel of land where demolishing or removing is taking place. When new construction is to begin within thirty days, a permit for removal may be included with permit for new building.

SECTION 2. SECTIONS ADDED. That Sections 15.44.060, 15.44.070, 15.44.080 and 15.44.090 are hereby added to read as follows:

SECTION 15.44.060. SAFETY MEASURES - DESIGNATED COMPLIANCE REQUIRED. After demolishing or removal of any building from a parcel of land in the City, the house mover or owner of the parcel shall comply with the following conditions with respect to such parcel:

1. Securely cap and seal all gas, water, oil and any other utility pipes disconnected from the building.
2. Securely seal all sewer and other sanitary facilities.
3. Fill with sand or small gravel all excavations, including cesspools, septic tanks and wells.
4. Remove all refuse, debris, old foundations, walls, curbs, waste material and other impedimenta. Flat work concrete, level with surrounding ground may remain.

Within twenty (20) days after removal of a building, the house mover or owner of the parcel shall file with the Building and Housing Department a letter certifying that all the provisions of this Chapter have been complied with.

SECTION 15.44.070. APPEALS. The applicant may appeal the findings and recommendations of the Building and Housing Department to the Board of Appeals and Advisors. The appeal shall be in writing. For all appeals, the fee shall be one-half of the original application fee as set forth in the master fee schedule of the Municipal Code.

SECTION 15.44.080. RIGHT OF CITY TO CLEAR PROPERTY. Any failure to comply with the provisions of Section 15.44.060 is hereby declared to be a nuisance. The Director of Building and Housing is authorized to summarily abate said nuisance by causing said requirements to be complied with and said abatement by the City shall be at the expense of the person or persons creating, causing, committing or maintaining it. The expense of the abatement of said nuisance by the City shall be a lien against the property on which it is maintained and a personal obligation of the property owner.

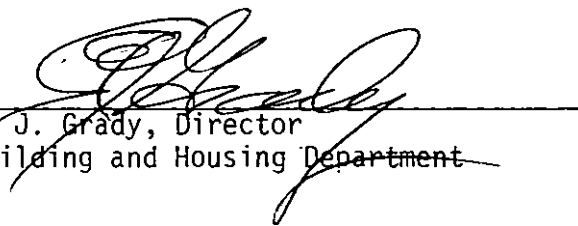
SECTION 15.44.090. VIOLATION - PENALTY. Any person, firm or corporation violating any of the provisions of this Chapter shall be deemed guilty of a misdemeanor and each such person, firm or corporation shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation of any of the provisions of said Chapter is committed,

continued or permitted and upon conviction of any such violation shall be punishable by a fine of not more than five hundred dollars (\$500) or by imprisonment for not more than six (6) months or by both such fine and imprisonment.

This ordinance shall take effect and be in force on the thirty-first day from and after its passage and approval.

Presented by:

Approved as to form by:



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E. J. Grady, Director  
Building and Housing Department



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George D. Lindberg, City Attorney

1851

FIRST READ AT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA, CALIFORNIA, HELD January 9, 1979, AND FINALLY PASSED AND ADOPTED AT A REGULAR MEETING THEREOF HELD January 16, 1979, BY THE FOLLOWING VOTE, TO-WIT:

AYES: Councilmen : Gillow, Scott, Cox, Egdahl, Hyde  
NAYES: Councilmen : None  
ABSTAIN: Councilmen : None  
ABSENT: Councilmen : None

*Will T. Hyde*

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Mayor of the City of Chula Vista

ATTEST *Jennie M. Fulasz*  
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City Clerk

STATE OF CALIFORNIA )  
COUNTY OF SAN DIEGO ) ss.  
CITY OF CHULA VISTA )

I, JENNIE M. FULASZ, CMC, CITY CLERK of the City of Chula Vista, California, DO HEREBY CERTIFY that the above and foregoing is a full, true and correct copy of ORDINANCE NO. 1851, and that the same has not been amended or repealed.

DATED \_\_\_\_\_

(seal)

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City Clerk