

ORDINANCE NO. 751

ORDINANCE OF THE CITY OF CHULA VISTA, CALIFORNIA, REGULATING THE MOVING, RE-
MOVING AND DEMOLITION OF EXISTING BUILDINGS, HOUSES AND STRUCTURES.

THE CITY COUNCIL OF THE CITY OF CHULA VISTA, CALIFORNIA, DOES HEREBY ORDAIN
FOLLOWS:

ARTICLE 1. DEFINITIONS.

SECTION 1. For the purpose of this Ordinance, certain words and phrases are
defined as set out in this article, unless it be apparent from the context that a
different meaning is intended.

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

(b) "House mover" shall mean and include any person who carries on, conducts,
engages in the business of moving or transporting buildings for compensation, or
person who moves or transports any building, over, upon, or along any street,
way, or other public place in the city.

ARTICLE 2. MOVING OF EXISTING BUILDINGS, HOUSES AND STRUCTURES WITHIN THE
CITY OF CHULA VISTA.

SECTION 1. CITY COUNCIL 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 City Council of the City of Chula Vista.

SECTION 2. 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 Department, said appli-
cation shall contain the following information:

- (a) Present location of building proposed 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) Detailed plans and specifications which shall include and indicate all
exterior alterations, decorating, 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) Alterations, if any, proposed to be made in the interior of the building.
- (f) Two photographs of house before moving.
- (g) Height on dollies, width and length of buildings.
- (h) A statement attached to said application by a qualified specialty
contractor, currently licensed by the State of California to perform
such work, to the effect that such building is free from serious rot
or fungus, termites or similar defects.

Any application for a permit to move any building, house or structure may be denied by the City Council if, in the opinion of the City Council, the said building, house or structure cannot be fully altered or rehabilitated to conform with the laws and ordinances of the City of Chula Vista or for any other valid reason.

Upon receipt of said application for the moving of such building, house or structure, the City Council shall cause an inspection to be made of said building, house or structure and a report of said inspection shall be filed with the City Council. No building, house or structure shall be moved from without the City of Chula Vista to 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, without the express permission of the City Council of the City of Chula Vista.

Permission may be granted by motion of the City Council if all the requirements set forth in this Ordinance are complied with. If permission is granted, applicant shall receive a written permit to move said building, house or structure to within the city limits of the City of Chula Vista, or from one location within the City of Chula Vista to another location within the City of Chula Vista; said permit shall state the time limits within which the building is to be moved and the place where it is to be permanently located. The Building Inspector of the City of Chula Vista shall issue said permit after prior approval by the City Council.

The decision of the City Council in granting or denying a permit to move an existing building, house or structure shall be final and conclusive.

SECTION 3. ZONING REQUIREMENTS. All buildings, houses or structures moved into the City of Chula Vista, or from one location to another location within the City of Chula Vista, shall conform to all of the regulations, including the Zoning Ordinance (Ordinance No. 398), in the zones in which they are to be located and shall be made to conform to this Ordinance.

SECTION 4. APPLICATION FEE. A fee of \$25.00 shall accompany each application, which fee is to recompense the City of Chula Vista for the expense involved in the inspection.

SECTION 5. 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 120 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, in the sum of Three Thousand Dollars (\$3,000.00), 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 6. EXCEPTIONS. The provisions of Section 2, Subsection (b), Subsection (c), Subsection (f), and Subsection (g) shall not apply where the relocation involved is that of moving such building or structure to a new site upon contiguous property of the same owner.

ARTICLE 3. MOVING BUILDINGS, HOUSES AND STRUCTURES THROUGH THE CITY OF CHULA VISTA AND FROM WITHIN THE CITY OF CHULA VISTA TO OUTSIDE THE CITY OF CHULA VISTA.

SECTION 7. PERMIT FEE. Before any building, house or structure is moved through the City of Chula Vista or from within the City of Chula Vista to outside the City of Chula Vista, the house mover shall obtain a moving permit from the Building Department for each separate structure or portion of a structure. A fee of Three Dollars (\$3.00) shall be charged for each moving permit.

SECTION 8. MOVING BOND. Any house mover or other person who moves or transports any building or structure along any street, alley or other public place in the City of Chula Vista shall deposit with the Building Department a good and sufficient surety company bond in the sum of One Thousand Dollars (\$1,000.00), for each moving job, or in lieu of posting a bond for each job, may post a blanket bond in the sum of Two Thousand Dollars (\$2,000.00). All bond forms shall be approved by the City Attorney.

SECTION 9. SAFETY MEASURES. After removal of any building or structure from a parcel of land in the city, the house mover shall comply with the following conditions with respect to such parcel.

(a) Immediately upon removal of said building, securely cap and seal all gas, water and oil pipes disconnected from the building.

(b) Securely seal all sewer and other sanitary facilities remaining on the land.

(c) Fill with dirt, sand or small rock, all openings and excavations in the land, including cesspools and septic tanks.

(d) Remove therefrom all refuse, debris, old foundations, walls, slabs, waste material and other impedimenta.

(e) Within ten days (10) after such removal, a letter shall be filed by the house mover with the Building Department certifying that all of the provisions of Section 9 of this Ordinance have been complied with.

SECTION 10. AUTHORITY OF SUPERINTENDENT OF STREETS. The Superintendent of Streets of the City of Chula Vista shall have the right to inspect all rollers, trucks, wheels, dollies, tractors or other apparatus proposed to be used in the moving operations; and he shall be the sole judge as to the adequacy of such equipment, and may require the use of such apparatus as in his judgment will not cause injury to streets or pavements. Any permit issued under this Ordinance shall stipulate that all equipment used in moving operations shall be subject to the approval of the Superintendent of Streets.

SECTION 11. AUTHORITY OF THE POLICE DEPARTMENT. Any house mover or other person, firm or corporation moving any house, building, structure or a portion thereof within the City or through the City of Chula Vista, shall first check the travel route and time of travel with the Chula Vista Police Department.

SECTION 12. INTERFERENCE WITH UTILITY PROPERTY. No housemover shall interfere in any manner whatsoever with any property of any public utility, notwithstanding anything in the permit granted by the Building Department.

SECTION 13. DAMAGE TO STREETS. In case of damage to any street by reason of the moving of any building or structure, or section or portion thereof, the Street Department shall do such work as may be necessary to restore the street to as good a condition as the same was in prior to such damage, and shall charge the cost thereof to the housemover to whom the permit was issued for the moving of such building, or structure, or section, or portion thereof. Such damages as occur may be recovered from the surety bond required by Section 8.

SECTION 14. EXCEPTIONS. The provisions of Section 2, Subsection (h) and Section 3 shall not apply where the relocation involved is that of moving such building to a site outside of the city limits or moving a building through the City of Chula Vista.

ARTICLE 4. DEMOLITION OF EXISTING BUILDINGS AND STRUCTURES WITHIN THE CITY OF CHULA VISTA.

SECTION 15. DEMOLISHING PERMIT. Before any building, house or structure within the City of Chula Vista is demolished, the person, firm or corporation doing the demolishing shall first obtain a demolition permit from the Building Department. A fee of three dollars (\$3.00) shall be charged for each separate demolishing permit.

SECTION 16. SAFETY MEASURES. Any person, firm or corporation demolishing a building, house or structure within the City of Chula Vista shall comply with all the provisions listed under Section 9, of Article 3.

SECTION 17. RIGHT OF CITY TO CLEAR PROPERTY. Any failure to comply with the provisions of Section 9 of this Ordinance is hereby declared to be a nuisance.

The Chief Building Inspector 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 18. DISPOSITION OF MONIES COLLECTED. All monies received under the provisions of this Ordinance shall be paid into the City Treasury and credited to the General Fund.

SECTION 19. Ordinance No. 462 and Ordinance No. 525 of the Ordinances of the City of Chula Vista, California, be and the same are hereby repealed.

SECTION 20. Repeal of Ordinance No. 462 and Ordinance No. 525 shall not affect any punishment or penalty incurred before the repeal of said Ordinance, or any suit, prosecution of proceedings pending at the time of said repeal, for any offense committed under Ordinance No. 462 and Ordinance No. 525.

SECTION 21. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

SECTION 22. Any person, firm or corporation violating any of the provisions of this Ordinance 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 Ordinance 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 (\$500.00) or by imprisonment for not more than six (6) months or by both such fine and imprisonment.

SECTION 23. This Ordinance shall be effective and be in force thirty one (31) days after the final passage thereof, and shall within fifteen (15) days after its final passage, be published once in the Chula Vista Star-News, a newspaper of general circulation, printed and published in the City of Chula Vista, California.

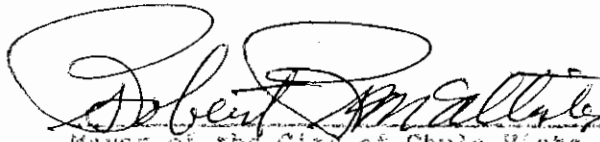
ADOPTED AND APPROVED by the CITY COUNCIL of the CITY OF CHULA
VISTA, CALIFORNIA, this 28th day of March, 1961

by the following vote, to-wit:

AYES: COUNCILMEN DeGraaf, McMains, Smith, McAllister

NAYES: COUNCILMEN None

ABSENT: COUNCILMEN Menzel


Mayor of the City of Chula Vista

ATTEST:


City Clerk

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

I, KENNETH F. CAMPBELL, 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 Resolution No. _____ and that the
same has not been amended or repealed.

DATED: _____

City Clerk

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