

*Repealed by 3946*ORDINANCE NO. 1150

AN ORDINANCE OF THE CITY OF KIRKLAND REGULATING THE MOVING OF BUILDINGS AND STRUCTURES UPON THE STREETS AND OTHER PUBLIC RIGHTS-OF-WAY, DECLARING STANDARDS, PROVIDING FOR THE ISSUANCE OF PERMITS, AND ESTABLISHING FEES, AND REPEALING ORDINANCE NO. 672.

BE IT ORDAINED by the City Council of the City of Kirkland as follows:

Section 1. Purpose and Scope of Ordinance.

It is the purpose of the ordinance to establish standards, including minimum requirements for the moving of all buildings and other structures within the corporate limits of the City of Kirkland, and to provide for the issuance of a permit, collection of various fees, and inspectional services for all such movements.

Section 2. Definitions.

Definitions as used in this ordinance, unless the context otherwise indicates:

1. "Housemover" shall mean any person, firm or corporation engaged in the business of moving houses, buildings, structures or other like object.
2. "Building" shall mean and include every building, house, structure or other like object.
3. "Person" shall mean and include any person, firm, partnership, association, corporation, company or organization of any kind.

4. Classification of Movements:

"Class I" move shall be the movement of any building from an origin outside the City to a destination within the city.

"Class II" move shall be the movement of any building from one point within the city to another point within the city.

"Class III" move shall be the movement of a building from a point within the city to a destination outside the city.

"Class IV" move shall be the movement of any building through the city with both an origin and destination outside the city.

Section 3. Permit Required.

No person shall move any building over, upon, along or across any public street without a written permit therefor from the City of Kirkland for all such moves as classified and defined in Section 2 of this ordinance.

Section 4. Application Information.

Application for a permit shall be furnished by the City of Kirkland. Said application for permit shall contain, or have attached thereto the following information:

1. Name and address of applicant.
2. Location of building to be moved (present address if assigned).
3. Location or proposed site to which building is to be moved (include legal description).
4. Date and time requested for movement.
5. Map or description of requested route to be taken.
6. Height, width and length of building to be moved and truck or equipment to be used for moving said building.
7. Classification of movement (as defined in Section 2 of this Ordinance).

Section 5. General Deposit Requirements.

1. Every applicant before being granted a permit shall pay an application filing fee of \$5.00.

2. For any application for a Class I or II move herein provided for there shall be charged and collected an inspection fee in the amount of \$25.00 if the building is situated between 0 to 25 miles of the ^{City} of Kirkland and \$50.00 if said building is situated at a distance in excess of 25 miles from the City of Kirkland.

3. An application hereunder shall be accompanied by the following:

- a. A cash deposit or corporate surety bond in the sum of \$1000.00 as indemnity for any damage which the city may sustain by reason of damage or injury to any highway, street

or alley, sidewalk or other property of the city, which may be caused by or be incidental to the removal of any building over, along, or across any street in the City of Kirkland and to indemnify the city against any claim of damages to persons or private property.

b. A public liability insurance policy providing \$100,000. to satisfy any claim by private individuals, firms or corporations arising out of, caused by, or incidental to the moving of any building over, along, or across any street in the city.

c. A cash deposit or a corporate surety performance bond in the sum of \$500. conditioned upon the permittee, within six (6) months from the date of the issuance of such permit (1) completing the construction, painting and finishing of the exterior of the building, and, (2) faithfully complying with all requirements of this ordinance, the Building Code, the Zoning Ordinance, the other ordinances then in effect within the city including but not limited to permittee completing such work within six (6) months to the date of the issuance of such permit. In the event the provisions of sub-section c. as contained herein are not complied within the time specified, the sum of \$500. shall be forfeited to the city as a penalty for the default, and this shall be in addition to any other penalties provided for failure to comply within the terms of this ordinance.

Section 6. Permits - Conditions of Grant.

As a condition of securing the permit for a Class I or II move (a) the permittee shall furnish the City of Kirkland with a set of plans and specifications for the completed building to include a plot plan prepared by a registered engineer or land surveyor from the State of Washington showing in detail the placement of the proposed structure upon the lot within the City of Kirkland, and, (b) the permittee shall, prior to making application for such permit or within ten (10) days after making such application cause all of the interior or exterior walls, ceiling or flooring to be removed to such extent as may be necessary to permit the building official to examine the materials and type of construction of such building to ascertain whether it will comply with the existing Building Code and other applicable ordinances in the City of Kirkland, and, (c) the permittee shall

obtain certified statements of inspection and present to the Building Official from the Seattle-King County Department of Public Health relating to plumbing, and the Department of Labor and Industries, Electrical Inspection Division, State of Washington, relating to electrical, to certify that such electrical and plumbing facilities of the building meet the minimum applicable code requirements. Such statements of inspection shall be presented to the Building Official within the ten (10) day period referenced in sub-section (b) above. All buildings involved in a Class I or II move shall meet all minimum standards for plumbing and electrical facilities or shall be improved to such code standards prior to a permit being issued by the City of Kirkland.

Section 7. Special Requirements.

1. Escort - For Class I, II, III and IV moves, the housemover shall provide at least two (2) off-duty police officers or other appropriate agency employees which provide an escort service for the purpose of regulating traffic along the route such building is being moved, provided that any such police or special agency escort shall be at the expense of the housemover in addition to any other fees or deposits heretofore required. No variances of the provisions of the permit shall be permitted by the escort.

2. Time - Time of the movement shall be designated by the City of Kirkland. Every such permit shall become and be void unless such removal shall be completed and the building removed from the public right-of-way within the time specified in the application for such permit; provided, however, that the City of Kirkland may extend such time when the moving of any building is rendered impractical by reason of inclemency of the weather, strikes, or other causes not within the control of the housemover.

3. Lights - No person moving any building over, upon, along or across any public street shall fail, neglect or refuse to keep a red light (or such other devices as the City of Kirkland may require) at all times at each corner of such building and at the end of any projection thereon while the same is located in or upon any public street.

4. Notice to Utilities - Before any building shall be moved the housemover shall give written notice to the public utilities or agencies designated in the application not less than three (3) days in advance of the proposed move.

5. Condition of Lot - After the completion of any Class II or III move the area or lot upon which the structure was formerly located shall be cleaned up and satisfactorily graded; the sanitary sewer connection, if one exists shall be plugged and marked; the water meter shall be removed and the line satisfactorily capped and marked; the electrical and telephone lines removed; and, all trash removed therefrom to the satisfaction of the Building Official.

6. Waterfront Restrictions - No building shall be moved over, upon, along or across any public right-of-way or other public lands fronting on or directly adjacent to the waterfront of Lake Washington within the corporate limits of the City of Kirkland.

Section 8. Penalty.

A person convicted of a violation of this ordinance shall be punished by a fine of not more than \$500. or imprisonment for not more than 180 days or both.

Section 9.

If any part or parts of this ordinance are for any reason held to be invalid, such decision shall not affect the validity of the remaining portions thereof.

Section 10.

Ordinance No. 672 of the City of Kirkland entitled, in part, An Ordinance of the City of Kirkland, Washington, Supplementing Existing Building Codes and Ordinances, is hereby repealed.

Section 11.

This ordinance shall be in force and take effect five (5) days from and after its passage by the Council and publication as required by law.

PASSED by the City Council at regular meeting on the 31st day of JUNE, 1968.

SIGNED in authentication thereof on the 31st day of JUNE, 1968.

Attest:

Tom J. Anderson
Director of Administration & Finance
(ex officio City Clerk)

Lee Tomham
Mayor

Approved as to form:
Joseph E. Thomas
City Attorney