

8. Violation of subsections 2 or 6 of this section shall be a Class A Civil Infraction.

[Section 8.105 added by Ordinance No. 1399, adopted August 26, 1996; amended by Ordinance No. 1453, adopted June 12, 2000.]

**8.110 Cleanup Deposit.**

In the event there are three or more occasions within a calendar year when the City is forced to clean up debris, dirt or foreign material on sidewalks or roadways from an individual building site, the applicant for the building permit shall deposit with the City a sum in an amount set by council resolution which shall be retained by the city as a fund to utilize for street-cleaning purposes pursuant to the provisions of sections 8.000 to 8.115. Failure of the building permit applicant to maintain said sum for a period of over ten days shall result in the issuance of a stop-work order, which shall remain in effect until the fund is restored by the applicant for the building permit.

[Section 8.110 added by Ordinance No. 1399, adopted August 26, 1996]

**8.115 Prevention of Debris Accumulation on Adjacent Sites.**

Before a building permit shall be issued for the purposes set forth in Section 8.110, the applicant for the building permit shall agree that, if required by the City, he/she will deposit rock and gravel to the specifications of the City in such locations and quantity adjacent to and on the building site so as to help prevent the deposit of debris, dirt, or other foreign material from the building site upon adjacent sidewalks and roadways.

[Section 8.115 added by Ordinance No. 1399, adopted August 26, 1996]

**FIRE CODE**

**8.175 Code Adopted.**

(1) For the purposes of prescribing regulations and governing conditions hazardous to life and property from fire or explosion, the 2007 Oregon Fire Code based on the 2006 International Fire Code (IFC) as amended by the Oregon Fire Marshal's Office and Tualatin Valley Fire and Rescue (TVF&R) is adopted as part of this code.

(2) The 2006 International Fire Code Standards, a companion document to the 2006 International Fire Code, as adopted by TVF&R, is adopted as part of this code.

[Section 8.075 renumbered 8.175 by Ordinance No. 1399, adopted August 26, 1996; amended by Ordinance No. 1438 adopted June 28, 1999 and effective July 1, 1999; Section 8.175 amended by Ordinance No. 1530 adopted January 30, 2006; Section 8.175 amended by Ordinance No. 1560 adopted February 11, 2008]

**MOVING BUILDINGS**

**8.200 Permit Required.** It is unlawful for any person, firm or corporation to move any building or structure upon, over, or along with any public street, alley or highway within the city without first obtaining a permit from the city engineer. The provisions of sections 8.200 to 8.255 shall not apply to the moving or hauling of any building or structure loaded upon a truck when such building or structure is of a size and weight not exceeding the maximum width, length, height, or weight of a truck load that may be lawfully moved over a public highway without a special permit from the Oregon Department of Transportation or any other public authority.

[Section 8.100 renumbered 8.200 and amended by

Ordinance No. 1399, adopted August 26, 1996.]

**8.205 Building Classes.** For the purpose of sections 8.200 to 8.255, buildings and structures to which the provisions herein are applicable shall be separated into three classes, namely:

(1) Class One. Frame buildings only, having an overall width not exceeding 14 feet and an overall length not exceeding 22 feet, when moved as a load upon a motor truck;

(2) Class Two. Frame buildings only, having an overall width at least two feet less than the width of the most narrow street, measured from curb to curb, along the route over which any such building or structure is to be moved, the moving of which will be done on pneumatic dollies; and

(3) Class Three. All buildings or structures for the moving of which a permit is required, and not included in Classes One and Two, having an overall width of at least two feet less than the width of the most narrow street, measured from curb to curb, along the route over which any such building or structure is to be moved.

[Section 8.105 renumbered 8.205 and amended by Ordinance No. 1399, adopted August 26, 1996.]

**8.210 Permit Application--Contents.**

(1) Application for a permit to move any building or structure upon, over, or along any public street, alley, or highway shall be made in writing at the office of the city engineer upon a form provided by the engineer. The application, which shall be signed by the owner of the building or structure to be moved or by the person, firm, or corporation engaged to move the same, shall contain the following information:

(a) The name and address of the owner of the building or structure;

(b) The location of the building before moving;

(c) The location where the building is proposed to be set or reestablished;

(d) The type, age, width, length, and height of the building;

(e) The use or purpose for which the building was designed;

(f) The use or occupancy to be made of the building at its new location;

(g) The name and address of the person, firm, or corporation engaged to move the building;

(h) The means or manner the building is to be moved and type of equipment used therefore;

(i) The route over or along which the buildings are to be moved;

(j) The time that will be required to move the building including the day and hour when any part thereof will enter any street and the approximate date and hour every part of the building will be off of every street, alley, or highway, and the time that will be required to complete the reestablishment and relocation of the building upon its new site; and

(k) Such other information as the city engineer may deem necessary.

(2) Where the building is to be moved outside of the corporate limits of the city the information required by subsections (1)(e) and (1)(f) of this section need not be given.

(3) Except as to Class One buildings, less than fourteen feet in height, there shall be attached to the application signed written 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 highway along the route

over which the building or structure is to be moved by or for the applicant, which statements shall state or set forth 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.

(4) Any such application shall also contain a statement or agreement to the effect that the applicant will not damage any real or personal property upon, along, or adjacent to any street, alley, or highway while moving any building and that in case any damage is so caused, that the applicant will pay therefor.

(5) The application for the moving of a building shall be accompanied by plans and specifications drawn upon substantial paper which shall indicate the nature and extent of the exterior work proposed in connection with the relocation and reestablishment of the building, and such other data as may be required by the city engineer.

[Section 8.110 renumbered 8.210 and amended by Ordinance No. 1399, adopted August 26, 1996.]

#### **8.215 Application Approval.**

No permit shall be issued by the city engineer until the application therefor is approved by the chief of police, the building inspector, the city engineer, and, in case of Class Three buildings, and houses or buildings of any class moved within or into the most restricted residential district as such districts are classified by the West Linn zoning ordinance, by the city council, and will not then unless the person, firm, or corporation who will move the building has furnished a bond or insurance as provided in sections 8.200 to 8.255.

[Section 8.115 renumbered 8.215 and amended by Ordinance No. 1399, adopted August 26, 1996.]

#### **8.220 Safety Considerations.**

The chief of police shall consider the probable effect of the proposed moving on the public safety, and he shall not approve the application for moving permit except where such moving will not jeopardize the public safety and the route proposed to be followed is the one least dangerous to the citizens of the city and the general public.

[Section 8.120 renumbered 8.220 and amended by Ordinance No. 1399, adopted August 26, 1996.]

#### **8.225 Inspection of Building.**

The building inspector shall inspect the building to be moved, and, if he finds that the building is of substantial construction and in condition that it may be moved without collapsing or falling apart and without endangering any person upon, along, or adjacent to any public street, and further finds that the building is designed and adaptable for the purpose, use or occupancy to which it is proposed to put the same at the new location and that it conforms to the requirements of the fire zone of the new location, then he shall approve the application.

[Section 8.125 renumbered 8.225 and amended by Ordinance No. 1399, adopted August 26, 1996.]

#### **8.230 Engineering Considerations.**

The city engineer, before approving an application for a permit to move any building or structure, shall determine the size and dimensions of the building, and shall not approve an application for the moving of any building of a greater size than permitted under sections 8.100 to 8.155. The city engineer shall further determine that the mover has safe and sufficient equipment and facilities for moving the building or structure within the time allowed by the engineer for such moving, and that the mover has sufficient and adequate barricades, lights, flags and personnel for warning the public both

day and night, and for the safe direction of traffic and that the streets and the bridges in the streets, along the route to be traversed by the moving are of sufficient width and strength and in condition to bear the moving of the building or structure described in the application, and that such moving will not endanger any trees, shrubs, or improvements in, upon, or adjacent to any street. In addition to the matters in this section enumerated, the engineer shall require compliance of all provisions of sections 8.100 to 8.155 which are a prerequisite to the granting of a moving permit.

[Section 8.130 renumbered 8.230 and amended by Ordinance No. 1399, adopted August 26, 1996.]

**8.235 Insurance.**

No permit to move a building or structure shall be granted unless the movers shall furnish a certificate of public liability insurance which shall be approved by the city attorney as follows:

(1) For the moving of a building or structure in Classes One, Two or Three as hereinabove set forth, the mover shall furnish a certificate of public liability insurance with the following coverage limits: \$500,000 property damage, \$100,000 personal injury for any one person, and \$500,000 personal injury for any one occurrence. Said certificate shall provide that the mover shall be responsible for any injuries or for the death of any person or persons and any damage to any property or any person, and damages to streets, bridges, and other public property owned or maintained by the city, or any other public corporation, on account or by reason of any of the operations of the mover while engaged in the moving of any building or structure, including injuries or damages occasioned by the falling or collapsing of, or the weight of, or collisions with any such building or structure.

(2) Before issuing any permit, the city manager shall also require the owner of the building to provide a bond or cash security in an amount approved by the city engineer to be filed in the office of the city manager, and to be conditioned that in the relocation and the reestablishment of any building that is moved, the principal will make and complete such relocation and reestablishment in accordance with the plans and specifications submitted with the application, as provided in section 8.210, and in substantial accordance with the regulations and provisions contained in sections 8.200 to 8.255 or any other ordinance of the city, and that in case the principal fails to do so, make and complete such relocation and reestablishment, then the surety upon such bond will be liable to the city and have cash security to be deposited in lieu of a surety bond, then the council may forfeit all or a portion of such deposit in case the applicant or owner of the building fails to complete the relocation thereof in accordance with the plans and specifications set forth.

[Section 8.135 renumbered 8.235 and amended by Ordinance No. 1399, adopted August 26, 1996.]

**8.240 Unlawful to Leave Building on Streets.**

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 diligently and continuously employ himself, his, their or its agents, employees and facilities in the moving of such building until the same reaches its destination, or is removed from any and all streets, alleys, or highways, and, except when the mover shall have the permission of the city engineer, it is 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.

[Section 8.140 renumbered 8.240 and amended by Ordinance No. 1399, adopted August 26, 1996.]

**8.245 Presence of Engineer.** The city engineer, or his deputy or such inspector or inspectors as the engineer may designate, shall be present and about any building or structure being moved at all times the same is within any street.

[Section 8.145 renumbered 8.245 and amended by Ordinance No. 1399, adopted August 26, 1996.]

**8.250 Moving at Night.** In case any building is moved at night, the mover shall provide such barricades, lights, flares, and watchmen as may be necessary to safeguard the traffic and persons using the street.

[Section 8.150 renumbered 8.250 and amended by Ordinance No. 1399, adopted August 26, 1996.]

**8.255 Permit Fees.** When application is made for a permit under sections 8.200 to 8.255, the applicant shall pay permit fees in an amount set by council resolution.

[Section 8.155 renumbered 8.255 and amended by Ordinance No. 1399, adopted August 26, 1996.]

## HOUSE NUMBERING

**8.275 Structures to be Numbered.** The city shall be laid out into certain areas, and structures within these areas shall be given numbers as a means of facilitating identification of said structures.

[Section 8.175 renumbered 8.275 and amended by Ordinance No. 1399, adopted August 26, 1996.]

**8.280 Map on File.** There shall be on file with the city manager a map or similar means of furnishing to applicants who reside within the city limits of West Linn a "house number" and said number is to be the identification for a structure at a certain loca-

tion on a street.

[Section 8.180 renumbered 8.280 and amended by Ordinance No. 1399, adopted August 26, 1996.]

**8.285 House Numbers--Furnished by City Manager.** House numbers shall be furnished to applicants by the city manager free of any cost to the applicant.

[Section 8.185 renumbered 8.285 and amended by Ordinance No. 1399, adopted August 26, 1996.]

**8.290 House Numbers--Definition.** By "house numbers", it shall be understood to be an identification only that is given to the applicant.

[Section 8.190 renumbered 8.290 and amended by Ordinance No. 1399, adopted August 26, 1996.]

**8.295 Posting Numbers Required.** All residential, commercial, and industrial structures for which a house number has been designated by the city, shall bear upon the front thereof or upon a post or standard at or near the street, house numbers which are clearly legible from the street. House number designations in Roman numerals shall be prohibited. No new residential, commercial, or industrial structure may be issued an occupancy permit by the city without complying with this section. Upon issuance of a building permit for the new construction of a structure which will require marking by permanent house number after the completion thereof, there shall be posted upon the premises or upon a post or standard near the street, temporary house numbers clearly legible from the street.

[Section 8.195 renumbered 8.295 and amended by Ordinance No. 1399, adopted August 26, 1996.]

## ELECTRIC AND BARBWIRE FENCES

**8.300 Barbwire and Electric Fences Prohibited.** No person, firm or