

DIVISION 2. MOVING OF BUILDINGS AND OCCUPANCY

Sec. 11-31. Permit required.

No permanently constructed building or part of any such building shall be moved off or on to any property in the unincorporated portion of the County, or along or upon a County road without first obtaining a permit from the Administrative Officer designated by the Washington County Planning Board (hereinafter in this Article referred to as the "Administrative Officer").

(Ord. No. 81-7, Art. 1, § 1, 2-13-81; Ord. No. 92-3, Art. 1, 2-13-92)

Sec. 11-32. Permit application.

Any person desiring to move a building shall first file with the Administrative Officer a written application. A copy of the application is as follows:

APPLICATION FOR BUILDING MOVING PERMIT

Washington County, Arkansas

1. Address from which building is to be moved:

Site Address _____

Lot No. _____ Block _____ Subdivision _____

U.S. Survey Description _____

2. Address to which building is to be moved:

Site Address _____

Lot No. _____ Block _____ Subdivision _____

U.S. Survey Description _____

3. Type of building (description) _____

4. Current use of building at site from which it is to be moved _____

5. Proposed use of building at site to which it is to be moved _____

6. Plat plan: A plat of the lot or parcel on which the building is to be located is to be furnished, including dimensions and identifying the public way providing access to the land. The plat shall also indicate the location of the building on the land.

7. Names and addresses of adjacent property owner: Attached signature form must be completed before permit is granted.

- 8. Utility company and police signatures: Attached form must be completed before permit is granted.
- 9. Occupancy permit: If building is to be occupied at new site, attached form must be completed before permit is granted.
- 10. City planning clearance: If structure is to be located in a city or in a city's planning area, clearance from the municipal planning office must be obtained.

TABLE INSET:

_____	_____
Applicant's signature	Date

THIS APPLICATION IS MADE ON THE _____ AND THE ABOVE CRITERIA BEING MET IS HEREBY APPROVED

TABLE INSET:

_____	_____
(Administrative Officer)	Date

(Ord. No. 81-7, Art. 1, § 2, 2-13-81)

Sec. 11-33. Permit approval or denial.

The Administrative Officer may deny issuance of the permit, if in his opinion:

- (1) The process of moving the building will cause physical injury to persons and/or property;
- (2) The building or occupancy of the building will violate any other requirements of the County and State including sanitation and land use requirements that may be in effect.

(Ord. No. 81-7, Art. 1, § 3, 2-13-81)

Sec. 11-34. Appeal.

If the Administrative Officer denies issuance of the Moving Permit, the applicant may appeal the decision to the County Planning Board. The Board shall hear the appeal not later than thirty (30) days of the date of notice of appeal by the applicant. The decision of the County Planning Board shall be final.

(Ord. No. 81-7, Art. 1, § 4, 2-13-81)

Sec. 11-35. Occupancy permit.

The Administrative Officer shall issue an Occupancy Permit when all certifications required on the permit have been properly made. A copy of the Occupancy Permit Application is as follows:

**APPLICATION FOR OCCUPANCY PERMIT
Washington County, Arkansas**

Name of Applicant Address and Phone Number

Address of Building

An Occupancy Permit may be issued for a building moved to a site when the following are satisfactorily complied with:

- 1. Sewage Disposal:
 - a. Connected to approved public or private sewage company system or septic tank. Permit approved by the County Sanitarian.
 Certification _____

- 2. Water Supply:
 - a. Connected to approved public or private company water supply or well or other supply approved by the County Sanitarian.
 Certification _____

- 3. Buildings using natural gas fuel must meet requirements of Southern Standard Gas Code.
- Certification by distributor gas company _____

- 4. Buildings using liquefied gas must meet the Arkansas LP Gas Code.
- Certification by distributor providing LP tank and gas _____

- 5. Buildings shall be adequately wired for occupancy.
- 6. Buildings shall be structurally sound with a sound foundation.

The above criteria being met, occupancy is hereby permitted.

TABLE INSET:

_____ Administrative Officer	_____ Date
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(Ord. No. 81-7, Art. 1, § 5, 2-13-81)

Sec. 11-36. Bond required.

No permit to move a building shall be issued until a bond in an adequate sum has been filed with the Administrative Officer to indemnify and save harmless the County from damage. The minimum bond will be five thousand dollars (\$5,000.00).

(Ord. No. 81-7, Art. 1, § 6, 2-13-81; Ord. No. 91-1, Art. 1, 1-10-91)

Sec. 11-37. Notices to be given.

Upon issuance of the moving permit, the Administrative Officer shall cause notice to be given to the Sheriff's Department, telephone and electric companies and others whose property may be affected by the moving of the building. The notice shall include the route to be taken, time moving is to start, and estimated time of completion. Forms used to comply with this section are as follows:

UTILITY COMPANY AND POLICE SIGNATURE FORM

Name of Applicant Phone Number

Address from which building may be moved

The mover should notify the following applicable utility companies and have the company official sign the proper place.

The signatures indicate that these companies or units of government have been notified of the State or County roads along which the building will be moved.

TABLE INSET:

_____ Official of SWEPCO	_____ Date
_____ Official of Ozarks Electric	_____ Date
_____ Official of Telephone Company	_____ Date
_____ Official of Cable Company	_____ Date
_____ Sheriff's Office	_____ Date
_____ City Police Official	_____ Date

The route that the building will be moved along is as follows: _____

TABLE INSET:

Bond Information:	_____
	Name of Bonding Company

	Address of Bonding Company

	Bond Number Amount

ADJACENT PROPERTY OWNERS SIGNATURE FORM

My signature below is to acknowledge that (Mr.) (Mrs.) _____ has explained to me that (he) (she) is making application for permission to move a (building) (mobile home) upon his property which is adjacent to my property.

My signature does not indicate that I approve of the property owner's request, but only that I am aware of his plans.

TABLE INSET:

_____	_____
Property Owner to the North	Date
_____	_____
Property Owner to the South	Date
_____	_____
Property Owner to the East	Date
_____	_____
Property Owner to the West	Date

MUNICIPAL PLANNING OFFICE CLEARANCE

The applicant must obtain the clearance from the various municipal planning offices WHEN the proposed structure IS TO BE LOCATED IN THAT CITY, or in that city's planning area outside its corporate limits.

TABLE INSET:

	Approved _____
City Official	Disapproved _____
Date	Problems _____ _____ _____

(Ord. No. 81-7, Art. 1, § 7, 2-13-81)

Sec. 11-38. Fees.

The applicant shall at time of application pay to the County a fee of twenty dollars (\$20.00) for the Moving and Occupancy Permit. In the event of denial of issuance of Moving Permit, the twenty dollar (\$20.00) fee shall be returned to the applicant. In the event the building is moved from a site in the unincorporated portion of the County to a site within a city, town or other County, a fee of ten dollars (\$10.00) will be charged for the Moving Permit.

(Ord. No. 81-7, Art. 1, § 8, 2-13-81)

Sec. 11-39. Term of permit.

The Moving Permit is valid for a period of sixty (60) days from the date of issuance.

(Ord. No. 81-7, Art. 1, § 9, 2-13-81)

Sec. 11-40. Other requirements.

Issuance of a Moving Permit by the County does not relieve the applicant of securing other permits and meeting other requirements that may be required by the law of any political entity. Nor does the issuance of a moving permit by any other agency of government relieve the individual from securing a County Moving Permit and Occupancy Permit.

(Ord. No. 81-7, Art. 1, § 10, 2-13-81)

Sec. 11-41. Violations.

Moving of buildings or occupancy of a building moved on site in violation of this Division is a misdemeanor and punishable by a fine of not more than one hundred dollars (\$100.00) each day as violation exists. Each day shall be considered a separate offense. It is the intent of this section that both the owner of the building in question and the mover of the building are equally obligated to apply for the permit herein, and the failure of either to comply with the requirements herein shall constitute a violation of this division.

(Ord. No. 81-7, Art. 1, § 11, 2-13-81; Ord. No. 91-1, Art. 2, 1-10-91)

Secs. 11-42–11-45. Reserved.