

stationary location in the public streets or public right-of-way, nor shall any be permitted to operate in a congested area where such operation might impede or inconvenience public use of such streets. For the purpose of this Section, the judgment of a county sheriff's deputy, exercised in good faith, shall be deemed conclusive as to whether the area is congested and the public impeded or inconvenienced.

D. **Exhibition of Permit.** Permittees are required to exhibit their permit at the request of any person.

**Subd. 8. Revocation of License.**

A. Permits issued under the provisions of this ordinance may be revoked by the Council of the City after notice and hearing, for any of the following causes:

1. Fraud, misrepresentation or incorrect statement contained in the application for permit;
2. Fraud, misrepresentation or incorrect statement made in the course of carrying on his business as solicitor, canvasser, peddler, transient merchant, itinerant merchant or itinerant vendor;
3. Any violation of this Section;
4. Conviction of any crime;
5. Conducting the business of a peddler, solicitor, transient merchant, itinerant merchant, or itinerant vendor, as the case may be, in an unlawful manner or in such a manner as to constitute a breach of peace or to constitute a menace to health, safety or general welfare of the public.

B. Notice of the hearing for revocation of a permit shall be given by the Clerk in writing, setting forth specifically the grounds of complaint and the time and place of hearing. Such notice shall be mailed, postage prepaid, to the permittee to his last known address at least five days prior to the date set for hearing, or shall be delivered by a peace officer in the same manner as a summons at least three days prior to the date set for hearing.

C. No permittee whose license has been revoked shall make further application until at least 6 months have elapsed since the last previous revocation.

**Subd. 9. Expiration of Permit.** All annual permits issued under the provisions of this Section shall expire at midnight on December 31 in the year when issued. Permits that are not issued on an annual basis, shall expire at midnight on the dates specified in the license.

**SECTION 409.01. MOVING BUILDINGS.**

**Subd. 1. Definitions.** As used in this Section, the following words and terms shall have the meanings stated:

- A. “Building” means any permanent structure that is at least 16 feet wide or 20 feet long designed, built or occupied primarily as a shelter for persons or property, and generally used or intended to be used for residential, business, mercantile, storage, religious, recreational or educational purposes.
- B. “Street” means all streets, highways, roads, alleys, and right-of-ways in the City.

**Subd. 2. Moving Permit.**

- A. No person shall move a building on any street unless and until the owner of said building obtains a moving permit from the City. No such permit shall be granted to the owner unless it is endorsed by a building mover licensed by the State, acknowledging that the building mover knows the contents of this Chapter and agrees to be bound hereby and by all conditions placed upon the permit.
- B. Application for a moving permit shall be made in writing upon a form provided by the City, and shall be accompanied by a copy of the building mover’s State license. The Building Official shall review the application and make a recommendation as to whether to grant or deny the permit and, if granted, what conditions shall attach to the granting of the permit. The Clerk shall then submit the application, along with the Building Official’s recommendations, to the Planning Commission, or, in the Clerk’s discretion, directly to the Council. If the application is first submitted to the Planning Commission, the Planning Commission shall review the application and make a recommendation on the application to the Council.

**Subd. 3. Submissions to Accompany Permit Application.** The application for a moving permit shall include the following:

- A. State the approximate size and weight of the building proposed to be moved, the street address and legal description the place from which and to the building is proposed to be moved; the proposed route to be followed; the proposed dates and time of moving and parking; the name and address of the proposed mover; the municipal utility, street, and public property repairs or alterations that will be required by reason of such movement; and a site plan illustrating that the proposed location to which the building will be moved is in conformance with City zoning standards.
- B. Written evidence from the owner of the building that the applicant is entitled to move the building.
- C. Written evidence of arrangements with all public utility companies whose wires, lamps, poles or the like are required to be removed or otherwise altered in order to move the building.
- D. If the building is to be moved over any state, county or township roadways located within the City, written evidence of permission to so move issued by the appropriate state, county or township department, or the issuance of a permit if required.

- E. If the building is to be moved over any railroad tracks within the City, written evidence of permission to so move issued by proper railroad officials, or the issuance of a permit if so required, the specific time during which the buildings may be transported across any railroad tracks, the and location of said crossing.
- F. Written evidence of adequate insurance for all risks related to moving the building.
- G. The issuance of a permit hereunder shall be conditioned on applicant's filing with the City a performance surety bond or cash deposit in the sum to be fixed by the Council, which bond or deposit shall guarantee the performance of all of the conditions of the permit and the conditions provided in this ordinance.
- H. Written evidence that all taxes, assessments and any other charges against the building and lot from which a building located within the City is to be removed are paid in full.

**Subd. 4. Duties of the Building Mover.** In every case where a building is to be moved on or over City streets, the building mover shall:

- A. Notify the Council in writing of damage caused to property belonging to the City or any public utility within 24 hours after the damage or injury has occurred.
- B. Cause such lights to be displayed and such barriers to be erected as are required by law, or by law enforcement officers.
- C. Not park the building on any City street at any time during the moving process, unless specifically permitted in the permit application and approved by the City.
- D. Pay the expense of any traffic officer ordered by the City to accompany the movement of the building to protect the public from injury.
- E. Comply with the State Building Code, all provisions of the City Code, all conditions of the permit issued hereunder, and any other applicable law or permit.
- F. Notify the Building Official within 24 hours after the move is completed.

**Subd. 5. Duties of the Owner.** The owner of the building to be moved shall comply with the following requirements:

- A. If the original or final location of the building to be moved is located within the City, the owner shall provide proof of ownership of the land and the building prior to issuance of the permit.
- B. The owner shall remove all rubbish and materials at the original building site, if within the City, so that the premises are left in a safe and sanitary condition. In addition, the owner shall remove foundation structures, fill excavations, and grade the premises in accordance with a plan approved by the Building Official.

- C. The owner shall seal all utilities, including but not limited to causing any sewer lines to be plugged with a concrete stopper, and the water to be shut off at the originating site of the building if it is located within the City. The owner shall notify gas, electric and other utilities to remove their services.
- D. The owner shall take all reasonable precautions to secure the building and to reduce danger to members of the public until the building is set on its foundation and any remodeling, additions or repairs described in the application have been completed, including but not limited to, (1) locking all doors and windows; (2) providing sufficient support or bracing so as to stabilize the building to prevent it or any part thereof from sliding, slipping, falling or moving, and (3) adequately preventing access to any excavation or hole.
- E. The owner shall obtain an inspection from the Building Official for any buildings being moved into the City.

**Subd. 6. Liability.**

- A. The holder or holders of a permit shall be liable, jointly and severally, for any expenses, damages, fines, penalties, attorney fees and costs, injunctions, settlements or other costs paid or incurred by the City as a result of the issuance of a permit or the taking or failure to take any action by the holder or holders of the permit, or as a result of moving the building.
- B. Upon completion of the moving of a building pursuant to a permit, the amount which the applicant has deposited or bonded in conjunction with the permit shall be returned to the applicant, less all amounts for which any holder of a permit shall or may become liable to the City, which the City may retain under any provision of this Section. The permit fee paid upon filing of the application shall not be returned.

**Subd. 7. Denial of a Permit.** Any permit under this Section may be denied or revoked upon a finding of any one of the following:

- A. Applicant has not complied with any requirement of this Section;
- B. Persons or property in the City would be endangered by moving the building, because of shape, size, route, stability, equipment or for any other reason;
- C. The building or its use would not be in compliance with zoning, building codes or other law.
- D. Any other reasonable cause.

**SECTION 410.01. NUMBERING OF HOMES AND BUSINESS PLACES.**

**Subd. 1. Display.** The current addresses of all homes, other buildings occupied for living purposes, and business buildings shall be displayed on the exterior of the structure facing the