

ORDINANCE NO. 9

**MOVING OF BUILDINGS OR ANY PART  
THEREOF ON PUBLIC STREETS**

PERMIT REQUIRED

Section 1. No person or persons shall move or cause to be moved or superintend the moving of any building or part thereof along or over any public street, sidewalk or place within the Village of Island Park without a permit therefor having been obtained from said Village. It shall be unlawful to move any building or part thereof, or to cause the same to be moved or to superintend the moving of the same along or over the streets, sidewalks or public places not specified in said permit or at times not specified in said permit.

APPLICATION FOR PERMIT:

Section 2. Any person desiring to procure a permit shall file with the Village Clerk before the time proposed to begin such work, a written application which shall state;

(a) The name and address of the person applying. If a corporation, the names and addresses of the officers thereof.

(b) The name and address of the person proposing to do the actual moving. If a corporation, the names and addresses of the officers thereof.

(c) The names of the streets, sidewalks or public places along and over which the building is to be moved and the exact route to be followed.

(d) The time when the moving is to be done.

(e) The exact location of the building sought to be moved at the time of the making of the application so that the same may be inspected.

(f) Any other information deemed relevant by the Board of Trustees or its duly designated representative.

GRANTING OF PERMIT:

Section 3. Upon filing the said application, together with the security and fee hereinafter specified, the Board of Trustees shall, in its discretion, grant or refuse to grant a permit. The Village Clerk shall notify the applicant of the Board's decision. No permit shall be issued unless the following conditions are met:

(A) A fee of \$10.00 for each building or part thereof shall accompany the application for each building sought to be moved. In the event of a refusal or a permit, this fee shall be returned to the applicant.

(B) An insurance policy to be approved by the Board of Trustees shall be filed with the Village Clerk indemnifying the Village against any damage to or claims filed by any person or persons. Said policy shall contain personal liability limits of \$100,000.00, \$300,000.00 and property damage limits of \$10,000.00.

(C) Cash or certified check in the sum of \$1,000.00 or a bond of a surety company in like amount, to be approved by the Board of Trustees, shall be filed with the Village Clerk. If a bond is filed, it shall be conditioned upon the moving of the building in such a manner as not to cause any damage to the property of the Village. If cash or certified check is deposited, the same shall be returned to the applicant, upon completion of the moving, if the building inspector, after investigation, certifies that no damage has been done.

(D) In case of moving a building or part thereof into the Village, a building permit shall first be obtained pursuant to the Building Code, ordinance No. 51.

(E) In case of moving a building or part thereof into the Village, the building in the condition it is sought to be moved, must be in such condition as to comply with the provisions of said Building Code, relating its structure, materials and safe condition at the time the application is filed. The applicant shall advise the Village Clerk of this location of the building at the time of the filing of the application and make possible the inspection of the same, prior to the moving by the Board of Trustees or its duly designated representative.

(F) In case of moving a building or part thereof into the Village, the applicant shall file with the village Clerk a faithful performance bond in a sum designated by the Board of Trustees, and in no event in a sum less than the value of the finished building, plus the cost of removal thereof outside of the village limits, guaranteeing the completion of the building according to the terms of the building application and permit and in conformity with the ordinances of the Village and the laws of the State of New York and County of Nassau, within a period of four months from the date of the granting of a permit. Said bond shall also guarantee that in the event of a failure to comply, the building shall be removed from the Village limits within 30 days of demand by the Board of Trustees, after notice of violation has been served upon the applicant or his agent.

(G) The Board of Trustees may grant a permit with such conditions as are reasonably fair and necessary under the existing facts and circumstances, and may impose safeguards not limited to the provisions of this Ordinance.

PENALTY:

Section 4. Any person or persons, firm, association or corporation violating this Ordinance, or any part thereof, shall be liable for and forfeit and pay a penalty not exceeding \$50.00 for each violation thereof. Any violation of this Ordinance, or any part thereof, shall constitute disorderly conduct, and any person violating this ordinance, or any part thereof, shall be and hereby is declared a disorderly person.

Amended 9/13/51 upon repeal of original Ordinance No. 9.