

ORDINANCE #4

RESTATED AND AMENDED

AN ORDINANCE REQUIRING A PERMIT TO ERECT, ADD TO, ALTER, MOVE, REPAIR OR IMPROVE A BUILDING OR STRUCTURE WITHIN THE CITY OF DRAYTON

SECTION 1: WHEN A PERMIT IS REQUIRED

A written permit issued by the Drayton Auditor is required before:

1. A building or structure is erected, demolished or moved;
2. Repairs, alterations or improvements made to a building or structure;
3. A building or structure is moved from a location either within or without the city limits to any place, lot or location within the city limits.

SECTION 2: PERMIT APPLICATION

Application for permit to build, add to, structurally alter, repair, improve or move any structure shall be made in writing to the City and shall contain the following information:

1. Name of owner;
2. Name of contractor, plumber, electrician or mover;
3. Legal description of the lot to be built upon, or moved onto;
4. A description of the project;
5. A sketch showing dimensions of the lot to be built upon or moved onto, the size and location on that lot of the structure or addition to be erected or moved in;

6. Intended use of structure;
7. An agreement by the applicant to the effect that if the use of any part of the sidewalk, street or alley shall be needed during the construction or moving operation, such applicant shall maintain proper guards and lights to protect the public from injury, and when the work is completed, to leave the sidewalk, street or alley in the same condition as before. Such use of sidewalk, street or alley shall be for a period not to exceed 120 days; however, such period is subject to the directions and regulations of the Street Commissioner;
8. In the case of moving a structure, the following is also required: the present location of the structure and the type and condition of the structure;
9. Signature of the person desiring the permit.

SECTION 3: PERMIT FEE AND ISSUANCE OF

The fee as promulgated by the City shall accompany the written application. Upon approval, the permit shall be signed by the City Auditor. A record of all building permits shall be kept by the City Auditor.

SECTION 4: WHEN PERMITS MAY BE REFUSED

If a permit is refused by the City Auditor, a hearing may be requested to be heard before the City Council who may make a final determination if the permit request would violate any of the provisions of the City Zoning Ordinance; or for other reasons as they may determine including the size, appearance or practicality in a particular location.

SECTION 5: DURATION OF PERMIT

1. Substantial construction, as described in the building permit, shall begin within 90 days of the issuance of permit, or the permit shall be deemed void unless extended in writing.

2. All exterior work must be completed within 120 days of the start of the project, or the permit shall be deemed void unless extended in writing.
3. A permit to move a structure shall be valid for 90 days unless extended in writing.

SECTION 6: PENALTY FOR VIOLATION

Any person violating any of the provisions of this ordinance shall, upon conviction, be subject to a fine of not more than \$500.00, or imprisonment of not more than 30 days, or by both fine and imprisonment.

Adopted this _____ day of _____, 2023 by the City Council of the City of Drayton North Dakota.

Mayor

Attest: _____
City Clerk

Restated and Amended Ordinance
published on the _____ day of _____, 2023.