

CHAPTER XI

BUILDINGS, STRUCTURES, CODES, AND LICENSES

SECTION XI-1. ADOPTION OF UNIFORM BUILDING CODE, 1979 EDITION.

A. That certain documents, three (3) copies of which are on file in the office of the City Clerk and the Buhler City Hall being marked and designated as "Uniform Building Code" (and "Uniform Building Code Appendix"), 1979 edition, and the "Uniform Building Code Standards," 1979 edition, published by the International Conference of Building Officials, be and the same is hereby adopted as the code of the City of Buhler for regulating the erection, construction, enlargement, alteration, repair, moving, removing, demolition, conversion, occupancy, equipment, use, height, area and maintenance of all buildings and/or structures in the City of Buhler providing for issuance of permits and collection of fees therefor; providing penalties for violation of such code; and each and all of the regulations, provisions, penalties, conditions and terms of such "Uniform Building Code," 1979 edition, and the "Uniform Building Code Standards," 1979 edition, published by the International Conference of Building Officials, on file in the office of the City of Buhler are hereby referred to, adopted and made a part hereof as if fully set out in this ordinance.

B. That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections subsections, sentences, clauses and phrases be declared unconstitutional.

SECTION XI-2. THE MOVING OF HOUSES.

A. That hereafter should any person or persons, firm or corporation in the City of Buhler, desire or attempt to move any house, building or structure, over, along, or across any street therein, they shall procure from the governing body a route over which said building shall be taken and they shall then conform their movements to said route.

B. No person, persons, firm or corporation shall be permitted to take down or disturb any poles, wires, cables or other devices in any of the streets, alleys, public grounds, or other places in said City, without first having given an indemnifying bond, approved by the mayor, indemnifying the City of Buhler from any financial or property loss whatever, resulting from the fact of such moving; also covering any and all loss in labor or otherwise to the owner or owners of tele-

telegraph, telephone, or electric wires, cables, and other material, when such wires, cables, or other material are in the streets and alleys as provided by special grant or franchise; also having caused notice to be given by the governing body to the owners of the appliances or other things sought to be moved, and allowing a reasonable time, not less than twenty-four (24) hours, for the owner to move the same.

C. Anyone violating any of the provisions of this Ordinance shall upon conviction be deemed guilty of a misdemeanor, and may be fined in a sum not exceeding Fifty Dollars (\$50.00), and shall be committed to jail until such fine and costs are fully paid.

SECTION XI-3. FRAME DWELLINGS ON PORTIONS OF MAIN STREET.

A. It shall be unlawful for any person, persons, corporations, or agents to erect or build any building of lumber or wood on the East half (1/2) of Blocks 11, 14, 17, and 20, and on the West half (1/2) of Blocks 12, 13, and 18, excepting on Blocks 11 and 12, where dwelling houses may be of frame construction, but business houses of any kind constructed on the above named and numbered blocks must be of fire proof material such as brick, stone, cement blocks, concrete or other similar fire proof material. The roof of such buildings shall be of sheet iron, tin, slate, tiling, rubberoid, maltoid, or other non-combustible substances. Provided, that any building not over 40 feet long abutting on the alleys back of Main Street, maybe constructed of wooden frames covered with sheet iron or tin.

B. All repairing and remodeling to and of any buildings known as frame construction now located on any of the prohibited territory as set forth above, shall be done by permission of the governing body and at its direction.

C. Any person, persons, corporations, or agents, building or causing the construction of any building for any purpose, in violation of this ordinance shall be guilty of a misdemeanor, and upon conviction thereof, shall be fined not less than fifty dollars (\$50.00) nor more than one hundred dollars (\$100.00) or imprisoned not less than ten (10) days nor more than twenty (20) days, or both fined and imprisoned, and to pay costs of the case.

D. Nothing in this Ordinance shall be construed as to prohibit the buildings of outbuildings, or sheds for the storing of fuel, or chicken houses, of the material prohibited by this ordinance, provided that all such buildings shall be located within twenty (20) feet from the alley and not nearer than ten (10) feet to any sidewalk.