

ORDINANCE NO. 97

AN ORDINANCE PROVIDING FOR THE ADOPTION OF A BUILDING CODE FOR THE ERECTION, CONSTRUCTION, ENLARGEMENT, ALTERATION, REPAIR, MOVING, REMOVAL, DEMOLITION, CONVERSION, OCCUPANCY, EQUIPMENT, USES, HEIGHT, AREA AND MAINTENANCE OF BUILDINGS OR STRUCTURES IN THE CITY OF WASHBURN, NORTH DAKOTA; REQUIRING IRREGULAR TRACTS TO BE PLATTED AND RECORDED; REQUIRING PERMITS AND FILING FEES THEREFORE; PROVIDING PENALTIES FOR VIOLATION THEREOF AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH:

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF WASHBURN, NORTH DAKOTA:

SECTION I. ADOPTION OF CODE.

The erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, occupancy, equipment, uses, height, area and maintenance of buildings or structures in the City of Washburn, North Dakota, shall meet with the provisions of the rules and regulations of the 1973 edition of the Uniform Building Code, a copy of which code is on file with the city auditor and is hereby made a part of this ordinance by reference with the exception of the sections hereinafter set forth affecting local conditions in the city, which are amended, deleted, or added to, for use and application in the city, and the city hereby adopts said code as so modified.

SECTION II. METES AND BOUNDS TRACTS TO BE PLATTED.

No building, alteration or moving permit shall issue with regard to any structure located on or to be located upon tracts which can be described only by metes and bounds until such land has been surveyed and platted and the plat thereof recorded with the McLean County Register of Deeds office. Such plats shall provide for proper arrangement of streets, alleys and utility easements that conform to existing and planned streets, alleys and utility easements and submitted for review and approval to the Planning and Zoning Commission prior to approval by the City Commission.

SECTION III. CLARIFICATION OF CODE.

For the purpose of clarifying the Building Code adopted above.

- a. "Municipality" or "City" shall mean the City of Washburn.
- b. Whenever the Building Code shall conflict with the zoning ordinances, the zoning ordinances shall govern.

SECTION IV. PERMITS.

No structure of any kind used for residential, commercial, or industrial purposes, including accessories thereto shall hereafter be built, altered or moved within the city limits of the City of Washburn, North Dakota, until a building, alteration, or moving permit has been obtained from the office of the City Auditor. Such permit shall not be issued until permit fee or fees required by this regulation have been paid. No permit is required for maintenance or repair of existing residences, commercial structures, or accessory structures which does not alter the strength or plan of said structure or its mechanical installations, but such maintenance or repair shall comply with all the requirements of this regulation.

SECTION V. FEES.

Fees for permits shall be as follows:

For work valued at less than \$1,000.00 the fee shall be \$10.00, and for work valued at \$1,000.00 and over, there shall be an additional fee of \$1.00 for each additional \$1,000.00 of valuation or fraction thereof in excess of \$1,000.00.

# Affidavit of Publication

STATE OF NORTH DAKOTA )  
 County of Grand Forks ) ss

I, Judith M. Borlaug being first duly sworn, on my oath, say that I am the bookkeeper of Washburn Leader, a weekly newspaper of general circulation, published in the City of Washburn, in said county and state, and that the advertisement headed:

Ordinance No 97

a printed copy of which hereunto annexed, was published in the regular and entire issue of said newspaper during the period and time of publication, and that the notice was published in the newspaper proper, and not in a supplement, for 1 consecutive week Aug 11, 1977, to-wit:

Aug 11, 1977  
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 Publishing fee, \$ 9.46

**CITY OF WASHBURN, NORTH DAKOTA  
 ORDINANCE NO. 97**

AN ORDINANCE PROVIDING FOR THE ADOPTION OF A BUILDING CODE FOR THE ERECTION, CONSTRUCTION, ENLARGEMENT, ALTERATION, REPAIR, MOVING, REMOVAL, DEMOLITION, CONVERSION, OCCUPANCY, EQUIPMENT, USES, HEIGHT, AREA AND MAINTENANCE OF BUILDINGS OR STRUCTURES IN THE CITY OF WASHBURN, NORTH DAKOTA; REQUIRING IRREGULAR TRACTS TO BE PLATTED AND RECORDED; REQUIRING PERMITS AND FILING FEES THEREFORE; PROVIDING PENALTIES FOR VIOLATION THEREOF AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

**PENALTIES:** Any person, firm, or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be punished by a fine of not more than Five Hundred Dollars (\$500.00) or by imprisonment for not more than thirty (30) days, or by both fine and imprisonment. Each and every day that a violation of this Ordinance shall be continued shall constitute and be considered a separate offense.

I certify that Ordinance No. 97 of which the above first paragraph represents the title clause was adopted by the City of Washburn, North Dakota, on the 1st day of August, 1977.  
 John Romanick  
 City Auditor

August 11, 1977

Judith M. Borlaug  
 Notary Public and sworn before me this 12 day of August A.D. 1977  
Judith M. Borlaug  
 Notary Public  
 My Commission Expires June 30, 1983  
 My Commission Expires June 30, 1983

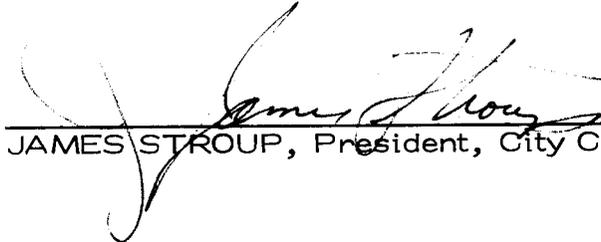
SECTION VI. PENALTIES.

Any person, firm, or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be punished by a fine of not more than Five Hundred Dollars (\$500.00) or by imprisonment for not more than thirty (30) days, or by both fine and imprisonment. Each and every day that a violation of this Ordinance shall be continued shall constitute and be considered a separate offense.

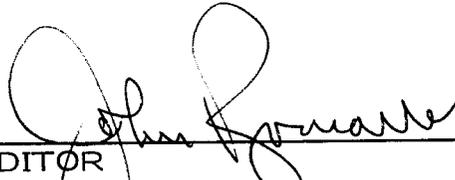
SECTION VII. EFFECTIVE DATE.

This ordinance shall be in full force and take effect immediately upon its final passage and the publication of its title and penalty clause.

APPROVED:

  
\_\_\_\_\_  
JAMES STROUP, President, City Commission

ATTEST:

  
\_\_\_\_\_  
AUDITOR

First Reading July 18th, 1977

Second Reading August 1st, 1977

Final Passage August 1st, 1977