

ENROLLED

COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND
LEGISLATIVE SESSION, 2013
BILL 2013-08

Introduced: July 16, 2013

BY: The Council President at the request of the County Executive.

AN ACT to amend Chapter 117 of the Wicomico County Code, titled "Building Construction" Section 117-5, titled "Modifications and amendments to code" to delete the requirement of R324 "Moving of buildings" and instead replace it with language from the International Building Code covering "moved structures" to add this requirement to residential buildings;

WHEREAS, R324 "Moving of buildings" currently requires adjoining property owners of a parcel upon which a building or structure is being moved, to sign approval of such a move, otherwise the building permit is not issued;

WHEREAS, it appears advisable, upon the favorable recommendation of the Department of Planning, Zoning and Community Development, to amend Section 117-5 of Chapter 117 of the Wicomico County Code, to delete the requirement in R324 "Moving of buildings", as this situation can be handled by other code sections and by adding language from the International Building Code for "moved structures" which will apply to residential buildings.

SECTION I: BE IT ENACTED AND ORDAINED BY THE COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND, IN LEGISLATIVE SESSION, that Chapter 117, Section 117-5, titled "Modifications and amendments to code" be and the same are hereby amended, to read as follows:

CHAPTER 117
BUILDING CONSTRUCTION

Article I. Wicomico County Building Code

* * *

§117-5. Modifications and amendments to code.

Delete this paragraph and text in its entirety and replace it with.

~~R324 Moving of buildings.~~

~~No permit to remove/move a building or structure shall be granted until signatures have been obtained from adjoining property owners of the parcel upon which said building or structure is to be moved. If any of the joining property owners refuse to sign for the placement of the moved building, the applicant may appeal to the Board of Appeals, whereupon the adjoining property owners must be notified of the date, time and place of the appeal in order to give them an opportunity to be heard upon this application. All buildings for which a moving permit is granted as stipulated in this section must be repaired, remodeled or restored by the owner thereof to a condition suitable for occupancy in accordance with the conditions set forth in this code within a period of six months from the date said building is moved to the new location, and one extension of said six-month period may be granted upon application by the owner thereof to the County Executive; the granting of such extension shall be in the sole discretion of said County Executive.~~

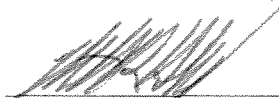
R324 MOVED STRUCTURES.

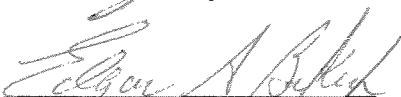
STRUCTURES MOVED INTO OR WITHIN THE JURISDICTION SHALL COMPLY WITH THE PROVISIONS OF THIS CODE FOR NEW STRUCTURES. ALL APPLICABLE COVENANTS OF RECORD AND RESTRICTIONS, INCLUDING ARCHITECTURAL, SQUARE FOOTAGE AND OTHER STRUCTURAL REQUIREMENTS, SHALL REMAIN IN EFFECT WHERE THE STRUCTURE IS PLACED.

SECTION II. BE IT FURTHER ENACTED THAT this Bill shall be known as Bill No. 2013-08 of Wicomico County, Maryland and shall take effect sixty (60) days after its final passage, unless a proper Petition for Referendum thereof shall be filed prior to said date; in which event, the Bill shall not take effect until the expiration of thirty (30) days following the approval of this Bill by a majority of the qualified voters of the County voting in any such referendum.


Certified correct as passed and adopted by the County Council of Wicomico County, Maryland this 20th day of August 2013.

WICOMICO COUNTY, MARYLAND


BY: Matt Holloway, President


BY: Edgar A. Baker, Jr., Secretary

I HEREBY CERTIFY that copies of the above Bill are available to the public, the press and other news media at the time of its introduction.


Edgar A. Baker, Jr., Secretary

Explanation:

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

~~Strike out indicates material deleted from law.~~

~~CAPITAL STRIKE OUT~~ indicates matter stricken from Bill by Amendment.

Underlining indicates Amendments to Bill.

COUNTY COUNCIL
OF
WICOMICO COUNTY, MARYLAND

BILL NO. 2013-08

INTRODUCED BY: Council at request of Executive

Legislative Day No. 15

Date: July 16, 2013

Introduced, read first time, ordered posted and public hearing scheduled on: August 20, 2013

Time: 10:30 a.m.

AN ACT to amend Chapter 117 of the Wicomico County Code, titled "Building Construction" Section 117-5, titled "Modifications and amendments to code" to delete the requirement of R324 "Moving of buildings" and instead replace it with language from the International Building Code covering "moved structures" to add this requirement to residential buildings;

PUBLIC HEARING: Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on August 20, 2013 and concluded on August 20, 2013

Matthew Elmer
Council Administrator

CERTIFICATION

The undersigned hereby certifies that this Bill was Approved and Adopted by the County Council of Wicomico County, Maryland, on the 20th day of August, 2013.

Matthew Elmer
Council Administrator

Presented to the County Executive for approval this 21st day of August, 2013 at
11:20 a.m./p.m.
(5 days §411)

Matthew Elmer
Council Administrator

BY THE EXECUTIVE:

Richard M. Kelly
County Executive

APPROVED
VETOED

Date: Aug. 22, 2013
(21 days §411)

Date: _____

EFFECTIVE DATE:

This Bill having been approved by the County Executive and returned to the Council, becomes law on August 22 and effective on: October 21 (60 days §311)
2013

ENROLLMENT:

Legislative Bill No. 2013-08 is herewith submitted to the County Council of Wicomico County for enrollment as being the text as finally passed.
2013

CERTIFIED TRUE AND CORRECT

Matthew Elmer
Council Administrator
Date: 8-27-13

ENROLLED

Matthew Elmer
Council President
Date: 8-27-13