

**ORDINANCE #678**  
**AN ORDINANCE TO AMEND MARQUETTE CITY CODE CHAPTER 10**  
**– BUILDINGS AND BUILDING REGULATIONS, BY ADOPTING A**  
**NEW ARTICLE IV. – DEMOLITION OF BUILDINGS**

**Short Title:**

This section shall be known as and may be cited as the “City of Marquette Building Demolition Ordinance.”

**The City of Marquette Ordains:**

**SECTION 1. New Article IV. – Demolition of Buildings is hereby adopted as follows:**

**Sec. 10-62 - Demolition to comply with existing codes; permit required.**

All demolition of buildings in the city shall be accomplished using procedures and complying with the standards of all codes in force at the time of demolition. Prior to work beginning, demolition permits must be obtained from the city. Fees for such permit shall be found in the current fiscal year fee schedule.

**Sec. 10-63 - Protection of property and free passage.**

Structures shall be demolished in such manner as to avoid hazards to persons and property, interference with the use of adjacent buildings, and interruption of free passage to and from such buildings.

**Sec. 10-64 - Dust control.**

During the demolition of any building or structure the work shall be kept thoroughly wetted down to prevent the spread of dust. The owner or contractor shall provide water and necessary connections therefor. The city may require in appropriate cases a suitable fence to be constructed around the work site, where conditions indicate the safety of the public requires such fence.

**Sec. 10-65 - Removal of materials.**

- a) All buildings and structures to be demolished shall be completely razed and all materials shall be removed from the site and disposed of in accordance with all applicable laws and regulations. All materials, including, without limitation, every installation, part of a building or accessory building or other improvement on the premises, whether above or below grade, shall be completely removed from the site. No part of any basement or infrastructure below grade shall remain.
- b) Under unusual and extraordinary circumstances and upon written request of the landowner, the city manager may waive all or part of the above requirement regarding removal of below grade materials or infrastructure. Upon approval of the waiver, the landowner shall execute and record with the county register of deeds a notice indicating to future owners of the property that underground materials or infrastructure remains on the property.

**Sec. 10-66 - Explosives prohibited; exception.**

Explosives shall not be used for demolition except as provided under City Code Sec. 26-86. - Blasting.

**Sec. 10-67 - Disposal of debris and materials.**

All debris, combustible and noncombustible, hazardous materials of any kind and all other materials shall be disposed of in accordance with all applicable statutes, ordinances and regulations of the

United States, this state, or any local ordinance, rule or regulation, including those of locations where the materials are deposited or transported for disposal.

**Sec. 10-68 - Fill of below grade spaces.**

All below grade spaces, depressions or excavations, including, without limitations, former basements, cellars, septic tanks, pits, wells and any other excavation, shall after removal of all installations and materials, be filled with clean sand, except for the top three inches, which shall be filled with black dirt and seeded with grass seed.

**Sec. 10-69 - Inspection and certification.**

No excavation hole or depression shall be filled until an authorized representative of the city has inspected and certified that all existing materials located below grade has been removed.

**Sec. 10-70 - Removal of sidewalk openings.**

Sidewalk openings and the covers of all sidewalk openings such as coal holes, vaults or stairwells connected with buildings or premises in the demolition area shall be removed and the openings filled with approved material tamped level with the sidewalk. An approved installation of the resulting sidewalk surface shall be installed with approval from the city.

**Sec. 10-71 - Obstruction of traffic.**

The contractor shall not close or obstruct any street, sidewalk, alley or passageway unless specifically authorized by the city. No material whatsoever shall be placed or stored in any such area. The owner or contractor shall not interfere with the use of roads, streets, alleys, driveways, passageways, sidewalks or other travel facilities.

**Sec. 10-72 - Cleanup.**

The owner or contractor shall remove all debris and equipment and dispose of all material, as above required, and leave the ground clear of all materials, rubbish or debris.

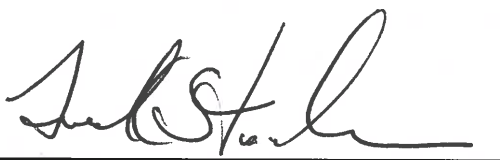
**Sec. 10-73 - Burning prohibited.**

No burning shall be permitted within the project area.

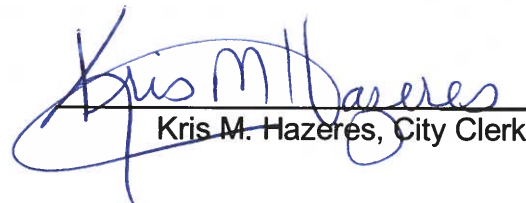
**Sec. 10-74 - Violations.**

Any person demolishing or causing the demolition of a structure in violation of the standards of this article shall be responsible for a municipal civil infraction.

**SECTION 2. Publication.** This ordinance shall take effect ten days after adoption, but not before publication.



Frederick J. Stonehouse, Mayor



Kris M. Hazeres, City Clerk

Date Adopted: May 13, 2019

Date Published: May 14, 2019