

Sec. 5-285. - Petition for rehearing.

- (a) Within 20 days after the service of findings, decision and order is served to the owner, the owner may file a written petition for rehearing along with the payment of a filing fee of ~~\$40.00~~\$60.00. The owner is limited to one petition for rehearing in each code hearing proceeding instituted pursuant to section 5-275 of the Code.
- (b) The written petition must be filed with the code hearing department initiating the code hearing proceeding that shall schedule a hearing on the petition with notice to the owner or registered agent as prescribed in section 5-275 of the Code.
- (c) If a petition is granted, the findings, decision and order shall be vacated and the code hearing proceeding will remain before the hearing officer until the disposition of the proceeding pursuant to section 5-281 of the Code.

Sec. 5-408. - Nuisance structures.

- (a) Any unsafe, dilapidated or abandoned building, house, barn or other structure situated within the limits of the city is, and the same is hereby declared to be, a nuisance.
- (b) If any such building or other structure is being constructed, altered, enlarged or repaired and the building permit issued for such building or structure expires or is revoked by the building official, and the owner of the building or structure fails within 30 days of the revocation or expiration to obtain a certificate of occupancy as provided by division 4 of article II of this chapter or to obtain another building permit, then that building or structure shall remain a declared nuisance.
- (c) The penalty for maintaining a nuisance shall be as provided in section 1-5 of this Code, and each and every day that such nuisance remains unabated shall constitute a new and separate offense.
- (d) Any building or structure that is open at a door, window, or any other opening, leaving the interior of the building exposed to the elements or accessible to entrance by trespassers shall be secured. The Code Official or their designee can order the unsecure property to be secured at the cost of the property owner. Any costs associated with the securing of the property and an administrative fee of \$100 will be the responsibility of the property owner and recoverable through the language in section 5-300 of this chapter. If the opening is not restored to its original condition and is temporarily boarded by the owner of the property, compliance with the following sections of City of Peoria board up specifications shall be required.
 - (1) The openings shall be covered completely from the exterior with a minimum of one-half-inch thick exterior grade plywood secured with screws of a minimum length of one and five-eighths inches placed a minimum of 12 inches on center around the entire perimeter of the opening being covered. The plywood shall be cut and fitted so it rest[s] tightly against the exterior frame butting up to the molding, siding, etc.
 - (2) The use of paneling, OBS panels, waferboard, particleboard, or similar materials are not to be used for the boarding of any structures.
 - (3) Nails are not approved for securing plywood to a structure. Screws shall be used per specifications.