CHAPTER 123

MOVEMENT OF STRUCTURES

123.01  STRUCTURE DEFINED. The term “structure” as used in this chapter means any house, building or other object which is to be moved on house movers’ trucks or skids.

123.02  PERMIT REQUIRED. No person shall move any structure upon, along, across or over any street, avenue, alley, highway, sidewalk or other public ground in the City without first having submitted an application and obtained a permit therefor as hereinafter provided. Buildings of less than one hundred (100) square feet are exempt from the provisions of this chapter.

123.03  APPLICATION. All applications for a permit as herein required shall be filed in the office of the Clerk and shall be in writing and, among other things, shall state:

1. Name and Address. The name and address of the house mover and the house mover’s qualifications, experience and equipment;

2. The dimensions of the structure to be moved and its maximum height when loaded.

3. The present location and the proposed location of the structure;

4. The route over which the structure is to be moved, the time when the removal will begin and the approximate length of time necessary to complete the operation within the limits of the public ways;

5. The time when the structure will be first moved into the limits of the public way and the length of time the structure will be within the limits;

6. The name and address of the owner of the structure.

123.04  INVESTIGATION. Upon the filing of the application, the City Administrator shall investigate the statements contained therein. Upon completion of the investigation, the City Administrator may issue a permit, designating the route and specifying the time when, the manner in which and the conditions under which the structure shall be moved, provided, however, that all conditions of this chapter have been fully met. Upon the refusal of the City Administrator to issue a permit when an application has been filed in the proper form, the application, accompanied by a written statement, setting forth the reasons for such refusal, shall be submitted by the...
City Administrator to the Council at its next regular meeting or at a special meeting
called for that purpose, and the City Administrator shall thereafter proceed in
accordance with the instructions of the Council.

123.05  **BOND REQUIRED.** The City Administrator, as a condition precedent to
the issuance of a permit, may require the person making the application to file a good
and sufficient bond with the City in the amount of five thousand dollars ($5,000.00)
with sureties thereon to be approved by the City Administrator, conditioned that the
applicant will pay any or all damages incurred in the moving operation which may be
caused to any property, either public or private, within the City, whether such damage
or injury is inflicted by the applicant or any agent or employees, and also conditioned
that the applicant will waive and indemnify and hold the City harmless against all
liability, judgments, costs and expenses which may in any wise accrue against the
City, in consequence of the granting of such permit, and will in all things strictly
comply with the conditions of the permit.

123.06  **NO STRUCTURE TO REMAIN IN STREET.** No structure is allowed to
remain in any street, avenue, alley or other public place in excess of the time fixed in
the permit when issued, except that in case of an unavoidable delay and through no
fault of the holder of the permit, the City Administrator may grant such extension of
time as appears reasonable.

123.07  **INJURY; REPAIR.** Any injury done to any public facility or improvement
within the limits of the public way shall be promptly repaired by the applicant to the
satisfaction of the City Administrator, and any injury or damage done to any person or
any private property shall be promptly paid, settled and compensated for by the
applicant, and the bond provided for in Section 123.05 of this chapter shall stand as
security therefor.

123.08  **PUBLIC SAFETY.** At all times when a building or similar structure is in
motion upon any street, alley, sidewalk or public property, the permittee shall
maintain flagmen at the closest intersections or other possible channels of traffic to the
sides, behind and ahead of the building or structure. At all times when the building or
structure is at rest upon any street, alley, sidewalk or public property the permittee
shall maintain adequate warning signs or lights at the intersections or channels of
traffic to the sides, behind and ahead of the building or structure.

123.09  **ABOVE GROUND WIRES.** The holder of any permit to move a building
shall see that all telephone, cable television and electric wires and poles are removed
when necessary and replaced in good order, and shall be liable for the costs of the
same.