

## CHAPTER 123

### MOVEMENT OF STRUCTURES

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**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.

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