

## CHAPTER 123

# HOUSE MOVERS

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**123.01 HOUSE MOVER DEFINED.** A “house mover” means any person who undertakes to move any house, building, structure or any part or parts thereof from one location to another when the moving of such house, building, or structure or part or parts of structures requires traveling upon, across, along or over any street, avenue, highway, thoroughfare, alley, sidewalk or other public ground in the City.

**123.02 PERMIT REQUIRED.** It is unlawful for any person to engage in the activity of house mover as herein defined without a valid permit from the City for each house, building or similar structure to be moved. Structures or parts of structures less than fifteen (15) feet wide and less than thirteen and one-half (13½) feet high are exempt from the provisions of this chapter.

**123.03 APPLICATION.** Any person desiring a house moving permit as required herein shall file an application with the Public Works Director at least seven (7) days prior to the commencement of the work. Such application shall contain:

1. The date or dates and time of moving the house, structure or building.
2. The detailed statement setting forth the proposed route to be followed in moving the structure, the equipment to be used and specifying the person in charge of the moving operation.
3. The location of the premises to which the structure is to be moved and the zoning classification thereof.
4. The name of the owner of the structure and the name of the owner of the premises to which it is being moved showing that the applicant is entitled to move the house.
5. A plot plan of the location to which the structure is to be moved, showing the exact proposed location of the structure, the boundaries of the lot upon which the structure is to be placed, and the dimensions of said lot.
6. A statement showing the maximum length and width, including eaves, and loaded height of the structure to be moved.
7. An agreement that the house mover shall indemnify and hold the City harmless from any claims or damages for injury to person or property resulting from the moving of the structure for which the permit is requested.
8. An agreement that the applicant shall immediately report any damage done by the moving operation to any street, sidewalk, alley, curb, highway, tree or other public

property and that the applicant will upon demand pay the cost of repair occasioned by said damage to the City.

**123.04 BOND REQUIRED.** The applicant for a house mover's permit shall file with the application a bond, with an approved corporate surety in the penal sum of one hundred thousand dollars (\$100,000.00), conditioned that all work done under such permit shall be done in good and workmanlike manner, and that the applicant will pay to the City or to any person injured all damages for injuries to person or property, including but not limited to damages to any street, curb, sidewalk or any other public property caused by negligence, fault or mismanagement of cause, in doing work under such permit.

**123.05 INSURANCE REQUIRED.** Before the permit is issued, the applicant shall obtain and furnish to the City an insurance policy for public liability and property damage in the amount of \$100,000 per person injured, \$300,000 per accident, and \$50,000 property damage. Said insurance policy shall name the City and the applicant as insured and shall provide that said policy cannot be revoked, cancelled, or modified in any way until the City has been notified by certified mail at least ten (10) days prior to the proposed action.

**123.06 PERMIT FEE.** The fee for a house moving permit is twenty-five dollars (\$25.00) for a structure of less than five hundred square feet and fifty dollars (\$50.00) for a structure of more than five hundred square feet, as calculated from the outside foundation dimensions of entire structure, which fee shall be paid at the time the application is filed.

**123.07 PERMIT ISSUED.** Upon the filing of the application with the Public Works Director, payment of the fee, filing of the bond, acquisition of an insurance policy as herein required, and approval by the Public Works Director, a house moving permit shall be issued by the City in accordance with the provisions of this chapter.

**123.08 DENIAL OF PERMIT.** When in the judgment of the Public Works Director the proposed work will result in an undue hazard to traffic or undue damage to streets, highways, curbs, sidewalks, trees or other public or private property, the permit shall be denied and the reasons therefor endorsed upon the application.

**123.09 RESTRICTIONS.** A permit issued pursuant to this chapter may be restricted in that the Public Works Director may require the Police Chief to escort the house being moved and may restrict or specify the cost of these requirements shall be borne by the house mover.

**123.10 EQUIPMENT.** All equipment used in the moving operation must be equipped with adequate warning flares and lights. A house mover shall at all times comply with the provisions of State law pertaining to wheel loadings. The house mover shall not use any equipment which travels upon the streets, highways, alleys, sidewalk or other public grounds that is not equipped with rubber tires.

**123.11 PLACEMENT OF EQUIPMENT.** All caster wheels or other rolling gear shall be placed under the house, structure or building to be moved in such a manner that the measurement of the maximum outside width of such casters, wheels or rolling gear shall be at least two (2) feet less than the width of the traveled portion of the roadway upon which the house structure or building is to be moved.

**123.12 DAMAGES.** The house mover shall report any damages done to any street highway, alley, sidewalk, curb, tree, telephone or light poles or wires, or to any other public or

private property, except property owned by the house mover or the structure being moved, to the Public Works Director within twelve (12) hours after the occurrence. The house mover shall, upon demand, pay any damages resulting from an injury to any person or property. Nothing herein shall be construed to prevent the house mover from contesting any claim in good faith in any court.