

Chapter 20

Streets and Sidewalks

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Article I, In General

Sec. 20.1. Duties of Town Administrator (or his designee) in Regards to Streets and Sidewalks

The town council may designate the own administrator (or his designee) to oversee the construction and maintenance of Town streets and perform such other duties as the council may require. The town administrator or his designee shall employ such number of persons to work on the Town streets as may be needed subject to the approval of the town council.

Sec. 20.2. Duty of Adjacent Property Owners to Keep Sidewalks Clear.

It shall be the duty of all owners of real estate within the Town limits to keep the sidewalks adjoining their real estate clear and free from grass, weeds, trash and garbage, said sidewalks to be cleared and the grass and weeds cut and removed therefrom at such times as the town council shall direct: provided, that if any owner of real estate within the Town limits shall neglect or refuse to cut the grass and weeds from the sidewalks adjoining his or her property when directed so to do or fail otherwise to keep such sidewalks clean and sanitary, the town administrator is hereby authorized to employ such labor as may be necessary to clear and clean said sidewalks, and the charge for the same shall be due and payable by such property upon said property, to be collected as Town tax.

Sec. 20.3. Repair of Sidewalks.

All owners of lots of land or lands within the corporate limits shall keep in good repair the sidewalks adjacent to said lots, and the liability for damages arising from the failure to do so shall lie with the owners of the land or lands.

Article II, Unlawful Acts

Sec. 20.10. Damaging Town Property.

It shall be unlawful for any person to mutilate, deface or injure any public property within the corporate limits, any trees, building or other property, or to obstruct any street, alleyway, avenue, bridge, ditch or public road within the corporate limits, and any person found guilty of a violation of this ordinance shall be punished as defined in Section 14.5 of this Code.

Sec. 20.11. Consumption of Alcoholic Beverages on Streets or Public Property.

It shall be unlawful for any person to drink any beer, liquor or other intoxicating beverages on any public street, public school property, or any recreational property owned or operated by the Town.

Sec. 20.12. Games in Streets.

It shall be unlawful for any person to play football, baseball, basketball or other games in and upon any streets, parks, square or any other public place in the Town, except in the places provided thereof.

Sec. 20.13. Roller Skating, Roller Bladeing, Skate Boarding.

It shall be unlawful for any person to skate on or to use roller skates or boards or blades on the public square, streets or sidewalks of the Town; provided, that children may skate on the sidewalk within the block in which they reside, but they shall not cross the street. There shall be no skating within the business section of the Town.

Sec. 20.14. Draining Water, Solids, Other Liquid onto Streets or Sidewalks Prohibited.

It shall be unlawful for any person to carry water or any slops or liquid of any kind, from any store or residence or other building by means of a drain pipe or otherwise, so that the same shall fall or flow upon any part of any street or sidewalk of the Town; provided, that sprinkling of a street to lay dust is not hereby forbidden.

Sec. 20.15. Throwing Glass, Nails, Dangerous Substances on Streets, Sidewalks Prohibited.

Any person who shall, within the Town limits, throw or place on any of the streets or sidewalks of the Town any glass in any shape or form, tin cans, nails, brick, pieces of iron, sticks or any other obstructions shall be guilty of a misdemeanor.

Sec. 20.16. Vehicles Leaking or Scattering Load Prohibited.

The owner or operator of every cart or other vehicle employed in removing or carrying any dirt, sawdust, sand, coal, material liable to be blown by the wind, or any manure or filth or offensive matter of any kind or description, along or over any of the streets of the Town, shall have and keep the same in such tight and secure condition that such matter shall not be scattered or suffered to fall on any of the streets.

Sec. 20.17. Vehicles Prohibited on Sidewalks.

It shall be unlawful for any person to ride, propel or park any automobile, motorcycle, or other vehicle upon any sidewalk of the Town, except as may be necessary in entering or leaving the premises or buildings.

Sec. 20.18. Breaking, Removing Streetlights.

It shall be unlawful for any person to break any lamp or electric light or to remove any electric light bulb or otherwise from any tampering of the streetlights within the Town limits.

Sec. 20.19. Breaking, Destroying Curbing Prohibited; Permit Required for Entrance to Property.

It shall be unlawful for any person to break or destroy the curbing of any Town street or to otherwise deface the same, or to construct any entrance into property on any of the paved streets of the Town, unless such person shall have first obtained a permit in writing so to do from the town administrator or his designee.

Sec. 20.20. Vehicles Damaging Paved Surfaces Prohibited.

It shall be unlawful for any person to operate, drive, or cause to be driven or operated, over, upon or across the paved streets, square or thoroughfare of the Town, a vehicle having wheels with flanges, ribs, clamps, spikes or other devices attached to or a part of the wheel of such vehicle that would injure or damage the paved surface of said streets, square or thoroughfares.

Sec. 20.21. Display of Merchandise.

It shall be unlawful for any person to place any merchandise or other chattels for display upon the streets or sidewalks within the corporate limits of the Town.

Sec. 20.22. Advertisements on Streets, Sidewalks, or Public Rights of Way

It shall be unlawful for any person to paint, write, inscribe, place or affix in any manner, or display, any advertising matter, inscriptions or devices on the streets or sidewalks, or any property belonging to the Town or to procure the same to be done. Residents are allowed two garage sales per year.

Sec. 20.23. Responsibility for Illegal Parking.

No person shall allow, permit or suffer any vehicle registered in his name to stand or park on any street in this Town in violation of any of the regulations of this Town regulating the standing or parking of vehicles.

Sec. 20.24. Vehicles, Animals, and Building Materials Obstructing Public Square, Streets or Sidewalks.

It shall be unlawful for any person to ride or drive any animal along any sidewalk of the Town or to camp or feed stock upon the public square or streets or sidewalks of the Town, or to leave any vehicle or other article dangerous to the public safety upon the public square or streets or sidewalks of the Town at night, or to make or cause to be made any unreasonable or dangerous obstruction upon the public square, or streets or sidewalks thereof.

Article III, Excavation and Obstruction

Sec. 20.40. Excavation Permit Required.

It shall be unlawful for any person to dig up, mutilate or make an excavation in any paved or clayed street or sidewalk of the Town for any purpose without a permit from the town administrator or his designee.

Sec. 20.41. Danger Signals Required at Excavation.

It shall be unlawful for any person to allow any trench, ditch or excavation in any street, sidewalk or public place of the Town to remain open between sunset and sunrise, unless such trench, ditch or excavation has a sufficient number of lights properly displayed around it as danger signals to prevent accidents to persons or property.

Sec. 20.42. Removing Danger Signals at Excavation.

It shall be unlawful for any person to remove or extinguish any light which may be placed as a signal at night to warn persons of danger from ditches, trenches, building materials, scaffolds, excavations, impediments or obstacles of any description whatsoever in the Town.

Sec. 20.43. Obstructions Prohibited.

It shall be unlawful for any person to place any obstruction upon or cause to be obstructed in any manner any street, sidewalk or public way, or part thereof, within the Town so as to render the passage of persons, vehicles or other travel thereon difficult, inconvenient, dangerous or impossible except as otherwise provided in this chapter; provided, that this section shall not apply to any employee of the town, county or state while such employee is immediately and actively engaged in the maintenance, improvement or construction of any street, sidewalk or public way in the Town.

Sec. 20.44. Obstructions to Vision at Street Intersections

On corner lots in the Town there shall be no obstruction to vision between a height of two (2) feet and a height of ten (10) feet measured above the average elevation of the existing surfaces of the intersecting streets at their center lines, within the area formed by joining points on the property lines, measured as follows:

(a) On property lines abutting streets fifty (50) feet or less in right of way width, the points on the property lines shall be not less than twenty-five (25) feet from the lot corner; and

(b) On property lines abutting streets more than fifty (50) feet in right of way width, the points on the property lines shall be fifty (50) feet from the lot corner; provided, however, that this restriction shall not apply to buildings in business districts.

Sec. 20.45. Trees and Shrubs Obstructing Vision.

It shall be unlawful to plant, place or cause to grow any tree or shrub on any roadway or street right-of-way or in any area between a sidewalk and a curb of such street or roadway within the Town limits. Furthermore, the town council is hereby authorized to order the removal of any such tree or shrub already growing in said areas upon a determination by the town administrator that such tree or shrub is hazardous to traffic.

Article IV, Permits

Sec. 20.50. Permit Required For Speaking, Exhibiting, Entertaining Streets.

No preaching, lecturing, or speaking, exhibition or entertainment of any nature will be permitted on the streets, sidewalks or public ways of the Town, unless a written permit for the same be obtained from the town administrator or his designee.

Sec. 20.51. Parade Permit Required; Compliance with Regulations.

No parade shall occupy, march or proceed along any street except in accordance with a permit issued by the mayor and council of the Town, upon written application made not less than twenty-four (24) hours prior to the time of such parade, and such other regulations as are set forth herein which may apply.

Sec. 20.52. Application for Permit.

An application for a permit for a parade, procession or other public gathering shall contain the time of such proposed parade, procession or gathering, the streets to be used, the number of persons or vehicles to be engaged and the purpose of such parade, procession or gathering.

Sec. 20.53. Issuance of Permit.

Upon receipt of an application for a permit for a parade, procession or gathering, the mayor and town council shall, in its discretion issue a permit thereof, subject to consideration of the public convenience and public welfare.

Sec. 20.54. Imposition of Restrictions.

The town council shall have the authority to impose such restrictions, conditions and safeguards upon the conduct of a parade, procession or public gathering as it shall deem fit and proper.