

Chapter 12

STREETS AND SIDEWALKS*

Sec. 12-1. Property numbering requirements.

(a) Every owner of a dwelling, building or other structure on any street, avenue, or alley within the city, when notified of the proper number of such structure by the director of public works and utilities, shall place the same in a conspicuous place on the front of such structure. One (1) whole number shall be allowed for each twenty-five (25) feet of the front footage whenever practical whether improved or vacant, provided, that any structure with a front footage of less than twenty-five (25) feet shall be allotted one (1) whole number.

(b) All streets, avenues and alleys running north and south shall be numbered from Main Street or the nearest street thereto with odd numbers on the left side and even numbers on the right side.

(c) All streets, avenues and alleys running east and west shall be numbered from Aspen Street or the nearest street thereto with odd numbers on the west side and even numbers on the right side.

(d) One hundred (100) numbers shall be allotted for each block, so that the numbers on each consecutive block shall commence with consecutive hundred and one.
(Code 1976, § 8.35)

Sec. 12-2. Planting of trees.

Citizens may plant trees in front of their lots and around their lots on the sidewalks under the supervision of the director of public works and utilities, provided they shall not plant any that are detrimental to the city. No trees shall be planted in the streets or gutters.
(Code 1976, § 9.8)

Cross reference—Injuring trees, § 10-18.

Sec. 12-3. Removing dirt or gravel from streets.

No person shall dig or scrape up or carry away gravel, earth, dirt, rocks or sand, from any street, alley or grounds belonging to the city.
(Code 1976, § 5.6)

Cross reference—Damaging streets, § 10-16.

Sec. 12-4. Awnings regulated.

It shall be unlawful to erect or maintain any shelter, sunshade, or awning in front of any building which shall extend over the sidewalk, which shall be less than seven (7) feet above the level of any sidewalk, or which shall extend more than ten (10) feet from the building to

***Charter references**—Street improvements, § 7.1; eminent domain, § 7.2.

which it is attached; provided, however, that stationary awning arms shall not be less than eight (8) feet above the level of the sidewalk.

(Code 1976, § 5.21)

Sec. 12-5. Gates opening on streets and sidewalks.

No gate to any residence, lot or other enclosure shall swing or open outward over or into the street or sidewalk. Each day any gate is allowed to open outward over the street or sidewalk shall constitute a separate offense.

(Code 1976, § 5.34)

Sec. 12-6. Obstructions.

(a) It shall be unlawful to build, erect, construct, or place any porch, steps, fence, wall or other obstruction whatsoever in or over any of the streets or sidewalks, and it shall be unlawful to repair or improve any porch, steps, fence, wall or other obstruction whatsoever now in or over any of the streets or sidewalks; and it shall be unlawful to obstruct any sidewalk or street with any buggy, wheelbarrow, wagon, automobile, truck or other vehicle, railroad car, chair, bench, open gate, chicken coop, box or other article; provided, a margin not exceeding two and one-half (2½) feet in width on the inside of the sidewalk in the business blocks shall be allowed for the exhibition of merchandise by abutting merchants; provided, further, that this section shall not apply to baby carriages and invalid chairs rolled on the sidewalks in such manner as not to obstruct the same.

(b) For the purposes of this section the words "obstruct" or "interference" herein used, shall be construed to mean any permanent encroachment or temporary encroachment across that part of the street line which separates or divides the sidewalk or street from the property of an abutting owner.

(c) When necessary, and in the discretion of the director of public works and utilities or city manager, a temporary obstruction or interference may be permitted upon such conditions as shall be prescribed by the director of public works and utilities or city manager.

(d) No building permit duly issued by the building inspector shall in any manner be deemed a permit to violate any part of this section.

(Code 1976, § 5.23)

Cross reference—Placing tree trimmings so as to interfere with traffic, § 8-158.

Sec. 12-7. Removal of encroachments on streets.

It shall be the duty of the director of public works and utilities to notify all persons about to erect any building, sidewalk, wall or fence near the street or any public way not to encroach upon such street or public way and if, in the opinion of the director of public works and utilities, any such obstruction is being, or has been, on any street or public way, the director of public works and utilities shall cause a survey of the line of the street or public way to be made by a competent surveyor, and if such survey shall show that the street or way is obstructed by any such building, sidewalk, wall or fence, the owner shall be required to pay

the costs of the survey, and be required to remove all obstructions at once; and no person who shall be found to have encroached on any street or public way by any such building, sidewalk, wall or fence, shall refuse or neglect to remove the same upon notice from the director of public works and utilities within one (1) week from the date thereof.

(Code 1976, § 5.14)

Sec. 12-8. Placing objects on streets and sidewalks.

No brick, stone or wood or other substance obstructing the free passage of persons and vehicles shall be placed or suffered to lie in any of the streets or sidewalks or other ways of the city, nor shall any person place thereon any boxes, crates, casks, or barrels of any description, or any other obstruction of any kind; provided, that any person erecting a building, may, with permission, place building material for immediate use on the streets in such a way as to not interfere with the usual traffic.

(Code 1976, § 5.36)

Sec. 12-9. Protection from construction near sidewalk.

Before building or remodeling at any place where the same is in close proximity to the sidewalk an overhead covered passageway shall be constructed so as to leave the sidewalk unobstructed and provide safe and easy passage.

(Code 1976, § 5.37)

Sec. 12-10. Snow and ice removal.

Every occupant of a store building in front of which the sidewalk is paved with stone, brick, asphalt or cement, shall remove snow, ice or other obstruction from such sidewalk at the earliest possible time and as soon as the weather permits.

(Code 1976, § 5.44)

Sec. 12-11. Sidewalk construction materials.

No sidewalk of any description shall be built by any person of any brick, wood, or other material without a written permit from the city.

(Code 1976, § 5.2)

Sec. 12-12. Excavations and cuts—Permit required.

No person shall make any excavation, cut or other opening in any of the streets, sidewalks, or other public ways without first having obtained a permit therefor from the director of public works and utilities.

(Code 1976, § 5.1)

Sec. 12-13. Same—Protection of openings.

Any person excavating or opening any street, sidewalk or other public way shall protect the same with a sufficient number of red flags or other warning devices during the daytime

and red lights at night, in accordance with the standards of the Occupational Safety and Health Act of 1970.

(Code 1976, § 5.4)

Sec. 12-14. Same--Filling.

All openings made in any street, sidewalk or other public way under the provisions herein contained shall immediately, upon the completion of the work, be filled in and the surface thereof made flush with the adjacent surfaces. Any hard surface, macadam or asphalt removed shall be replaced by the city at the expense of the applicant granted permission to open such street, sidewalk or other public way.

(Code 1976, § 5.5)

Sec. 12-15. Utility poles--Permit required.

No poles for electric, telegraph, telephone or other purposes shall be placed on any street without a permit therefor being obtained from the director of public works and utilities.

(Code 1976, § 5.8)

Sec. 12-16. Same--Care and inspection.

It shall be the duty of the owners of all poles supporting electric, telephone or telegraph or other wires, to keep the same in a safe condition.

(Code 1976, § 5.11)