

Chapter 19

Streets and Sidewalks

TABLE OF CONTENTS

Sec. 19.1	Streets not to be Closed to Public by Acts of Individuals
Sec. 19.2	Obstructing Free Passage of Others
Sec. 19.3	Kites and Ball Games
Sec. 19.4	Repealed 8-6-2009. See Chapter 28 of this Code.
Sec. 19.5	Repealed 8-6-2009. See Chapter 28 of this Code.
Sec. 19.6	Repealed 8-6-2009. See Chapter 28 of this Code.
Sec. 19.7	Protection of Sidewalks
Sec. 19.8	Excavations Generally
Sec. 19.9	Restoration of Pavement after Excavation
Sec. 19.10	Barriers and Lights on Excavations or Obstructions
Sec. 19.11	Tampering with Barriers or Lights; Driving on Streets or Sidewalks Under Construction
Sec. 19.12	Repealed 8-6-2009. See Chapter 28 of this Code.
Sec. 19.13	Projecting Eaves and Gutters
Sec. 19.14	Repealed 8-6-2009. See Chapter 28 of this Code.
Sec. 19.15	Repealed 8-6-2009. See Chapter 28 of this Code.
Sec. 19.16	Repealed 8-6-2009. See Chapter 28 of this Code.
Sec. 19.17	Unloading Merchandise
Sec. 19.18	Building Materials
Sec. 19.19	Sidewalk Sheds
Sec. 19.20	Repealed 8-6-2009. See Chapter 28 of this Code.

(See Chapter 28 of this Code for additional ordinances concerning sidewalks.)

Sec. 19.1Streets not to be Closed to Public by Acts of Individuals

No agreement between or release of interest by persons owning the lots contiguous to any street, whether such street has been opened and used by the public or not, shall have the effect of closing such street or to divest the interest of the public therein or the authority or the town thereover. *(Code 1950, Section 12.1.)*

Sec. 19.2Obstructing Free Passage of Others

Any person who, in any public place or on any private property open to the public unreasonably or unnecessarily obstructs the free passage of other persons to and from or within such place or property and who shall fail or refuse to cease such obstruction or move on when requested to do so by the owner or lessee or agent or employee of such owner or lessee or by a duly authorized law enforcement officer shall be guilty of a Class 1 Misdemeanor. Nothing in this section shall be construed to permit lawful picketing. *(Code 1950, Section 12.3.)*

Sec. 19.3Kites and Ball Games

No person shall raise or fly a kite or play any game of ball in the streets of the town. *(Code 1950, Section 12.6.)*

Sec. 19.4 Repealed

(Repealed August 6, 2009. See Chapter 28.)

Sec. 19.5 Repealed

(Repealed August 6, 2009. See Chapter 28.)

Sec. 19.6 Repealed

(Repealed August 6, 2009. See Chapter 28.)

Sec. 19.7 Protection of Sidewalks

No motor vehicle shall be driven on to, over or across any sidewalk crossing, curbing or guttering, unless such crossing, curbing or guttering has first been bridged with sufficient timbers to be protected from injury.

No hard substance of a greater weight than two hundred pounds shall be handled upon the sidewalks, curbing or guttering unless such sidewalk, curbing or guttering is first sufficiently covered with wood to be protected from injury. *(Code 1950, Section 12.11.)*

Sec. 19.8 Excavations Generally

Whenever any person proposes to take up or disturb any paving, curbing or guttering in any of the streets or sidewalks of the town or to dig into the streets or sidewalks for the purpose of laying or repairing sewer, water or gas pipes or to erect poles or for any other purpose, such person shall, before proceeding with such work, make application in writing and obtain a permit from the council to do such work and shall post such bond as may be required of him. No such permit shall be issued unless in case of absolute necessity. No unnecessary delay shall be permitted in the completion of such work and in no case shall such work be done in such manner as to obstruct the streets or endanger persons or property. *(Code 1950, Section 12.12.)*

Sec. 19.9 Restoration of Pavement after Excavation

When any excavation made pursuant to Section 12.12 has been completed, the person who caused such excavation to be made shall immediately cause the street or sidewalk to be restored to as good condition, in the opinion of the mayor, as it was before the excavation or opening was made. Such repairs shall be continued until the earth is completely settled and the grade of the street conforms to its proper cross-section. *(Code 1950, Section 12.13.)*

Sec. 19.10 Barriers and Lights on Excavations or Obstructions

Whenever any excavation has been made in any of the streets or sidewalks of the town or any obstruction placed thereon, under the provisions of this chapter, the person causing such excavation or obstruction shall, where necessary to prevent accident to persons or property while work is progressing, have such excavation or obstruction guarded by proper barriers, and during the night time shall provide light by lanterns or other sufficient means over such excavation or obstruction. Where such excavation is in the nature of a trench or ditch, such lights shall be placed continuously

along the line of such excavation, at no greater distance apart than one hundred feet. *(Code 1950, Section 12.14.)*

Sec. 19.11 Tampering With Barriers or Lights; Driving On Streets or Sidewalks Under Construction

No person shall remove any barrier, lights or other guard placed across the streets or sidewalks of the town while paving, grading, macadamizing or other improvement or activity is in progress or ride or drive over any street or sidewalk so guarded. *(Code 1950, Section 12.15.)*

Sec. 19.12 Repealed

(Repealed August 6, 2009. See Chapter 28.)

Sec. 19.13 Projecting Eaves and Gutters

All houses which are built on the line of the street or so that their eaves project over the sidewalk, shall be so provided with gutters that shall be no drip from the eaves upon the sidewalks. All gutters, the water from which may be emptied upon the streets, shall be so constructed as to discharge such water at or below the surface of the ground. *(Code 1950, Section 12.17.)*

Sec. 19.14 Repealed

(Repealed August 6, 2009. See Chapter 28.)

Sec. 19.15 Repealed

(Repealed August 6, 2009. See Chapter 28.)

Sec. 19.16 Repealed

(Repealed August 6, 2009. See Chapter 28.)

Sec. 19.17 Unloading Merchandise

Merchants and others, while receiving goods, may place the same on the street next to the curbing, in front of their premises; provided, that not more than five feet of such street and no part of the sidewalk is so occupied. Such occupations shall be for such reasonable time as may be necessary for such reception or delivery. *(Code 1950, Section 12.21.)*

Sec. 19.18 Building Materials

Half of the street opposite a lot upon which any building or wall is being erected may be used for the purpose of laying timber and other building materials during such reasonable time as may be necessary for such erection, but no longer; provided, that while such building or wall is being erected the gutter in front thereof shall not be so obstructed as to interfere with the natural flow of water. *(Code 1950, Section 12.22.)*

Sec. 19.19 Sidewalk Sheds

When any building or wall is being erected, the sidewalk in front thereof shall not be obstructed but, for the protection of persons passing, a shed or platform under which persons may safely walk

shall be erected over the sidewalk. Such shed or platform shall be at least eight feet high, wide enough to allow the passage of pedestrians and as long as the building or wall which is being constructed. *(Code 1950, Section 12.23.)*

Sec. 19.20 Bicycles on Sidewalks

(Repealed August 6, 2009. See Chapter 28.)