

Title 12

STREETS, SIDEWALKS AND PUBLIC PLACES

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- 12.08 Obstructions, Encroachments and Excavations
- 12.12 Street and Sidewalk Use Regulations
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Chapter 12.04

STREET,
AND
CONSTRUCTION
AND REPAIR

SIDEWALK
DRIVEWAY

Sections:

- 12.04.010 Supervision.
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- 12.04.040 Pavement--Specifications.
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12.04.010 Supervision.

All public streets, alleys, sidewalks, and other public ways shall be under the supervision of the Superintendent of Public Works. He/she shall have supervision over all work thereon, and the cleaning thereof, and shall be charged with the enforcement of all ordinance provisions relating to such public places and is authorized to enforce such ordinances. (Prior code § 12.04.010)

12.04.020 Construction--Permit required.

It is unlawful to construct or lay any pavement on any public street, sidewalk, alley or other public way, without having first secured a permit therefor. Applications for such permits shall be made to the Village Clerk, and shall state the location of the intended pavement, the extent there-

of, and the person or firm who is to do the actual construction work. No such permit shall be issued except on order of the President and Board of Trustees. (Prior code § 12.04.020)

12.04.030 Construction--Bond.

Each applicant shall file in the amount of sixty thousand dollars (\$60,000.00) a bond, with surety to be approved by the President and Board of Trustees, conditioned to indemnify the Village from any loss or damage resulting from the work undertaken or the manner of doing the same. (Ord. 2003-11 § 1; prior code § 12.04.030)

12.04.040 Pavement--Specifications.

All street and sidewalk pavement shall be made in conformity with the specifications laid down from time to time by the President and Board of Trustees. (Prior code § 12.04.040)

12.04.050 Pavement--Injuring unlawful.

It is unlawful to walk upon or drive any vehicle or animal upon, or injure any newly laid street or sidewalk pavement while the same is guarded by a warning sign or barricade, or to knowingly injure any pavement. (Prior code § 12.04.050)

12.04.060 Pavement--Repair.

All public streets, alleys and sidewalk pavement shall be in good repair. Such repair work, whether done by the Village or by the abutting owner, shall be under the supervision of the Superintendent of Public Works. (Prior code § 12.04.060)

12.04.070 Report of defects.

It is the duty of every Village officer or employee becoming cognizant of any defect in any street, alley or sidewalk, or any obstruction thereof, to report the same to the Superintendent of Public Works as soon as possible. (Prior code § 12.04.070)

12.04.080 Driveway construction--Permit required--Application--Snow and ice removal--Repair.

A. It is unlawful to construct or maintain any driveway in or across any public sidewalk in the Village where this necessitates any interference with or change in the grade of any public sidewalk or curb without first having obtained a permit therefor from the President and Board of Trustees. Application for such driveway permits shall state the size, location and material to be used in such driveway, and it is unlawful to depart from such specifications or vary from them without permission of the President and Board of Trustees.

B. It is the duty of any person, firm or corporation maintaining any such driveway to keep the same free from snow and ice or any obstruction, and to keep the same in good repair where the same crosses a public sidewalk. (Prior code § 12.04.220)

Chapter 12.08

OBSTRUCTIONS,
ENCROACHMENTS
EXCAVATIONS

AND

Sections:

- 12.08.010 Obstructions.
- 12.08.020 Barricades--When required.
- 12.08.030 Barricades--Disturbing unlawful.
- 12.08.040 Private use.
- 12.08.050 Encroachments.
- 12.08.060 Excavations--Permit required--Refilling.
- 12.08.070 Openings--Permit required--Guarding.

12.08.010 Obstructions.

It is unlawful for any person, firm or corporation to cause, create or maintain any obstruction of any street, alley, sidewalk or other public way, except as may be specifically authorized by ordinance or by the Superintendent of Public Works. (Prior code § 12.04.080)

12.08.020 Barricades--When required.

A. Any person, firm or corporation laying or repairing any pavement on a street, sidewalk or other public place or making an excavation in the same shall maintain suitable barricades to prevent injury of any person or vehicle by reason of the work. Such barricades shall be protected by a light at nighttime.

B. Any defect in any such pavement shall be barricaded to prevent injury, and any person, firm or corporation properly maintaining any opening or excavation in any such place shall guard such opening or excavation while the same remains open by proper barricades and lights. (Prior code § 12.04.090)

12.08.030 Barricades--Disturbing unlawful.

It is unlawful to disturb or interfere with any barricade or lights lawfully placed to protect or mark any new pavement or excavation or opening in any public street, alley or sidewalk. (Prior code § 12.04.100)

12.08.040 Private use.

It is unlawful for any person, firm or corporation to use any street, sidewalk or other public place, as space for the display of goods or merchandise for sale, or to write or mark any sign or advertisement on any such pavement. (Prior code § 12.04.110)

12.08.050 Encroachments.

It is unlawful to maintain or erect any building or structure which encroaches upon any public street or property. (Prior code § 12.04.120)

12.08.060 Excavations--Permit required--Refilling.

A. It is unlawful to make any excavation in or tunnel under any public street, alley, sidewalk or other public place in the Village, without first having secured a permit therefor. Applications for such permits shall be made to the Village Clerk and shall specify the intended location and purpose of the excavation.

B. Any such person making any such excavation shall refill the same properly and shall restore the surface to its condition before the excavation was made, as soon as possible. All such excavations, refills and resurfacing shall be made subject to the supervision and direction of the Superintendent of Public Works. (Prior code § 12.04.180)

12.08.070 Openings--Permit required--Guarding.

It is unlawful to construct or maintain any opening or stairway in any public street or sidewalk or alley without a permit from the President and Board of Trustees. All such lawfully maintained openings shall be guarded by a suitable strong cover or railing, to the approval of the Superintendent of Public Works. (Prior code § 12.04.200)

Chapter 12.12

STREET
USE REGULATIONS

AND

SIDEWALK

Sections:

- 12.12.010 Snow removal.
- 12.12.020 Deposits on streets.
- 12.12.030 Deposits on sidewalks.
- 12.12.040 Obstructing drains.
- 12.12.050 Erecting poles and wires--Permit required.
- 12.12.060 Erecting gas pumps--Permit required.
- 12.12.070 Games.
- 12.12.080 Barbed wire fences.

12.12.010 Snow removal.

A. All vehicles should be moved off of streets and alleys within the Village if two or more inches of snow are forecast.

B. It is unlawful to allow any motor vehicle, trailer or any obstruction to remain on any street or alley within the Village limits in such a manner as to interfere unreasonably with snow removal operations when snow accumulation is two or more inches in depth.

C. The Village shall have the right, at its option and without notice, to remove any vehicle, trailer or other obstruction at the owner's cost and expense for proper snow removal and highway safety.

D. Any person violating this section shall be fined not less than twenty-five dollars (\$25.00) nor more than one hundred dollars (\$100.00) and each day of violation shall be deemed a separate offense. (Prior code § 12.04.015)

12.12.020 Deposits on streets.

A. It is unlawful to deposit on any street any material which may be harmful to the pavement thereof, or any waste material, or any glass, or other articles which may do injury to any person, animal or property.

B. Coal or other materials may be deposited in streets preparatory to delivery or use, provided that such deposit does not reduce the usable width of the roadway at that point to less than eighteen (18) feet, and provided that such material or coal, other than material to be used in actual building construction, shall not be permitted to remain in such street for more than three hours.

C. Any such material or coal shall be guarded by lights if the same remains upon any street after nighttime. (Prior code § 12.04.130)

12.12.030 Deposits on sidewalks.

A. It is unlawful to deposit on any public sidewalk any material which may be harmful to the pavement thereof, or any waste material, or any glass or other articles which might cause injury to persons, animals or property.

B. Merchandise or other articles may be deposited on sidewalks preparatory to delivery, provided that the usable width is not thereby reduced to less than four feet; provided that no such article shall remain on such walk for more than one-half hour. (Prior code § 12.04.140)

12.12.040 Obstructing drains.

It is unlawful to obstruct any drain in any public street or alley. (Prior code § 12.04.150)

12.12.050 Erecting poles and wires--Permit required.

A. It is unlawful to erect any poles or wires or maintain any poles or wires over any public street, alley or other public way without having first secured permission from the President and Board of Trustees.

B. No such permit shall be issued until the applicant furnishes a bond or indemnity policy with corporate surety, to indemnify the Village against loss or liability, in the sum of sixty thousand dollars (\$60,000.00) for any such loss or liability occasioned by such tank or pump. (Ord. 2003-11 § 2; prior code § 12.04.160)

12.12.060 Erecting gas pumps--Permit required.

It is unlawful to maintain any gasoline pumps or tank in any public street, alley or sidewalk, without having first obtained a permit therefor from the President and the Board of Trustees. (Prior code § 12.04.170)

12.12.070 Games.

It is unlawful to play any games upon any street, alley or sidewalk or other public place, where such games cause unnecessary noise, or interfere with traffic or pedestrians. (Prior code § 12.04.190)

12.12.080 Barbed wire fences.

It is unlawful to maintain or construct any fence composed in whole or part of barbed wire, or with any similar material designed to cause injury to persons, or any wire charged with electric current, anywhere within three feet of any public street, alley, sidewalk, park or other public way or place. (Prior code § 12.04.210)

Chapter 12.16

SIGNS AND STREETS AND SIDEWALKS AND AWNINGS OVER

Sections:

- 12.16.010 Permit required.
- 12.16.020 Application--Indemnity.
- 12.16.030 Construction.
- 12.16.040 Permit period.
- 12.16.050 Height above walk.
- 12.16.060 Inspection.

12.16.010 Permit required.

No person, firm or corporation shall erect or maintain any sign, signboard or rigid canopy over any street, sidewalk, alley or other public way in the Village without having first obtained a permit therefor as herein provided. (Prior code § 12.12.010)

12.16.020 Application--Indemnity.

Each person, firm or corporation seeking such a permit shall file an application with the Village Clerk in the form required by the Board. Any applicant who signs and submits this application shall indemnify the Village from any loss or damage or liability, including but not limited to the Village's reasonable attorney's fees and other legal expenses, that may result from the construction or maintenance of such sign or canopy. (Ord. 2003-11 § 3; prior code § 12.12.020)

12.16.030 Construction.

All signs and canopies extending over any public sidewalk, street, alley or other public place must be securely fastened and constructed so that there will be no danger of the same being dislodged by ordinary winds or falling from other cause. (Prior code § 12.12.030)

12.16.040 Permit period.

The period for which permits required by this chapter shall run shall be the same as the general license year. (Prior code § 12.12.040)

12.16.050 Height above walk.

The lowest part of any such canopy, sign or of any non-rigid awning, or any support thereof which extends over any public way shall be at least eight feet above the level of the walk or public way over which it extends, but no such sign shall be maintained over any public way used by vehicles if any part of its support or of the sign is less than fifteen (15) feet above the level of such public way. (Prior code § 12.12.050)

12.16.060 Inspection.

It shall be the duty of the Building Inspector to inspect or cause to be inspected in compliance with the provisions set forth in Chapter 1.08, every sign, canopy or awning which extends over any sidewalk, street, alley or other public way. If any such sign or canopy is found to be insecurely fastened he/she shall report this fact to the owner of the sign or to the owner or occupant of the premises on which it is fastened. If the sign or canopy is not made secure within ten (10) days after such notice it may be torn down by the Chief of Police on order of the President and Board of Trustees. (Prior code § 12.12.060)

Chapter 12.20

TREES AND SHRUBS

Sections:

- 12.20.010 Planting--Permit required--Placement.
- 12.20.020 Removal--Permit required--Application.
- 12.20.030 Injuring unlawful.
- 12.20.040 Attaching advertisements or notices unlawful.
- 12.20.050 Dangerous trees.
- 12.20.060 Wires.
- 12.20.070 Gas pipes.
- 12.20.080 Excavations.

12.20.010 Planting--Permit required--Placement.

It is unlawful to plant any tree or bush in any public street or parkway or other public place without having first secured a permit therefor. Applications for such permits shall be made to the Village Clerk, and shall be referred by him/her to the President and Board of Trustees. All trees and shrubs so planted shall be placed subject to the directions and approval of the Committee on Streets and Alleys. (Prior code § 12.08.010)

12.20.020 Removal--Permit required--Application.

It is unlawful to remove or cut down any tree or shrub in any street, parkway or other public place without having first secured a permit therefor. Applications for such permits shall be made to the Village Clerk, and shall be referred by him/her to the President and Board of Trustees before permission shall be granted. (Prior code § 12.08.020)

12.20.030 Injuring unlawful.

It is unlawful to injure any tree or shrub planted in any such public place. (Prior code § 12.08.030)

12.20.040 Attaching advertisements or notices unlawful.

It is unlawful to attach any sign, advertisement or notice to any tree or shrub in any street, parkway or other public place. (Prior code § 12.08.040)

12.20.050 Dangerous trees.

A. Any tree or shrub which overhangs any sidewalk, street or other public place in the Village in such a way as to impede or interfere with traffic or travel on such public place shall be trimmed by the owner of the abutting premises or of the premises on which such tree or shrub grows so that the obstruction shall cease.

B. Any limb of a tree which has become likely to fall on or across any public way or place shall be removed by the owner of the premises on which such tree grows or stands. (Prior code § 12.08.050)

12.20.060 Wires.

A. It is unlawful to attach any wire or other rope to any tree or shrub in any public street, parkway or other public place without permission of the President and Board of Trustees.

B. Any person or company given the right to maintain poles and wires in the streets, alleys or other public places in the Village shall, in the absence of provision in the franchise concerning the subject, keep such wires and poles free from and away from any trees or shrubs in such place so far as may be possible and shall keep all such trees and shrubs properly trimmed subject to the supervision of the Superintendent of Public Works, so that no injury shall be done whether to the poles or wire or shrubs and trees by contact. (Prior code § 12.08.060)

12.20.070 Gas pipes.

Any person, firm or corporation maintaining any gas pipe in the Village shall, in the absence of provision in the franchise concerning the subject, keep such pipes free from leaks so that no injury shall be done to any trees or shrubs. (Prior code § 12.08.070)

12.20.080 Excavations.

In making excavations in streets or other public places proper care shall be taken to avoid injury to the roots of any tree or shrub, wherever possible. (Prior code § 12.08.080)

Chapter 12.24

VILLAGE PARKS

Sections:

12.24.010 Hours.

12.24.010 Hours.

A. The Village parks shall be closed from ten p.m. until six a.m. on weekdays, weekends and holidays.

B. After the closing of these parks, no one will be allowed to loiter within the areas. Law enforcement officers shall be in charge of enforcing this section.

Such hours may be extended by written request and permission given by the Princeville Village Board. These requests will be on file at the Princeville Village Hall. (Ord. 95-2 §§ 1--3)