

CHAPTER 173: GENERAL REGULATIONS

Section

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§ 173.01 SIGNS; AWNINGS.

(A) *Signs, awnings, goods.* It shall be unlawful for any person to erect, suspend, keep or maintain any sign, awnings, goods, clothing or other structure or thing over or across any street or sidewalk of the Village, or any tree or shrub with branches overhanging the street or sidewalk in such a manner as to obstruct the street or sidewalk or render travel inconvenient or unsafe. It shall also be unlawful for any awning, sign or structure over any street or sidewalk to be out of repair or in an insecure or unsafe condition.

(B) *Wooden awnings; sheds.* It shall be unlawful for any person to construct, repair, keep or maintain within the Village any wooden awning or shed over any sidewalk or foot-way with supports reaching down to the sidewalk or to the ground which would make it unsafe or insecure.

§ 173.02 SIDEWALKS.

(A) *Construction specifications.* All sidewalks constructed within the limits of the Village shall be concrete walks. The respective owners of lots or parcels of land abutting upon any street within the limits of the Village may construct a concrete walk in front of the owner's lots or parcels of land in accordance with the provisions of this section. The Village reserves the power to ordain, at any time, construction of sidewalks as provided by law, whenever the President and Board of Trustees may deem it necessary for private or public use. The fee simple title to the streets of the Village is vested in the municipal corporation.

(B) *Width, grades.* Sidewalks shall be at least 4' in width and the whole work of grading and laying down the sidewalks, including all material and work entering into the construction of the sidewalks, along with the cost, whether done by the Village or the owners of the respective lots or parcels of land abutting the streets, shall be done under the supervision and subject to the approval of the Street and Alley Committee. The Committee shall establish the grades of all sidewalks, which shall conform as nearly as possible to the grades of their respective streets.

(C) *Temporary grade.* Where no permanent grade is established, the Committee may give a temporary grade and shall, when requested by any person desiring to build a sidewalk, stake out the ground without charge to that person. No person shall construct or lay, or cause to be constructed or

laid, any sidewalk where no grade has been established by the Village, without first having obtained a grade from the Committee or contrary to any grade given by the Committee. No person shall construct or cause to be constructed any sidewalk contrary to any grade which may have been or may be established by the Village.

(D) *Levy of cost.* The portion of the walk abutting each individual lot shall be paid for by levying the whole cost of the individual walk against the individual lot, provided that the Village shall pay one-half of the contract price of the walk along the lot. The one-half of the contract price paid by the owner(s) shall be paid at the time of the completion of the walk.

(E) *Replace for uniformity.* The Committee on Streets and Alleys is authorized to tear up and replace any sidewalk to establish uniformity in the height or grade of connecting sidewalks and crossings.

(F) *Owner construct; file cost.* Whenever the cost of any sidewalk is to be paid in part by special taxation of the lot, lots or parcels of land adjacent to it and in part by the Village, the owner of the lot or parcel of land shall construct the sidewalk in accordance with the provisions of this Code and shall file with the Clerk of the Village an itemized statement of the cost of the sidewalk, verified by an affidavit, together with the certificate of the Street and Alley Committee that the walk has been constructed and fully completed by the owner in accordance with this Code. The Board of Trustees of the Village, at its first meeting following submission of this statement, affidavit and certificate, shall - issue an order to the Village Treasurer for the proportionate part of the cost to be paid by the Village as provided by this Code or as provided by any future ordinance.

§ 173.03 STREETS.

(A) *Obstructions, injury prohibited.* The streets, avenues, alleys and other public thoroughfares in the Village shall be kept free and clear of all encumbrances and encroachments, for the use of the public, and shall not be used or occupied in any other way which is prohibited by this Code. No person shall injure or tear up any pavement, sidewalk or crosswalk or any part of any pavement, sidewalk or crosswalk, or burn any rubbish or other thing in the streets or alleys, or dig any hole, ditch or drain, or dig or remove any sod, stone, earth, sand, gravel or other substance from any street or other public thoroughfare in the Village, without having first obtained written permission from the Street and Alley Committee. Written permission shall be accompanied by an obligation on the part of the applicant to observe the relevant provisions of this Code and to protect the Village from any liability to any person or persons resulting from an accident, or damages arising from the occupation, and to fully remove all materials, dirt and rubbish from the occupied space and to restore the street to its original condition immediately upon the expiration of the period granted in the permit. Upon full compliance with the provisions contained in this section, the Street and Alley Committee shall issue the permit. No person shall hinder or obstruct the making or repairing of any pavement, sidewalk or crosswalk, or any part of any pavement, sidewalk or crosswalk, in any of the streets, avenues, alleys or other public thoroughfares in the Village, when the construction or repair is ordered by the President and the Board of Trustees or other proper officers of the Village.

(B) *Permit to obstruct.* Any person desiring to occupy any portion of the public streets of the Village, while engaged in the erection or repair of any building, along any of the streets, shall first

file an application with the Street and Alley Committee for a permit to occupy that space. The application shall state the location of the proposed building, the amount of space in the streets desired for occupation and the length of time to be occupied.

(C) *Deposits prohibited.* It shall be unlawful for any person in the Village to place, throw or deposit, or cause to be placed, thrown or deposited, and permit to remain in or upon any street, alley or other public thoroughfare, sidewalk or public landing any timber, lumber, lath, shingles, fence posts, wood, coal, stone, concrete, gravel, sand, earth, crockery, tin cans or tin clippings, oyster or clam shells, rubbish, boxes, brush, barrels, filth, wagons, carts, drays or other vehicles, decayed vegetables, thing or commodity.

(D) *Hitching animals.* It shall be unlawful for any person in the Village to hitch, fasten or tie any horse, mule or other animal to any shade or ornamental tree which may be standing or growing on any street or sidewalk, or to cut, injure, bend or climb upon any shade or ornamental tree on any street or sidewalk, or to box around any tree, or to hitch, fasten or tie any horse, mule or other animal to any lamppost, awing post, public hydrant, telegraph or telephone post or sign post on any sidewalk, street, avenue, alley or other public place, or to cut, break, injure or destroy any public lamp, lamppost or any other property belonging to the Village. It shall also be unlawful for any person in the Village to light or extinguish any public lamp without having proper authority to do so. It shall also be unlawful for any person to fasten, leave standing or tie any horse, mule or other animal on any sidewalk, or at any place, or to anything, in such a way that the horse or other animal shall occupy or obstruct the free use of any street, avenue or sidewalk.

(E) *Hauling over streets; fees.* All contractors, teamsters and other persons hauling dirt, ashes, gravel, sand or other substance on any of the streets, avenues, alleys or other public thoroughfares in the Village shall construct, keep and maintain their trailers, wagon boxes, dumps and sideboards with front and rear end boards secured at all times to prevent the spilling of ashes, gravel, dirt, sand or rubbish from the vehicle.

(F) *Galvanized steel tubing.* All off-street entrances to private property shall have an approved galvanized corrugated steel tubing placed in the drainage ditch and the specifications for the tubing must first be approved by the Street and Alley Committee of the Village.

(G) *Depositing snow.* It shall be unlawful for any person to remove or push snow from any public or private property onto any street, sidewalk or alley within the Village.

§ 173.04 UTILITY POLES.

(A) *Permit to erect.* It shall be unlawful for any person to erect or set up in any of the streets, avenues, alleys or other public places or grounds of the Village, poles or other means of support from and over which any wires are strung and extended for the purpose of communication or for any other purpose without first having obtained permission and authority from the Board of Trustees.

(B) *Committee on streets to supervise.* All poles set, or wires extended, under the authority of the provisions of paragraph (A) above shall be under the charge and control of the Committee on Streets and Alleys, subject to the provisions of this Code.

(C) *Ordinance required.* It shall be unlawful for any person to run, string or extend wires in, along, upon or over any of the streets, alleys, avenues, sidewalks or other public places or grounds of the Village for any purpose, unless first duly authorized by an ordinance.

(D) *Raise wires; notice.* Whenever it shall become necessary to have any wires raised to enable public travel to pass along any street of the Village, or when any wires are, or shall become, lowered so as to impede or interfere with public travel upon any street of the Village, it shall be the duty of the person owning or operating the wires, upon reasonable notice, to raise them as directed by the President or the Board of Trustees.

(E) *Damage; injure property.* It shall be unlawful for any person to willfully injure, deface or destroy any street light globes or lamp, any pole, guy wire, rope line wire or appurtenances to the street lights in the Village.