

ARTICLE III. OBSTRUCTION OF STREETS AND SIDEWALKS

Sec. 11-300. INTERFERENCE WITH PUBLIC WAY.

No person shall enclose any part of a street or public place, or place or maintain any movable obstruction or nuisance thereon; but this section shall not prevent the exclusion of the public by the owner from the whole space or area of a public place, as hereinabove defined, nor relate to acts lawfully done under any ordinance of the city or by authority of the City Council.

CROSS REFERENCES: Digging in public way, see Sec. 3-502 this Code; Pipe or Drainspout, see Sec. 3-504 this Code; Placing Ice or Snow in Public Way, see Sec's. 3-506 and 3-507 this Code; Chief of Police to notify Street Commissioner of violations, see Sec. 3-508 this Code.

Sec. 11-301. TEMPORARY STRUCTURES IN PUBLIC WAY.

No person shall place or keep a table, stand, stall, booth, or erection for the sale of fruit, drink, food, or other thing, or for the transaction of any business, in or upon a street or public place; but this section shall not affect a person thereunto licensed, or granted a special permit by the City Council.

Sec. 11-302. STORAGE OR LOADING DEVICES ON PUBLIC WAY.

No person shall place or keep on a street or public place any wood, coal, or other fuel, or boxes, barrels, crates, or other containers, or maintain over or upon a sidewalk or public place a chute, skid, or other stationary device for conveying the same; but this section shall not be construed as affecting the temporary use of movable device for conveying goods to and from buildings, or the delivery of coal or other fuel to a receptacle therefor under a sidewalk or public place, constructed, maintained and used without danger or inconvenience to the public and with the approval of the City Council.

Sec. 11-303. GATES, HATCHWAY OR COAL-HOLE IN PUBLIC WAY.

No person shall construct, keep or maintain in a street or public place any open grate, or any opening except close-covered hatchways and coal-holes, or any object or device sunk below or raised above the level of the surface contiguous thereto. The covers of such hatchways and coal-holes shall be placed and maintained at the level aforesaid, and if of metal, glass or other slippery material, the upper surface thereof shall be made, and at all times kept, roughened or studded over so as to prevent danger or injury to pedestrians. No such hatchway or coal-hole shall be constructed, kept or maintained in a street or public place without a certificate of permit therefor from the City Council.

Sec. 11-304. PORCH OR PLATFORM IN PUBLIC WAY.

No person shall erect, place or maintain any portico, porch, platform, or step extending into any street, provided, that this section shall not be construed to forbid the placing and maintaining of stepping-stones or blocks at a curb with the approval of the street commissioner.

Sec. 11-305. BARBED WIRE OR FENCE IN PUBLIC WAY.

No person shall place, erect, or maintain barbed-wire or other fence upon the line of or within a street or public place.

Sec. 11-306. STONES OR EARTH FALLING INTO PUBLIC WAY.

The owner or person in charge of lands so situated that earth, stones, rocks, or trees are liable to slide, roll or fall therefrom onto or upon any street or public place, shall construct and maintain on such lands such walls, barriers, or other devices as the City Council may deem sufficient for the effective prevention thereof, and shall, upon written notice from the City Council, forthwith remove from such lands all loose or insecure earth, stones, rocks and trees.

Sec. 11-307. LITTER OR TRASH IN PUBLIC WAY.

No person shall put, place or keep in a street or public place, earth, stone, dirt, ashes, rubbish, litter or waste material of any kind.

Sec. 11-308. CARTAGE OF LOOSE MATERIALS.

No person shall convey through any street any earth, gravel, coal, shavings, sawdust, wood, or other loose material, except in such vehicles and so loaded that the same shall not sift out or otherwise be strewn on said street.

Sec. 11-309. HOISTING MATERIALS OVER PUBLIC WAY.

No person shall raise or lower goods, merchandise or materials over any street or public place into or from any part of a building above the street story thereof, except by permission of the Chief of Police, who may require, as a condition of such permission, the use of reasonable guards and barriers for the protection of the public.

Sec. 11-310. HOUSE MOVING ON PUBLIC WAY.

No person shall move any house, shop, or other building along, across or through any street without first obtaining a certificate of permit therefor from the City Council, which may be granted upon such terms and conditions for the safety of persons and property as the City Council may deem necessary and proper; provided, that it shall be a condition of such permit that the person so permitted shall indemnify the city and all persons against all damages, costs and expenses occasioned by the moving of such building, and as security therefor the City Council may require the person so permitted to give bonds in such amount and with such sureties as the City Council shall prescribe. Such certificate shall specify the streets on which, and the time within which, said building shall be moved, and such permit shall not avail beyond the time so stated.

CROSS REFERENCES: Moving House in Inner Fire District, see Sec. 5-104, this Code.

Sec. 11-311. RIGHT TO CLOSE OR RESTRICT PUBLIC WAY.

When in their judgment the public good or safety so requires, the City Council for the street commissioner may temporarily prevent or restrict travel, by persons or vehicles, or both, any street, or part thereof.

CHARTER REFERENCES: Regulate encumbering of streets and sidewalks, T. 3, Sec. 17 (XX);
Regulate house moving, T. 3, Sec. 17 (XLV), 1955 Charter.

Sec's. 11-312 to 11-399. Reserved.

Enacted November 25, 1970.