

TITLE 16

STREETS AND SIDEWALKS, ETC¹

CHAPTER

1. MISCELLANEOUS.
2. EXCAVATIONS.
3. PARKING LOT PAVING REQUIREMENTS.
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CHAPTER 1

MISCELLANEOUS

SECTION

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16-101. Obstructing streets, alleys, or sidewalks prohibited. No person shall use or occupy any portion of any public street, alley, sidewalk, or right of way for the purpose of storing, selling, or exhibiting any goods, wares, merchandise, or materials, except as authorized by city council.

It is unlawful for any person in any way to injure, damage or obstruct the rights of way, road beds, sides, ditches, culverts, or bridges of the streets within the city limits of the City of Kingston, Tennessee. (2009 Code, § 16-101)

¹Municipal code reference

Related motor vehicle and traffic regulations: title 15.

16-102. Trees projecting over streets, etc., regulated. It shall be unlawful for any property owner or occupant to allow any limbs of trees on his property to project over any street or alley at a height of less than fourteen feet (14') or over any sidewalk at a height of less than eight feet (8'). (2009 Code, § 16-102)

16-103. Trees, etc., obstructing view at intersections prohibited. It shall be unlawful for any property owner or occupant to have or maintain on his property any tree, shrub, sign, or other obstruction which prevents persons driving vehicles on public streets or alleys from obtaining a clear view of traffic when approaching an intersection. (2009 Code, § 16-103)

16-104. Projecting signs and awnings, etc., restricted. Signs, awnings, or other structures which project over any street or other public way shall be erected subject to the requirements of the building code.¹ (2009 Code, § 16-104)

16-105. Banners and signs across streets and alleys restricted. It shall be unlawful for any person to place or have placed any banner or sign across or above any public street or alley except when expressly authorized by the city council after a finding that no hazard will be created by such banner or sign. (2009 Code, § 16-105)

16-106. Gates or doors opening over streets, alleys, or sidewalks prohibited. It shall be unlawful for any person owning or occupying property to allow any gate or door to swing open upon or over any street, alley, or sidewalk except when required by law. (2009 Code, § 16-106)

16-107. Littering streets, alleys, or sidewalks prohibited. It shall be unlawful for any person to litter, place, throw, track, or allow to fall on any street, alley, or sidewalk any refuse, glass, tacks, mud, or other objects or materials which are unsightly or which obstruct or tend to limit or interfere with the use of such public ways and places for their intended purposes. (2009 Code, § 16-107)

16-108. Obstruction of drainage ditches. It shall be unlawful for any person to permit or cause the obstruction of any drainage ditch in any public right of way. (2009 Code, § 16-108)

¹Municipal code reference
Building code: title 12, chapter 1.

16-109. Abutting occupants to keep sidewalks clean, etc. The occupants of property abutting on a sidewalk are required to keep the sidewalk clean. Also, immediately after a snow or sleet, such occupants are required to remove all accumulated snow and ice from the abutting sidewalk. (2009 Code, § 16-109)

16-110. Parades regulated. It shall be unlawful for any club, organization, or similar group to hold any meeting, parade, demonstration, or exhibition on the public streets of the city without some responsible representative first securing a permit from the city manager. No permit shall be issued by the city manager unless such activity will not unreasonably interfere with the traffic and unless such representative shall agree to see to the immediate cleaning up of all litter which shall be left on the streets as a result of the activity. Furthermore, it shall be unlawful for any person obtaining such a permit to fail to carry out his agreement to immediately clean up the resulting litter. (2009 Code, § 16-110)

16-111. Animals and vehicles on sidewalks. It shall be unlawful for any person to ride, lead, or tie any animal, or ride, push, pull, or place any vehicle across or upon any sidewalk in such manner as unreasonably interferes with or inconveniences pedestrians using the sidewalk. It shall also be unlawful for any person knowingly to allow any minor under his control to violate this section. (2009 Code, § 16-111)

16-112. Fires in streets, etc. It shall be unlawful for any person to set or contribute to any fire in any public street, alley, or sidewalk. (2009 Code, § 16-112)

16-113. Street names, official streets and road maps. There is hereby established an official system of street names in the City of Kingston as shown on the street index map of Kingston, Tennessee, dated 1984, as produced by the municipal planning commission, a copy of which is available for public use and inspection in the city clerk's office.

Names of streets in the City of Kingston shall remain as shown on said map unless officially changed by specific ordinance.

No new streets shall be accepted by the city nor municipal improvements made therein until such streets have been named. If they are extensions of existing streets, the existing names shall be continued. If they are not extensions, the names recorded shall not duplicate or closely approximate street names already assigned. The city shall maintain an official streets and roads map in the office of the city manager, and shall update said map as required. The showing or identification of streets, roads and rights-of-way on said map as public streets, roads or rights-of-way either open or unopened, shall not be construed to mean that the city will or is obligated to open, construct of

otherwise participate in the development of new streets beyond such acts such as inspections and other acts required to complete the public acceptance processes used by the city. (2009 Code, § 16-113)

16-114. City park hours regulated.¹ Southwest Point and Kingston City Park and facilities contained thereon are closed for public use during the hours from 11:00 P.M. to 6:00 A.M. It shall be unlawful for any person to use Kingston City Park and Southwest Point property or facilities during said hours, except for public participation or attendance during activities or events specifically authorized by the city manager. (2009 Code, § 16-115)

16-115. Skates and skateboards regulated. (1) Definitions. As used in the interpretation of this section, the following words shall have the meanings assigned to them:

(a) "Skates" and "roller skates." Devices fastened to or worn upon the feet for riding upon, generally known as "roller skates." The term shall include devices known as "center skates," and roller skates of any kind and description regardless of the number, location and configuration of the wheels.

(b) "Skateboard." A foot board mounted upon one or more wheels designed for riding upon, usually by, but not limited to, standing.

(2) Use on public sidewalk prohibited. It shall be unlawful for any person to ride upon skates or skateboards on the public sidewalks anywhere in the city. (2009 Code, § 16-116)

¹Municipal code reference

Parks and recreation commission: title 2, chapter 1.

CHAPTER 2

EXCAVATIONS¹

SECTION

- 16-201. Permit required.
- 16-202. Applications.
- 16-203. Fee.
- 16-204. Deposit.
- 16-205. Safety restrictions on excavations.
- 16-206. Restoration of streets, etc.
- 16-207. Insurance.
- 16-208. Time limits.
- 16-209. Supervision.
- 16-210. Driveway curb cuts.
- 16-211. Plans for driveway cuts.
- 16-212. Maximum slope.
- 16-213. Paving.
- 16-214. Violations and penalty.

16-201. Permit required. It shall be unlawful for any person, firm, corporation, association, or others, including utility districts to make any excavation in any street, alley, or public place, or to tunnel under any street, alley, or public place without having first obtained a permit as herein required, and without complying with the provisions of this chapter; and it shall also be unlawful to violate, or vary from, the terms of any such permit; provided, however, any person maintaining pipes, lines, or other underground facilities in or under the surface of any street may proceed with an opening without a permit when emergency circumstances demand the work to be done immediately and a permit cannot reasonably and practicably be obtained beforehand. The person shall thereafter apply for a permit on the first regular business day on which the office of the city manager is open for business, and the permit shall be retroactive to the date when the work was begun. (2009 Code, § 16-201)

¹Municipal code reference

Grading and excavation code: title 12, chapter 4.

State law reference

This chapter was patterned substantially after the ordinance upheld by the Tennessee Supreme Court in the case of *City of Paris, Tennessee v. Paris-Henry County Public Utility District*, 207 Tenn. 388, 340 S.W.2d 885 (1960).

16-202. Applications. Applications for such permits shall be made to the city manager, or such person as he may designate to receive such applications, and shall state thereon the location of the intended excavation or tunnel, the size thereof, the purpose thereof, the person, firm, corporation, association, or others doing the actual excavating, the name of the person, firm, corporation, association, or others for whom the work is being done, and shall contain an agreement that the applicant will comply with all ordinances and laws relating to the work to be done. Such application shall be rejected or approved by the city recorder within twenty-four (24) hours of its filing. (2009 Code, § 16-202)

16-203. Fee. The fee for such permits shall be at such rates as are from time to time set by the city council. (2009 Code, § 16-203, modified)

16-204. Deposit. No such permit shall be issued unless and until the applicant therefor has deposited with the city manager a cash deposit in the sum of twenty-five dollars (\$25.00), if no pavement is involved, and seventy-five dollars (\$75.00) if the excavation is in a paved area, to insure the proper restoration of the ground and laying of the pavement, if any, except that where the amount of the deposit is clearly inadequate to cover the cost of relaying the surface of the ground or pavement the city manager may increase the amount of the deposit to an amount considered by him to be adequate to cover the said cost. From this deposit shall be deducted the expense to the city of relaying surface of the ground or pavement and of making the refill if this is done by the city or at its expense. The balance shall be returned to the applicant without interest after the tunnel or excavation is completely refilled and the surface or pavement is restored. (2009 Code, § 16-204)

16-205. Safety restrictions on excavations. Any person, firm, corporation, association, or others making any excavation or tunnel shall do so according to the terms and conditions of the application and permit authorizing the work to be done. Sufficient and proper barricades and lights shall be maintained to protect persons and property from injury by or because of the excavation being made. If any sidewalk is blocked by any such work, a temporary sidewalk shall be constructed and provided which shall be safe for travel and convenient for users. (2009 Code, § 16-205)

16-206. Restoration of streets, etc. Any person, firm, corporation, association, or others making any excavation or tunnel in or under any street, alley, or public place in this city shall restore the street, alley, or public place to its original condition except for the surfacing, which shall be done by the city but shall be paid for promptly upon completion by such person, firm, corporation, association, or others for which the excavation or tunnel was made. In case of unreasonable delay in restoring the street, alley, or public place, the city

manager shall give notice to the person, firm, corporation, association, or others that unless the excavation or tunnel is refilled properly within a specified reasonable period of time, the city will do the work and charge the expense of doing the same to such person, firm, corporation, association, or others. If within the specified time the conditions of the above notice have not been complied with, the work shall be done by the city, an accurate account of the expense involved shall be kept, and the total cost shall be charged to the person, firm, corporation, association, or others who made the excavation or tunnel. (2009 Code, § 16-206)

16-207. Insurance. In addition to making the deposit hereinbefore provided to be made, each person applying for such a permit shall file a certificate of insurance indicating that he is insured against claims for damages for personal injury as well as against claims for property damage which may arise from or out of the performance of the work, whether such performance be by himself, his subcontractor, or anyone directly or indirectly employed by him. Such insurance shall cover collapse, explosive hazards, and underground work by equipment on the street, and shall include protection against liability arising from completed operations. The amount of the insurance shall be prescribed by the city manager in accordance with the nature of the risk involved; provided, however, that the liability insurance for bodily injury in effect shall not be in an amount less than one hundred thirty thousand dollars (\$130,000.00) for each person and three hundred fifty thousand dollars (\$350,000.00) for each accident and the liability insurance for property damages shall be in an amount not less than fifty thousand dollars (\$50,000.00). (2009 Code, § 16-207)

16-208. Time limits. Each application for a permit shall state the length of time it is estimated will elapse from the commencement of the work until the restoration of the surface of the ground or pavement, or until the refill is made ready for the pavement to be put on by the city if the city restores such surface pavement. It shall be unlawful to fail to comply with this time limitation unless permission for an extension of time is granted by the city manager. (2009 Code, § 16-208)

16-209. Supervision. The person designated by the city manager shall from time to time inspect all excavations and tunnels being made in or under any public street, alley, or other public place in the city and see to the enforcement of the provisions of this chapter. Notice shall be given to him at least ten (10) hours before the work of refilling any such excavation or tunnel commences. (2009 Code, § 16-209)

16-210. Driveway curb cuts. No one shall cut, build, or maintain a driveway across a curb, sidewalk or public right-of-way without first obtaining a permit from the city manager. Such a permit will not be issued when the

contemplated driveway is to be located or constructed as to create an unreasonable hazard to pedestrian and/or vehicular traffic. No driveway shall exceed thirty-five feet (35') in width at its outer or street edge and when two (2) or more adjoining driveways are provided for the same property a safety island of not less than ten feet (10') in width at its outer or street edge shall be provided. Driveway aprons shall not extend out into the street. (2009 Code, § 16-210)

16-211. Plans for driveway cuts. All plans submitted to the building inspector for construction within the City of Kingston, both residential and commercial, shall include plans for the driveways to be constructed and used in conjunction with the proposed structure or structures. Said plans shall include the number of driveway cuts, the length and width of same, as well as the grade of the driveways. Adequate drainage tile shall be required, when needed, based upon the drainage area to be served. Said size shall be determined by the Director of Public Works, and included upon the building permit. (2009 Code § 16-211)

16-212. Maximum slope. No portion of a driveway slope shall exceed fifteen percent (15%) slope within the required set back area as determined by the Zoning Ordinance, however, this provision shall not apply to existing lots of record with street frontage of less than fifty feet (50') or lots which have a topographical slope greater than thirty percent (30%). (2009 Code, § 16-212)

16-213. Paving. All driveways shall be constructed level with the roadway within the right-of-way and shall be paved with asphalt, concrete or other permanent paving a distance of twenty feet (20') beginning at the edge of the road paving with a minimum width of ten feet (10'). This paving shall be done as completion of construction and weather permits and under no circumstances more than six (6) months after completion. (2009 Code, § 16-213)

16-214. Violations and penalty. Any violation of this chapter shall constitute a civil offense and shall be punishable by a civil penalty under the general penalty provision of this code, by revocation of permit, or by both penalty and revocation. Each day a violation shall be allowed to continue shall constitute a separate offense.

CHAPTER 3

PARKING LOT PAVING REQUIREMENTS

SECTION

- 16-301. Purpose.
- 16-302. Definitions.
- 16-303. Engineering specifications.
- 16-304. Permit required.
- 16-305. Alternative methods and materials.

16-301. Purpose. The purpose of this chapter is to require all driveways and parking areas and lots to be constructed with such methods and materials that the driveways or parking lots will be able to stand up to all anticipated uses and to all anticipated weather conditions, without significant damage. By use of currently prepared specifications, the city will authorize use of current knowledge of materials and methods. (2009 Code, § 16-301)

16-302. Definitions. As used in this chapter, the following terms shall have the following meanings, unless the context clearly indicates that a different meaning is intended:

- (1) "City." The City of Kingston.
- (2) "Driveway." Any area intended to be utilized as access from a public way or private easement to a public or private structure or parking lot.
- (3) "Driveway or parking lot pavement." Any surface, plus the materials, if any, under the surface, constructed as a parking lot on the ground.
- (4) "Parking lot." Any area intended for parking of motor vehicles as an accessory to any use, including but not limited to single-family residences and residence buildings for fewer than four (4) families. (2009 Code, § 16-302)

16-303. Engineering specifications. All driveways or parking lots shall be of either asphalt or concrete construction only. Asphalt driveways or parking lots shall be constructed upon land with a subsurface sufficient to support the paving material and shall be paved to a compacted depth of not less than one and one-half (1-1/2) inches, and concrete driveways must be poured with a minimum thickness of four inches (4"). All driveways shall not be less than twelve feet (12') in width and shall run from the pavement line on the street frontage of each tract to the structure located upon the individual tract. Each driveway or parking lot constructed after the effective date of this chapter shall conform to the requirements set out in these specifications. The provisions of this section shall apply to all driveways or parking lots located within the city, whether publicly or privately owned. (2009 Code, § 16-303)

16-304. Permit required. No person, firm or corporation shall construct any driveway or parking lot pavement without obtaining a permit for such construction. The contractor constructing the driveway or parking lot shall have the responsibility of obtaining such permit. When the driveway or parking lot is being constructed as a part of a project where a building permit is required, the building permit shall encompass the permit for parking lot or driveway construction and no separate permit or fee shall be required. For all other cases, the fee for such permit shall be twenty-five dollars (\$25.00). Applications for such permits and processing of such applications shall be done in the manner provided for applications for building permits. (2009 Code, § 16-304)

16-305. Alternative methods and materials. Any applicant for a permit may submit a proposal using different methods and materials than those set out in the specifications adopted by this chapter. Upon a showing by the applicant that the proposed methods and materials will withstand the same usage and weather conditions as the methods and materials authorized in the specifications, the alternate method shall be approved and the permit issued provided, however, that any method that has not been in use or undergoing testing under conditions similar to actual use for at least three (3) years shall not be approved in accordance with this chapter. (2009 Code, § 16-305)

CHAPTER 4**GATES AND BARRIERS****SECTION**

- 16-401. Definitions.
- 16-402. Applicability of provisions.
- 16-403. Design standards.
- 16-404. Permit -- required when -- application.
- 16-405. Permit -- fee.
- 16-406. Permit -- issuance conditions.
- 16-407. Liability limitations.
- 16-408. Inspection authority.
- 16-409. Maintenance and repair -- responsibility.
- 16-410. Maintenance and repair -- time limit.

16-401. Definitions. Unless otherwise specifically defined, the terms used in this chapter shall have the following meanings:

- (1) "Building inspector" means that official designated by the City of Kingston to issue building permits.
- (2) "City" means the City of Kingston.
- (3) "Fire chief" means the fire chief of the Fire Department of the City of Kingston.
- (4) "Gate" means a moveable barrier designed and constructed to prohibit or limit motor vehicle access from private property to a public street. (2009 Code, § 16-401)

16-402. Applicability of provisions. (1) The provisions of this chapter shall apply to all gates which are designed and constructed on private property and are intended to limit or restrict motor vehicle access to a public street or thoroughfare except as set out in subsection (2).

- (2) The provisions of this chapter shall not apply to the following:
 - (a) Gates restricting access to where there are no structures or improvements located thereon;
 - (b) Gates providing access to private property used solely for agricultural or farming purposes;
 - (c) Gates on private streets or driveways serving only one residential dwelling;
 - (d) Gates attended by an operator at all times when the gate is in a closed position; or
 - (e) Gates where there is an alternative and unobstructed access satisfactory to the city. (2009 Code, § 16-402)

16-403. Design standards. All gate installations must satisfy either of the following design standards:

(1) A turnaround shall be provided adjacent to the gate. The turnaround shall allow passenger and local delivery vehicles to exit the site without backing. The turn around need not be designed or adequate for tractor trailer use.

(2) A sign shall be located at a point visible from the public roadway indicating "locked gate ahead."

(3) All gates shall be equipped with an opening system approved by the city which may include but not be limited to such of the following as the fire chief deems appropriate: siren activation, key pad system, an approved lock box with toggle switch, house activation by residents through phone, intercom, magnetic card or other approved system.

(a) If a gate is to be assessed by emergency services using siren activation, the gate timer shall be set to remain open for a minimum of five (5) minutes.

(b) If a pass code is used an approved four (4) digit pass code shall be provided for police and fire and a separate approved pass code shall be provided for public works. Access using key pad pass codes shall not be required to lock the gate open. Protocol access (#,*) shall be noted/displayed on the access pad.

(c) Pass codes or any other necessary access items shall be furnished at the homeowner's association or responsible owner's expense as needed by local fire, police and public works departments.

(4) All gates shall include an activation system for use by the owners of property located on the street. This system shall operate independently of the emergency access system, and may utilize key pads, magnetic cards, radio transmitters, cameras or other mechanisms approved by the city.

(5) All gates shall include an auxiliary power supply which shall automatically lock the gate open in the event of a power outage.

(6) There shall be an unlocked pedestrian access in all residential developments.

(7) Gates shall be constructed of materials approved by the city.

(8) If the gate swings open, the gate shall be constructed in a manner so as to allow viewing of obstructions located within the swing path of the gate.

(9) Tire puncture devices shall be prohibited.

(10) Gate width for each travel lane shall be equal to the right of way width.

(11) Gate design shall be provided to the building inspector and fire chief. (2009 Code, § 16-403)

16-404. Permit -- required when -- application. (1) Except as provided in § 16-402(2), any person desiring to install a gate shall obtain an

application form from the building inspector. The applicant shall submit a completed application and supply the following information:

- (a) A vicinity and site map of the proposed location for the gate.
 - (b) A plan view and elevation of the gate installation illustrating gate dimensions and the direction of the swing path for the gate.
 - (c) A plan view of the gate turnaround.
 - (d) The location of the access-control panel.
 - (e) Control systems information, spec sheets, etc.
 - (f) The name, address and phone number of the applicant.
 - (g) The written consent of all property owners affected by the restricted access. A homeowner's association owning and maintaining roads within a development may consent for its membership. In all other instances, consent must be given individually by each property owner affected by the restricted access.
 - (h) Such other information as may be required by the building inspector and/or the fire chief.
- (2) The applications shall be signed and dated by the applicant. (2009 Code, § 16-404)

16-405. Permit -- fee. Any person submitting an application for a gate shall pay permit fee at the time of submittal of the application. These fees shall be in addition to any other permit, development, or construction fees for the development. (2009 Code, § 16-405)

16-406. Permit -- issuance conditions. Upon receipt of properly completed applications for a gate installation together with the application fees, the building inspector shall issue permit authorizing the installation, construction and acceptance of the gate.

After the effective date of the ordinance comprising this chapter, construction or installation of gates shall not commence until building inspector and the fire chief or their designees have completed reviews and issued permits. (2009 Code, § 16-406)

16-407. Liability limitations. The city shall have no liability for any damages to the gate resulting from city vehicles or personnel accessing the property, whether responding to actual or false emergencies. Any damage sustained by city vehicles due to the date installation shall be the responsibility of the party responsible for maintenance and repair of the gate. (2009 Code, § 16-407)

16-408. Inspection authority. The city shall have the right to inspect the gate on a periodic basis with being liable for trespass. Gate keys, cards, remotes, pass codes or any other gate function or activating device necessary for

emergency access shall not be changed or altered without prior approval of the building inspector and/or the fire chief. (2009 Code, § 16-408)

16-409. Maintenance and repair – responsibility. Maintenance and repair of the gate and related equipment shall be the responsibility of the applicant. The applicant may assign the obligation for maintenance and repair of the gate and related equipment to another person or entity, including a homeowner's association. In the event of such assignment, the applicant shall notify the building inspector. (2009 Code, § 16-409)

16-410. Maintenance and repair -- time limit. (1) The party responsible for the maintenance and repair shall maintain it in accordance with the design criteria.

(2) If the emergency access features need repair or maintenance, the gate shall remain locked open until repairs or maintenance is completed. Failure to make repairs shall constitute a violation of the terms of the gate permit, and in such event the city may require a removal of the gate and related equipment. For any repairs affecting the emergency access features the inspection by the building inspector shall occur prior to gate returning to normal operation. (2009 Code, § 16-410)

CHAPTER 5**UNIFORM PROPERTY IDENTIFICATION SYSTEM****SECTION**

- 16-501. Uniform numbering system.
- 16-502. Assignment of street numbers.
- 16-503. Posting of designated street address.
- 16-504. New buildings and administration.
- 16-505. Violations and penalty.

16-501. Uniform numbering system. (1) A uniform system is hereby established for numbering properties and principal buildings fronting on all public and private streets, avenues, boulevards, roads, lanes, alleys, and other ways in the City of Kingston, relying upon the maps and numbering system established by and found in the offices of the Roane County Communications Center, Emergency 911 of Roane County, Tennessee.

(2) The city hereby adopts the system of office of the Emergency 911 of Roane County, Tennessee. Any unincorporated area adjacent to the city may be permitted to be a part of or an extension of the city's property numbering system if approved by the local postmaster and respective governmental jurisdiction. (2009 Code, § 16-501)

16-502. Assignment of street numbers. (1) Property numbers for all properties or parcels of land, dwelling units, or places of business shall be assigned by the E-911 Center.

(2) The owner, occupant, person or corporation occupying or responsible for any property, dwelling, or building to which a number has been assigned will be notified in writing by the E-911 Center of the assigned number after passage of this chapter.

(3) Odd numbers shall be assigned to the left-hand side of the street for any and all streets as they proceed outward from either base line, and even numbers shall be assigned to the right-hand side of the street.

(4) All existing numbers of property and buildings not in conformity with provisions of this chapter shall be changed to conform to the system herein adopted within one (1) year from the date of passage of this chapter. (2009 Code, § 16-502)

16-503. Posting of designated street address. (1) Each principal building shall display the number assigned to the frontage on which the front entrance is located. In case a principal building is occupied by more than one (1) business or family dwelling unit, each separate front entrance may display a separate number.

(2) Numerals indicating the official numbers for each principal building or each front entrance to such building shall be placed either over or at the side of the main entrance of said building or upon the front of any porch or stoop thereof or over or at the side of any gateway leading thereto, or upon the steps thereof in such a manner that the same may be plainly seen and distinguishable from the street on which the property is located and in such manner that the same shall not be hidden from view by an trees or shrubs or other obstructions.

(3) All building numbers displayed shall be permanent, legible figures not less than two and one-half inches (2-1/2") nor more than five inches (5") high and of a color contrasting to the building background.

(4) It shall be the duty of the owner or occupant or person in charge of each principal building upon affixing the new numbers to remove any different number which might be mistaken for, or confused with, the number assigned to said structure by the E-911 Center. (2009 Code, § 16-503)

16-504. New buildings and administration. (1) The E-911 Center shall assign the number to each lot or tract which may be hereafter platted, and shall indicate the same upon an approved final subdivision plat.

(2) No building permit shall be issued for any principal building until the owner or developer has procured from the E-911 Center the official number of the premises. Final approval of a certificate of occupancy of any principal building erected or repaired after the adoption of this chapter shall be withheld until permanent and proper numbers have been displayed in accordance with § 16-503 hereof. (2009 Code, § 16-504)

16-505. Violations and penalty. In the event that an owner, occupant person, or corporation responsible for any parcel or unit or building refuses to comply with the terms herein stated by failing to affix the number assigned within one (1) year after adoption of this chapter or thirty (30) days after notification of assigned number, such person shall be deemed guilty of a misdemeanor and upon conviction shall be subject to a fine of not more than fifty dollars (\$50.00). Each day the unit or property is in violation of this chapter shall constitute a separate offense. (2009 Code, § 16-505)