

TITLE 16

STREETS AND SIDEWALKS, ETC¹

CHAPTER

1. MISCELLANEOUS.
2. EXCAVATIONS AND CUTS.
3. STREET NAMES AND PROPERTY NUMBERS.

CHAPTER 1

MISCELLANEOUS

SECTION

- 16-101. Obstructing streets, alleys, or sidewalks prohibited.
- 16-102. Trees projecting over streets, etc., regulated.
- 16-103. Trees, etc., obstructing view at intersections prohibited.
- 16-104. Projecting signs and awnings, etc., restricted.
- 16-105. Banners and signs across streets and alleys restricted.
- 16-106. Gates or doors opening over streets, alleys, or sidewalks prohibited.
- 16-107. Littering streets, alleys, or sidewalks prohibited.
- 16-108. Obstruction of drainage ditches.
- 16-109. Abutting occupants to keep sidewalks clean, etc.
- 16-110. Parades, etc., regulated.
- 16-111. Animals and vehicles on sidewalks.
- 16-112. Fires in streets, etc.

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. (1978 Code, § 12-101)

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 out over any street or alley at a height of less than fourteen (14) feet or over any sidewalk at a height of less than eight (8) feet. (1978 Code, § 12-102)

16-103. Trees, etc., obstructing view at intersections prohibited. It shall be unlawful for any property owner or occupant to have or maintain on

¹Municipal code reference

Related motor vehicle and traffic regulations: title 15.

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. (1978 Code, § 12-103)

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 (1978 Code, § 12-104)

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 any public street or alley. (1978 Code, § 12-105)

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 statute. (1978 Code, § 12-106)

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. (1978 Code, § 12-107)

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. (1978 Code, § 12-108)

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. (1978 Code, § 12-109)

16-110. Parades, etc., regulated. It shall be unlawful for any person, club, organization, or other group to hold any meeting, parade, demonstration, or exhibition on the public streets without some responsible representative first securing a permit from the recorder. No permit shall be issued by the recorder unless such activity will not unreasonably interfere with traffic and unless such

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

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. (1978 Code, § 12-110)

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. (1978 Code, § 12-111)

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. (1978 Code, § 12-112)

CHAPTER 2

EXCAVATIONS AND CUTS¹

SECTION

16-201. Prohibited by individuals generally.

16-202. Who to make.

16-203. Application for.

16-204. Costs.

16-205. Barricades and lights.

16-206. Driveway curb cuts.

16-201. Prohibited by individuals generally. It shall be unlawful for any private person, firm or corporation to make any excavation in any public street, alley, sidewalk or right of way unless specific authority is granted by the municipal governing body. (1978 Code, § 12-201)

16-202. Who to make. Excavations in public streets, alleys, sidewalks, and rights of way shall be made only by the municipality and franchised utility companies having public liability insurance of not less than \$100,000.00 for one person, \$300,000.00 for one accident and property damage insurance of not less than \$50,000.00. (1978 Code, § 12-202)

16-203. Application for. When any person needs an excavation in a public street, alley, sidewalk or right of way, he shall make application to the town recorder therefor. Such application shall state thereon the name of the applicant, the location of the intended excavation, the size thereof, and the purpose thereof. The application shall be accompanied by a deposit of such sum of money as the town recorder reasonably estimates will be adequate to cover the costs to be incurred by the municipality in making such excavation and thereafter restoring the public street, alley, sidewalk or right of way to its former condition. (1978 Code, § 12-203)

16-204. Costs. The municipality shall keep an accurate record of all expenses incurred in making and properly closing each requested excavation in a public street, alley, sidewalk or right of way and shall charge such expenses to the person applying for the work. (1978 Code, § 12-204)

¹State 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).

16-205. Barricades and lights. When any excavation is made in any public street, alley, sidewalk or right of way, such barricades and warning lights shall be placed and maintained thereabout as will reasonably protect persons and property from injury or damage by or because of the opening. (1978 Code, § 12-205)

16-206. Driveway curb cuts. No one shall cut, build or maintain a driveway across a curb or sidewalk without first obtaining a permit from the municipality. Such a permit will not be issued when the contemplated driveway is to be so located or constructed as to create an unreasonable hazard to pedestrian and/or vehicular traffic. No driveway shall exceed thirty-five (35) feet 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 (10) feet in width at its outer or street edge shall be provided. Driveway aprons shall not extend out into the street. (1978 Code, § 12-206)

CHAPTER 3

STREET NAMES AND PROPERTY NUMBERS

SECTION

- 16-301. Street names,
- 16-302. Assignment of street names.
- 16-303. Property numbering.
- 16-304. Assignment and posting of numbers.
- 16-305. System of property numbering.

16-301. Street names. (1) There is hereby established an official system of street names as shown on the map entitled The Street Name and Property Numbering Map of the Town of Linden, Tennessee, such map being dated 12-4-90, and placed of record in the office of the town recorder.

(2) The town recorder shall be responsible for the maintenance of the system of street names. He or she shall maintain a copy of the street name map and shall record thereon all changes made. (Ord. #90-1, Dec. 1990)

16-302. Assignment of street names. (1) Names of streets shall remain as shown on the street name map unless officially changed by resolution.

(2) No new streets shall be accepted by the town until such street or streets have been named. If they are extensions of existing streets the existing name(s) shall be continued. If not an extension, name(s) recorded may not duplicate or closely approximate street names already assigned. (Ord. #90-1, Dec. 1990)

16-303. Property numbering. (1) There is hereby established an official system of property numbering as shown on the map entitled The Street Name and Property Numbering Map of the Town of Linden, Tennessee, such map being dated 12-4-90, and placed of record in the office of the town recorder.

(2) All properties, buildings, lots, and parcels of land within the corporate limits of the town shall hereafter be identified by reference to the official system adopted herein. (Ord. #90-1, Dec. 1990)

16-304. Assignment and posting of numbers. (1) The town recorder shall be responsible for the maintenance of the system of property numbers. He or she shall maintain a copy of the above referenced map as well as an official Property Numbering Log and shall record therein all assigned property numbers.

(2) The town recorder shall be responsible to assign numbers to properties in accordance with the above referenced map.

(3) Numerals and letters indicating the official physical property number designation shall be posted at the entrance to the structure for which

the designated number has been assigned in such a manner as to provide an unobstructed sighting from the street on which said building is located. Such numerals and letters shall be no less than three (3) inches in height.

(4) No person, agency or business shall adopt, assign, display, or cite any number other than that assigned as provided herein for the purpose of physical property identification. (Ord. #90-1, Dec. 1990)

16-305. System of property numbering. (1) The numbering system starts with Mill Street and Main Street with numbers increasing as the distance from these divider streets increases.

(2) When possible, numbers are to be assigned to or reserved for each fifty (50) feet of distance. In some cases, where structures are constructed closer than fifty (50) feet, twenty five (25) foot distances may be used.

(3) Odd numbers are to be assigned to properties on the North and West sides of streets and even numbers assigned to properties on the East and South sides of streets.

(4) The structure shall be assigned the number of the fifty (50) foot interval in which the main entrance of the structure falls.

(5) A multiple family dwelling having only one main entrance shall be assigned only one number, and separate apartments in the building will carry a letter designation such as A, B C, in addition to the number assigned to the main entrance of the building. (Ord. #90-1, Dec. 1990)