

TITLE 16

STREETS AND SIDEWALKS, ETC¹

CHAPTER

1. MISCELLANEOUS.
2. EXCAVATIONS AND CUTS.
3. PARADES.
4. STREET ACCEPTANCE AND CONSTRUCTION STANDARDS CODE.

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. [Deleted.]
- 16-110. Parades, etc., regulated.
- 16-111. Playing games in streets, etc.
- 16-112. Animals and vehicles on sidewalks.
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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 with any building or structure or for the purpose of storing, selling, or exhibiting any goods, wares, merchandise, or materials. (1977 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. (1977 Code, § 12-102)

¹Municipal code reference

Related motor vehicle and traffic regulations: title 15.

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. (1977 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 (1977 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 except when expressly authorized by the board of mayor and aldermen after a finding that no hazard will be created by such banner or sign. (1977 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. (1977 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. (1977 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. (1977 Code, § 12-108)

16-109. [Deleted.] (1977 Code, § 12-109, as deleted by Ord. #334, July 2002)

16-110. Parades, etc., regulated.² It shall be unlawful for any person, club, organization, or other group to hold any meeting, parade, demonstration,

¹Municipal code reference

Building code: title 12, chapter 1.

²Municipal code reference

Parade regulations: this title, chapter 3.

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 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 clean up the resulting litter immediately. (1977 Code, § 12-110)

16-111. Playing games in streets, etc. It shall be unlawful for any person to play any game on the streets, sidewalks, or alleys, within the corporate limits, which in any manner unreasonably obstructs the full and free use of said streets, alleys, or sidewalks for their intended purpose. (1977 Code, § 12-111)

16-112. 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. (1977 Code, § 12-112)

16-113. 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. (1977 Code, § 12-113)

CHAPTER 2

EXCAVATIONS AND CUTS¹

SECTION

- 16-201. Permit required.
- 16-202. Applications.
- 16-203. Manner of excavating--barricades and lights--temporary sidewalks.
- 16-204. Restoration of streets, etc.
- 16-205. Insurance.
- 16-206. Time limits.
- 16-207. Supervision.
- 16-208. Driveway curb cuts.

16-201. Permit required. It shall be unlawful for any person, firm, corporation, association, or others, 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 town manager is open for business, and said permit shall be retroactive to the date when the work was begun. (1977 Code, § 12-201)

16-202. Applications. Applications for such permits shall be made to the town 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

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).

approved by the town manager within twenty-four (24) hours of its filing. (1977 Code, § 12-202)

16-203. Manner of excavating--barricades and lights--temporary sidewalks. 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. (1977 Code, § 12-205)

16-204. 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 town shall restore said street, alley, or public place to its original condition except for the surfacing, which shall be done by the town, 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 town 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 town 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 town, 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. (1977 Code, § 12-206)

16-205. Insurance. In addition to making the deposit hereinbefore required to insure that proper restoration is made, each person applying for an excavation 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 town manager in accordance with the nature of the risk involved; provided, however, that the liability insurance for bodily injury shall not be less than \$100,000 for each person and \$200,000 for each accident, and for property damages an amount not less than \$50,000 for any one (1) accident, and an aggregate of \$100,000 for all accidents. (1977 Code, § 12-207)

16-206. 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 town if the town 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 town manager. (1977 Code, § 12-208)

16-207. Supervision. The town 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 town 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. (1977 Code, § 12-209)

16-208. Driveway curb cuts. No one shall cut, build, or maintain a driveway across a curb or sidewalk without first obtaining a permit from the town manager. 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. (1977 Code, § 12-210)

CHAPTER 3

PARADES

SECTION

- 16-301. Short title.
- 16-302. Definitions.
- 16-303. Purposes.
- 16-304. Permit.
- 16-305. Application.
- 16-306. Standard for issuance.
- 16-307. Contents of permits.
- 16-308. Duties of permittee.
- 16-309. Revocation of permit.
- 16-310. Notice of city officials.
- 16-311. Violation and penalty.

16-301. Short title. This chapter shall be known and may be cited as the "Parade Ordinance of the Town of Woodbury." (Ord. #249, Nov. 1993)

16-302. Definitions. The following words, for the purpose of this chapter, shall have the following meanings:

(1) "Parade" is any meeting, parade, demonstration, exhibition, festival, homecoming, assembly, or other such event to be held in or upon any street, park, or other public place in Woodbury.

(2) "Town" is the Town of Woodbury.

(3) "Board of mayor and aldermen" is the Board of Mayor and Aldermen of Woodbury.

(4) "Town recorder" is the town recorder of Woodbury.

(5) "Chief of police" is the chief of police of Woodbury.

(6) "Parade permit" is a permit as required by this chapter.

(7) "Person" is any person, firm, group, partnership, association, corporation, company, or organization of any kind. (Ord. #249, Nov. 1993)

16-303. Purposes. (1) The Town of Woodbury recognizes the constitutional right of every citizen to harbor and express beliefs on any subject whatsoever and to associate with others who share similar beliefs.

(2) The town passes this chapter to regulate the time, place and manner of parades.

(3) The town passes this chapter in the interest of all its citizens' public safety, health, welfare, comfort, and convenience.

(4) The Town of Woodbury has limited resources and passes this chapter so that it may properly allocate these resources among its citizens.

(5) The purpose of this chapter is to promote order, safety, and tranquility in the streets of the town.

(6) This chapter is passed to help minimize traffic and business interruptions during parades. (Ord. #249, Nov. 1993)

16-304. Permit. (1) No person shall parade unless a parade permit has been obtained from the board of mayor and aldermen. Any parade held without the proper permit shall be unlawful.

(2) This chapter shall not apply to funeral processions. (Ord. #249, Nov. 1993)

16-305. Application. (1) Any person seeking issuance of a parade permit shall file an application with the town recorder on forms provided by the town recorder. The town recorder shall place the request for a parade permit on the agenda of the next meeting of the board of mayor and aldermen for action by it in the normal course of business.

(2) The application for a parade permit shall be filed in writing with the town recorder not less than thirty (30) days prior to the contemplated parade and five (5) days prior to any regularly scheduled called meeting of the board of mayor and aldermen. No permit shall be granted sooner than one hundred eighty (180) days prior to the contemplated parade. A copy of the application shall be given to the chief of police who shall investigate and make a report to the board of mayor and aldermen.

(3) The application for a parade permit shall set forth the following information:

- (a) The name, address, and telephone number of the person seeking to conduct a parade or of the organization and its responsible heads;
- (b) The name, address, and telephone number of the person who will be the parade chairman and who will be responsible for its conduct;
- (c) The date when the parade is to be conducted;
- (d) The route to be traveled, the starting point, and the termination point;
- (e) The approximate number of persons who, and animals which will constitute such parade; the type of animals and description of the vehicles;
- (f) The hours when the parade will begin and end;
- (g) A statement as to whether the parade will occupy all or only a portion of the width of the streets proposed to be traversed;
- (h) The location by streets of any assembly area(s);
- (i) The time at which units of the parade will begin to assemble at any assembly area(s);
- (j) The interval of space to be maintained between units of the parade;

(k) If the parade is to be held on behalf of any person other than the applicant, the authorization of that person; and

(l) Whether the applicant has been convicted for the violation of this chapter.

(4) The board of mayor and aldermen shall decide whether to grant the application for a permit. The board of mayor and aldermen may consult with the chief of police in making their decision.

(5) The board of mayor and aldermen in cooperation with the chief of police shall have the authority to designate the starting point, route, terminal point, or other time, place, and manner restrictions as deemed proper in consideration of minimum traffic interruption, public safety, health, welfare, convenience, peace, or order. (Ord. #249, Nov. 1993)

16-306. Standard for issuance. (1) The mayor and board of aldermen shall issue a parade permit upon consideration of the application and other information obtained when they find that:

(a) The conduct of the parade will not unduly interrupt the safe and orderly movement of other traffic contiguous to its route.

(b) The conduct of the parade will not require the diversion or interruption of essential or emergency municipal services, including police, fire, or ambulance services.

(c) The parade is scheduled to move from its origin to its termination expeditiously and without unreasonable delay.

(d) No other permit has been granted for the same day.

(2) A permit shall be granted to the first person properly applying under the requirements of this chapter.

(3) No permit shall be granted for a parade except those restricted to the following time:

(a) No earlier than 8:00 A.M.

(b) No later than 12:00 Midnight.

(4) The town recorder shall notify the applicant within five (5) days after the action of the board of mayor and aldermen whether the permit has been granted or denied if the permit has been denied, the town recorder shall set forth the reasons why the board of mayor and aldermen denied the permit.

(5) In computing any period of time set out in this chapter, no Sundays, or holidays are to be computed in the time period. (Ord. #249, Nov. 1993)

16-307. Contents of permits. Each parade permit shall state the following:

(1) Assembly and disassembly time and place;

(2) Starting time;

(3) The route and the portions of the streets to be traversed that may be occupied by the parade;

- (4) Minimum speed;
- (5) Maximum speed;
- (6) Interval of space between parade units;
- (7) The maximum length of the parade in miles or fractions thereof;
- (8) Other information as the board of mayor and aldermen in cooperation with the chief of police shall find necessary to the enforcement of this chapter. (Ord. #249, Nov. 1993)

16-308. Duties of permittee. (1) A permittee shall comply with all permit application information, permit directions and conditions, and with all applicable laws and ordinances.

(2) The permittee shall advise parade participants of such permit requirements.

(3) The parade chairman or other person heading or leading such activity shall carry the parade permit upon his person during the parade. (Ord. #249, Nov. 1993)

16-309. Revocation of permit. (1) The board of mayor and aldermen or their designee shall have the authority to revoke a parade permit issued hereunder prior to the parade upon the application of the standards for issuance as herein set forth if it is found that:

(a) Applicant materially misrepresented facts for information in the application; and/or

(b) Applicant failed to meet the standards for issuance set forth herein.

(2) The board of mayor and aldermen for their designee shall have the authority to revoke the permit during the parade and disassemble the parade if:

(a) A public emergency arises requiring such revocation to protect the safety of persons or property; or

(b) Disorderly conduct, riots, lawless activity, violence, or other breach of the peace, incited by parade participants, occurs. (Ord. #249, Nov. 1993)

16-310. Notice of city officials. Immediately upon the issuance of a parade permit, the town recorder shall send a copy of the permit to the following:

- (1) The mayor;
- (2) The town attorney;
- (3) The fire chief;
- (4) The ambulance authority; and
- (5) The chief of police. (Ord. #249, Nov. 1993)

16-311. Violation and penalty. (1) It shall be unlawful for any person to parade without first having obtained a permit as required by this chapter.

(2) It shall be unlawful for any person to participate in a parade on the streets of the Town of Woodbury for which a permit has not been granted.

(3) It shall be unlawful for any person to fail to comply with all directions and conditions of the parade permit.

(4) Any person violating the provisions of any section of this chapter shall, upon conviction, be fined no more than fifty dollars (\$50.00) for each violation. (Ord. #249, Nov. 1993)

CHAPTER 4

STREET ACCEPTANCE AND CONSTRUCTION STANDARD CODE

SECTION

- 16-401. Purpose, authority and jurisdiction.
- 16-402. General procedure for street acceptance.
- 16-403. Procedure for approval of streets not shown on an approved and recorded subdivision plat.
- 16-404. Procedure for approval of streets shown on an approved and recorded subdivision plat.
- 16-405. Procedure for board of mayor and aldermen approval.
- 16-406. Street construction standards.

16-401. Purpose, authority and jurisdiction. (1) Purpose. The purpose of this code is to define the procedures and improvements that are required before the Town of Woodbury, Tennessee will accept maintenance responsibility for a proposed public street. The procedures and minimum standards are necessary in order to provide fair and equitable treatment to all persons seeking to have a street accepted by the municipality, in order to insure that all streets accepted are suitable for public use, and in order to help protect Woodbury taxpayers from excessive and unnecessary expenditures for streets and street maintenance.

(2) Authority. These street acceptance and construction standards are adopted under the authority granted by Tennessee Code Annotated, § 6-2-201 which entrusts the establishment and general supervision of streets to the Town of Woodbury Board of Mayor and Aldermen; and by Tennessee Code Annotated, § 13-4-307 which provides that the Woodbury Board of Mayor and Aldermen shall receive the recommendation of the appropriate planning commission prior to accepting or laying out any street.

(3) Jurisdiction. This code shall govern the acceptance of all streets for city maintenance within the corporate limits of the Town of Woodbury. (as added by Ord. #310, May 2000)

16-402. General procedure for street acceptance. The procedure for evaluation and acceptance of a street for city maintenance involves the Woodbury Municipal Planning Commission, Woodbury Street Department Supervisor and the board of mayor and aldermen.

There are two primary circumstances that may lead to a request for acceptance of a street for city maintenance. First, a resident or residents of the Town of Woodbury may petition for the acceptance of an existing or new private street not shown on an approved and recorded subdivision plat. Second, a developer may petition for the acceptance of a proposed new street shown on an approved and recorded subdivision plat. In both circumstances the street shall

meet the construction standards specified in § 16-406 of this street acceptance and construction standards code. (as added by Ord. #310, May 2000)

16-403. Procedure for approval of streets not shown on an approved and recorded subdivision plat. All existing or new private streets not shown on an approved and recorded subdivision plat proposed for acceptance for city maintenance shall first be reviewed and approved by the Woodbury Municipal Planning Commission prior to being submitted to the Woodbury Board of Mayor and Aldermen for adoption.

In order to secure the review and approval by the Woodbury Municipal Planning Commission a preliminary street plan/survey shall be submitted to the municipal planning commission. Upon completion of the required street improvements, said street improvements shall be inspected and approved by the street department and a final street plan/survey shall be submitted to the municipal planning commission.

(1) Preliminary street plan/survey requirements. (a) The preliminary street plan/survey shall be prepared by a licensed land surveyor or registered engineer and shall provide the following information:

- (i) Date, approximate north point, and graphic scale.
- (ii) Present tax map and parcel designation according to the official records in the office of Cannon County Property Assessor.
- (iii) Location sketch map.
- (iv) Names of adjoining property owners of record.
- (v) Any portion of the street lying within a floodable area.
- (vi) Location and dimensions of all exterior property boundary lines.
- (vii) Street right-of-way.
- (viii) Approximate location of street base and surfacing widths.
- (ix) Proposed street names.
- (x) Proposed location of street name signs and traffic control signs.
- (xi) Proposed public easements.
- (xii) Sufficient data to determine readily and to reproduce on the ground the location, bearing, and length of every street line. This shall include the radius, central angle and tangent distance for the center line of curved streets.

(b) At least seven (7) days prior to meeting at which it is to be considered, two (2) copies of the preliminary street plan/survey shall be submitted to the Town of Woodbury Street Department Supervisor and two (2) copies shall be submitted to the municipal planning commission.

(c) The official submission of the preliminary street plan/survey to the municipal planning commission is considered to be the first

planning commission meeting at which the plan/survey is presented for consideration.

(d) Within thirty (30) days after the official submission of the preliminary street plan/survey, the municipal planning commission shall approve, approve subject to modifications or disapprove the preliminary street plan/survey. If a plan/survey is disapproved, the reasons for such disapproval shall be stated in writing. If a plan/survey is approved subject to modification the nature of the required modifications shall also be included.

(e) The approval of the preliminary street plan/survey by the planning commission shall not constitute approval of any final street plan/survey.

(f) The approval of a preliminary street plan/survey shall terminate after one (1) year, provided however, that no extension of the time can be applied for.

(2) Street profile/street construction plan requirements. If due to drainage, slope, soil conditions or other concerns, the Woodbury Street Department determines that a street profile/street construction plan is necessary said profile/construction plan shall be prepared and submitted to the street department. The street profile/street construction plan shall be prepared by a registered engineer and shall provide information as determined necessary by the Woodbury Street Department.

(3) Procedure for inspection and approval by the street department.

(a) Upon approval of the preliminary street/survey (and the street profile/street construction plan if determined necessary) construction of the required improvements shall be completed. The Woodbury Street Department shall be provided with an anticipated schedule for the clearing of the right-of-way, street grading, preparation of subgrade, installation of drainage system, installation of pavement base, and final street surfacing. Since the inspections need to be made periodically during the entire process, communication with the street department is essential to make the process move as smoothly as possible.

(b) The Woodbury Street Department shall be notified at least twenty-four (24) hours in advance of the needed inspection:

- (i) Clearing and stripping of right-of-way.
- (ii) Construction of subgrade.
- (iii) Installation of drainage improvements and construction of pavement base to include checking thickness of gravel every 500 feet at random points across width.
- (iv) Construction of prime coat, binder surface and final surface.
- (v) Installation of street name and traffic control signs.

(c) Upon completion of the required street improvements, the Woodbury Street Department shall make a final inspection. If the completed street is found to be in compliance with the standards for construction, the street department supervisor shall be authorized to sign the final street plan/survey.

(4) Final street plan/survey requirements. (a) The final street plan/survey shall be prepared by a licensed land surveyor or registered engineer; shall conform substantially to the approved preliminary street plan/survey; and in addition to the information required on the preliminary street plan/survey the final street plan/survey shall provide the following information:

(i) Location of completed pavement base and surfacing widths.

(ii) Location of drainage ditches, tiles, pipes, culverts, etc.

(iii) Approved street name.

(iv) Location of installed street name and traffic control signs.

(v) Location of buildings on adjoining properties and driveways which will enter into the street right-of-way.

(vi) Location of existing or proposed utilities located within the street right-of-way.

(vii) Location of driveway culverts, bridges or public easements.

(viii) Name(s), seal(s) and address(es) of the licensed land surveyor or registered engineer responsible for the plan/survey preparation.

(ix) Appropriate certificates for approval (See § 16-403(5) of this code).

(b) Approval of the final street plan/survey shall not be given until completion and approval of the required street improvements. These improvements are to be completed in accordance with § 16-___ of this code. The required improvements must be approved by the Woodbury Street Department.

(c) The final street plan/survey shall be submitted at least seven (7) days prior to the meeting at which it is to be considered, with two (2) copies submitted to the office of the Woodbury Street Department and two (2) copies submitted to the municipal planning commission.

(d) The official submission of the final street plan/survey to the municipal planning commission is considered to be the first planning commission meeting at which the plan/survey is presented for consideration.

(e) Within thirty (30) days after the official submission of the final street plan/survey, the municipal planning commission shall approve or disapprove the plan/survey. If the plan/survey is disapproved,

the grounds for disapproval shall be stated upon the records of the municipal planning commission.

(5) Certifications. In all cases the following certificates shall be present and signed on the original final street plan/survey before the Town of Woodbury Board of Mayor and Aldermen can consider a street for acceptance for city maintenance:

(a) Certificate of ownership and dedication. Certification showing that applicant is the land owner and dedicates the street and right-of-way for public use.

(b) Certificate of accuracy and precision. Certification by a licensed land surveyor or registered engineer of accuracy of plan/survey.

(c) Certification of street construction. Certification signed by the Woodbury Street Department Supervisor certifying that the street has been constructed to the required standards.

(d) Certification of planning commission approval. Certification signed by the Secretary of the Woodbury Municipal Planning Commission certifying that the plan/survey has been approved by the planning commission. This certificate shall not be signed unless the three above certifications have been signed.

(6) Warranty of street improvements. (a) The petitioner shall warranty all street improvements for a period of one (1) year from the date of acceptance by the Town of Woodbury.

(b) The warranty of street improvements shall consist of an escrow account, letter of credit, or certified check.

(c) The amount of the warranty shall be not less than twenty-five percent (25%) of the cost of the street improvements accepted nor more than \$20,000.

(d) The warranty of street improvements shall be submitted to the Town of Woodbury prior to the submittal of the final street plan/survey for final approval. (as added by Ord. #310, May 2000)

16-404. Procedure for approval of streets shown on an approved and recorded subdivision plat. All new streets shown on an approved and recorded subdivision plat proposed for acceptance for city maintenance shall be submitted, following the completion of all street improvements to the required standards, to the board of mayor and aldermen for adoption as provided in § 16-405 of this code. (as added by Ord. #310, May 2000)

16-405. Procedure for board of mayor and aldermen approval.

(1) Upon completion of all street improvements to the required standards and following the approval of the final street plan/survey or final subdivision plat by the Woodbury Municipal Planning Commission, the plan/survey or subdivision plat shall be submitted to the Woodbury Board of Mayor and Aldermen.

(2) The board of mayor and aldermen shall be provided with a deed to the right-of-way proposed for dedication for public use. The deed shall be submitted by the board of mayor and aldermen to the Woodbury Town Attorney for his review and approval.

(3) Upon approval by the town attorney of the deed to the right-of-way proposed for dedication for public use, the board of mayor and aldermen shall take formal action to approve the street and to authorize its addition to the official Woodbury City Street Map.

(4) Upon approval of the board of mayor and aldermen, the applicant shall record the final street plan/survey and deed with the Cannon County Register of Deeds. (as added by Ord. #310, May 2000)

16-406. Street construction standards. All streets proposed for public dedication and acceptance by the Town of Woodbury for town maintenance shall be constructed in accordance with the Woodbury Subdivision Regulations, Article III Design and Specifications, Section D, Streets--Construction Procedures and Specifications, as adopted on May 27, 1992. (as added by Ord. #310, May 2000)