

CHAPTER 2

STREETS AND SIDEWALKS

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8-2-1: DIRECTRIX ESTABLISHED: The elevation established as the datum and bench for establishing grades for the Village, shall be:

A concrete pillar with a copper bolt at its top, set one foot (1') from the northwest corner of the Village Hall, the top of said bolt having an elevation of four hundred fifty feet (450') above sea level, Memphis Datum, or four hundred forty two and ninety eight one hundredths feet (442.98') mean sea level, and a bench mark on the Gulf, Mobile and Ohio Railroad viaduct, said bench mark being a bronze tablet stamped "Ill. 1926-11A" set in the south abutment wall at crossing State Route 143, having an elevation of four hundred thirty nine and forty two one-hundredths feet (439.42'), Village of East Alton datum, which is equivalent to four hundred thirty two and forty one-hundredths feet (432.40') mean sea level. (1963 Code, * 8.01)

8-2-2: SIDEWALKS:

(A) Obstructions Prohibited. No person shall permit any porch, stoop, steps, bannister, stair railing, platform, bay window or other part of any building within the Village to extend into or upon any sidewalk. This does not apply to any sign or awning which is eight feet (8') above the sidewalk and the post of the latter set at the outer edge of the sidewalk. Any entrance into any basement, cellar or building of more than eight inches (8") in depth shall be guarded by a substantial railing to protect the public. No cellar door shall be built at the level of the sidewalk.

(B) Widths. The width of Sidewalks constructed within the Village shall be governed by the width of the street as follows: On streets sixty feet (60') wide or over, the sidewalk shall be six

feet (6') wide; on streets thirty five feet (35') wide and under sixty feet (60') wide, the sidewalk shall be five feet (5') wide, the sidewalk shall be four feet (4') wide.

(C) Construction. The construction and repair of sidewalks within the Village shall be supervised by the Street Commissioner. He shall determine correct property lines, grade of sidewalk in relation to grade of street, and that materials conform to specifications as provided by the Village Engineer. (1963 Code, * 8.03)

8-2-3: LAYING OR REPAIRING STREETS:

(A) Permit Required. No person shall construct or lay any pavement on any public street, sidewalk, alley or other public way, or repair the same without having first secured a permit therefor. Applications for such permits shall be made to the Clerk, and shall state the location of the intended pavement or repair, the extent thereof, and the person who is to do the actual construction work. No such permit shall be issued except on the order of the President and the Board of Trustees.

(B) Bond or Insurance. Each applicant for a paving permit shall file a bond or public liability insurance policy in the amount of fifty thousand dollars (\$50,000.00) with sureties or insurers to be approved by the President and the Board of Trustees, conditioned to indemnify the Village from any loss, damage or liability resulting from the work undertaken.

(C) Specifications. All street and sidewalk pavement shall be made in conformity with the specifications approved from time to time by the President and the Board of Trustees.

(D) Injury. No person shall walk upon or drive any vehicle or animal upon, or injure any newly laid street or alley pavement or pavement of any kind while it is guarded by a warning sign or barricade, or injure any street, sidewalk or alley pavement.

(E) Repairs. Repair work done to any public streets, alley and sidewalk pavements whether done by the Village or abutting owner shall be under the supervision of the Street Commissioner.

(F) Barricades. Any person laying or repairing any pavement on any street, sidewalk or other public place or making an excavation in the same shall maintain suitable barricades to prevent injury to any person or vehicle by reason of the work. Barricades shall be protected by suitable lights at night time.

Any defect in any pavement shall be barricaded to prevent injury. Any person properly maintaining any opening or excavation while the same remains open, by proper barricades and lights. No person shall interfere with or disturb any barricades and lights. No person shall interfere with or disturb any barricades or lights lawfully placed to project or mark new pavement or excavation or opening in any public street, alley or sidewalk. (1963 Code, 8.04)

8-2-4: DEFECTS IN STREETS: Every Village officer or employee who becomes cognizant of any defect in any street, alley or sidewalk, or any obstruction thereof, shall report the defect to the

Street Commissioner as soon as possible. (1963 Code, * 8.05)

8-2-5: OBSTRUCTION IN STREETS: No person shall cause, create or maintain any obstruction in any street, alley, sidewalk or other public way, except as may be specifically authorized by this Chapter or by the Street Commissioner. (1963 Code, * 8. 06)

8-2-6: DISPLAY OF GOODS: No person shall use any street, sidewalk or other public place as space for the display of goods or merchandise for sale, or write or mark any signs or advertisements on any such pavement. (1963 Code, * 8.07)

8-2-7: ENCROACHMENTS ON STREETS: No person shall erect or maintain any building or structure which encroaches upon any street or public property. (1963 Code, * 8.08)

8-2-8: DRAIN OBSTRUCTIONS: No person shall obstruct any drain in any street or alley. (1963 Code, * 8.09)

8-2-9: POLES AND WIRES: No person shall erect any poles or wires or maintain any poles or wires over any public place, street, alley or other public way without having first secured permission from the President and the Board of Trustees. (1963 Code, * 8.10)

Hereafter the annual fee or remuneration for each pole or post owned, controlled or occupied by any person, firm or corporation located on any portion of the Village street, sidewalk, alley or public place shall be increased to five dollars (\$5.00) per year for each pole or post owned as aforesaid. (Ord. 662; 7-3-62)

8-2-10: GAS PUMPS: No person shall maintain or erect any gasoline pump or tank in any street, alley or sidewalk. (1963 Code, * 8.11)

8-2-11: OPENING IN STREETS: No person shall construct or maintain any opening or stairway in any street, alley, sidewalk or other public place without a permit from the President and the Board of Trustees. All such lawfully maintained openings shall be guarded by a suitable strong cover or railing approved by the Street Commissioner. (1963 Code, * 8.13)

8-2-12: BARBED WIRE FENCES: No person shall maintain or construct any fence composed in whole or part of barbed wire, or with any similar materials designed to injure any person, or any were changed with electrical current, except to protect industrial or commercial property, in which case the barbed wire must be at least six feet (6') above the sidewalk and extend inward from the property line. (1992 revised * 8.14)

8-2-13: DEPOSITS ON PUBLIC WAYS:

(A) Deposits on Streets. No person shall deposit on any street any material which may be harmful to the pavement thereof, or any waste material, or any glass, or other articles, which may cause injury to any person, animal or property. Coal or other materials-may be deposited in streets preparatory to delivery for use, if such deposit does not reduce the usable width of the street or

roadway at that point to less than eighteen feet (18'). Material not used in actual building construction shall not be permitted to remain in any street for more than three (3) hours. Material shall be guarded by lights if it remains upon any street at nighttime. (1963 Code, * 8.15)

(B) Deposits on Sidewalks. No person shall deposit on any sidewalk any material which may be harmful to the pavement thereof, or any waste material or any glass or other articles which might cause injury to persons, animals or property. Merchandise or other articles may be deposited on sidewalks preparatory to delivery for not more than one-half (1/2) hour if the usable width of the sidewalk is not thereby reduced to less than four feet (4').(1963 Code,* 8.16)

8-2-14: BURNING LEAVES AND RUBBISH: No person shall burn any leaves, paper, rubbish or other substances upon any street, sidewalk or alley.(1963 Code,* 8.17)