

TITLE 16

STREETS AND SIDEWALKS, ETC¹

CHAPTER

1. MISCELLANEOUS.

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SECTION

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16-101. Regulation of construction on city street rights of way.

(1) New construction. Any person, firm, or corporation desiring to commence any construction or installs any improvement on a road or access connecting to any city street or street right of way must obtain a written permit from the city manager prior to excavation for, or construction of, any structure or other improvements.

The applicant must adhere to the following procedure to obtain a permit:

(a) Before commencing construction or installation of any improvements on or connecting to any street or street right of way the owner, his duly authorized agent or contractor shall submit a performance bond or a certified check in an amount equal to the estimated cost of the required construction or improvements, however, such performance bond or certified check shall not be required for an individual application for a "driveway" permit to build an access which leads to or connects with a city street. A fifteen (\$15) dollar fee shall be filed with each application.

(b) Upon the application having been filed as provided above, the city manager shall make such investigation, including an inspection of the site, as may be necessary and shall thereupon issue a permit to be valid for sixty (60) days from the date of issuance. Such permit shall be issued in duplicate with one copy being delivered to the applicant and one

¹Municipal code reference

Related motor vehicle and traffic regulations: title 15.

copy being retained by the city. The permit shall set forth such reasonable conditions as will assure (i) that proper and adequate provision shall be made for all road surface and drainage waters and so as not to interfere with the same, however, in no case shall the drainage pipe be less than twelve (12) inches. The drainage pipe shall be reinforced concrete or corrugated metal meeting Tennessee Department of Highway specifications.

(c) Upon completion of the construction the applicant shall notify the city manager. The city manager shall inspect the construction and certify as to compliance with the permit.

(d) If the applicant has fully complied with the conditions set forth in the permit, such notation shall be made on the city's copy of said permit. If the applicant has failed to comply with any of the conditions of the permit, the city manager shall notify the applicant in writing setting forth the item or items not in compliance, and shall designate the number of days allowed for full compliance.

(2) Existing construction. Existing driveways, connecting to the city's streets which are determined by the city manager to be hazardous from a safety standpoint, or as causing damage to city property, or as having inadequate provisions for drainage shall be corrected. The property owner shall be notified in writing of such nonconformance and shall be allowed a period of 90 days for correcting the nonconformity. (1972 Code, § 12-101)

16-102. Regulation of all traffic hazards on city right of ways. It shall be unlawful for anyone to erect, grow or place anything on city right of ways such that the point of said object closest to a line drawn perpendicular to the edge of the street pavement is less than two feet from said line. Two feet is a minimum, and some hazards such as trees and bushes which create visual impairments may require a greater setback as determined by the chief of police, building inspector, or city manager. (1972 Code, § 12-101(a))

16-103. Requirement for removal of ice and snow from sidewalks in business district. Every owner, tenant, lessee, or occupant of any building in the business district shall keep or cause to be kept the sidewalks and/or pedestrian ways abutting such property free from ice and snow provided, however, that tightly adhering ice may be sprinkled with sawdust, sand, salt, or other abrasive material so as to make the use of the sidewalk by pedestrians safe. (1972 Code, § 12-102)

16-104. Certain animals not permitted on sidewalks. No person owning or being in charge of same shall take, ride, drive, lead or permit any horses, mules, ponies, donkeys, cattle, sheep, goats, swine or similar livestock upon any of the sidewalks within the corporate limits of the City of Norris, except to cross driveways. (1972 Code, § 12-103)

16-105. Outdoor advertising on public ways and places.

(1) Definitions. When used in this section:

(a) "Outdoor Advertising" means any outdoor sign, display, device, bulletin, figure, painting, drawing, message, placard, poster, billboard or any other thing which is used to advertise or inform.

(b) "Erect" means to construct, build, raise, assemble, place, affix, attach, create or establish.

(c) "Person" means and includes, an individual, a partnership, an association, a corporation or other entity.

(2) Except as otherwise provided herein, it shall be unlawful for any person to erect outdoor advertising or structures on streets and other public ways and places.

(3) The following are exempt from the provisions of this section:

(a) Signs or markers identifying the location or depth of underground public utilities.

(b) Official public owned traffic control and informational signs.

(c) Temporary signs and/or structures erected by nonprofit organizations for special events such as Fourth of July celebrations, Christmas decorations, etc. Exemptions provided under this category must have the prior written approval from the city manager certifying that the planned temporary sign will not interfere with traffic and pedestrian safety and maintenance of the public property.

(d) Signs not in compliance with such restrictions as are imposed by the Zoning Ordinance of the City of Norris but for which permission for variance or special exception has been made by the Board of Zoning Appeals.

(e) Temporary signs providing direction to real estate which is open for showing and has a sales representative on the site may be erected on weekends and holidays so long as the sales representative is on the property. Such signs may not exceed two square feet in size and shall not interfere with traffic and pedestrian safety.

(f) Signs pertaining to the sale, lease, rental, or use of a lot or building, which meet the zoning ordinance requirements, and which due to terrain or vegetation are not visible to the public. Such signs must have the prior permission of the city manager to be erected on the nearest abutting public property. (1972 Code, § 12-104)