



CODE OF THE VILLAGE OF ANGOLA

Chapter 193 STREETS AND PUBLIC PLACES

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[HISTORY: Adopted by the Board of Trustees of the Village of Angola as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Alcoholic beverages – See Ch. 50.
Open burning – See Ch. 74
Curfew – See Ch. 83.
Excavations – See Ch. 91.
Fireworks – See Ch. 104.
Littering – See. Ch. 135.
Loitering – See Ch. 141.
Noise – See Ch. 150.
Notification of defects – See Ch. 153.

Parking and drainage. – See Ch. 158.
Peddling and soliciting – See Ch. 163.
Property Maintenance – See Ch. 168.
Public works standards – See Ch. 171.
Subdivision of land – See Ch. 198.
Abandoned vehicles – See Ch. 224.
Vehicles and traffic – See Ch. 229.
Water distribution system – See Ch. 240.
Zoning – See Ch. 245.

Article I General Provisions [Adopted as Ch. 44, Art. I, of the 1974 Code]

§ 193-1. Coasting.

No person shall use any of the streets or sidewalks within the Village for coasting or sliding with sleds, skates or similar contrivances, except upon streets and during such hours as may, from time to time, be designated for such purpose by the Board of Trustees of the Village. The hitching of sleds to motor vehicles in the streets of the Village is prohibited.

§ 193-2. Handbills and advertising material.

No person shall throw, or cause to be thrown, deposited, scattered, left or distributed, any handbills, advertising or samples within the Village in such a manner that the same may be easily blown into the highways or other public places in the Village.

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§ 193-3. Penalties for offenses.

Any person violating any provision of this article shall be punished as provided in § 1-3 of this Municipal Code.

Article II

Excavation Permits

[Adopted 10-4-1976 by L.L. No. 6-1976 (Ch. 44, Arts II through IV, of the 1974 Code)]

§ 193-4. Purpose.

The purpose of this article is to provide for permits for excavations in the Village of Angola which affect Village property, Village rights-of-way, or Village easements.

§ 193-5. Duties of Village Clerk.

The Village Clerk shall issue all appropriate permits for the excavation of lands within the Village of Angola which affect Village property, Village easements or Village rights-of-way, upon written approval by the Village Engineer.

§ 193-6. Duties of Village Engineer.

The Village Engineer shall receive applications and recommend to the Village Clerk the issuance of permits for the excavation of lands within the Village of Angola, which excavations will or may affect Village property, Village easements, or Village rights-of-way. He shall be responsible for making periodic visits to the excavation site to familiarize himself with the progress and quality of the excavation and to determine in general if the excavation is proceeding in accordance with the permit application.

§ 193-7. Application requirements.

All applications shall contain such information as shall be required from time to time by such rules and regulations promulgated through resolution of the Village Board.

§ 193-8. Bond.

Prior to action by the Village Engineer and Village Clerk, the applicant shall be required to file with the Village Clerk a performance bond in an amount estimated by the Village Engineer to secure to the Village the satisfactory repair of portions of the Village property and/or Village easements or Village rights-of-way which could be damaged by the said

excavation. A period of one year, or such period as the Village Engineer may determine appropriate, shall be specified by the Village Engineer and expressed in the bond. Such performance bond shall comply with the requirements of the Village Law and shall be satisfactory to the Village Board as to form, sufficiency, and manner of execution. The bond shall be retained for a period of one year after the date of completion of the anticipated excavation to assure its satisfactory condition.

§ 193-9. Notice; failure to comply.

In the event that said excavation is considered by the Village Engineer to jeopardize or endanger Village water lines, water sewers, sidewalks, streets or other property, the Village Engineer shall cause a notice to be served upon the owner of the property benefited, the contractor and/or his agent or employee to cease and desist from further work until certain work complies with the Village of Angola Municipal Code and rules and regulations promulgated by the Village Board pursuant to this article. Any person who refuses or fails to comply with said order shall be deemed to be in violation of this article.

§ 193-10. Action by Village; assessment of costs.

If, upon such excavation, the Village property must be repaired or replaced, the Village may do the necessary work involved, and the cost and all expenses in connection with the proceedings shall be assessed against the property benefited by the work in question.

§ 193-11. Penalties for offenses.¹

Each violation of any provision of this article shall constitute a violation pursuant to the Penal Law. Any person violating any provision of this chapter shall be subject to a fine or penalty not to exceed \$250 or imprisonment for not to exceed 15 days, or both. Each day that a violation shall continue to exist shall be deemed a separate violation.

Article III

Obstructing Sidewalks

[Adopted 5/21/2001 by L.L. No. 4-2001]

§ 193-12. Obstruction prohibited; exceptions.

No person shall block, obstruct and/or deposit any item or material upon a sidewalk within the Village of Angola, which hinders or interferes with the use of the sidewalk for pedestrian traffic purposes, except pursuant to a permit issued by the Village Board of Trustees as provided herein.

1. Editor's Note: Amended at the time of adoption of Code (see Ch. 1, General Provisions, Art. III).

§ 193-13. Permit application.

Any person desiring to block, obstruct or deposit items or materials upon the sidewalk in violation of this article shall make an application to the Village Clerk / Treasurer on a form provided by the Clerk/Treasurer. Said application shall specify the name and address of the applicant, the specific sidewalk area to be obstructed, the specific purpose for such obstruction, and the period during which the sidewalk is to be obstructed.

§ 193-14. Permit procedure.²

Upon the filing of the application with the appropriate fee, the Clerk/Treasurer shall schedule a hearing and provide the DPW Foreman a copy of said application for report to the Board of Trustees as to any safety issues resulting from such activity.

§ 193-15. Approval or denial of permit.

- A. Upon the finding, after hearing, by the Village Board of Trustees that the proposed request is for a legitimate purpose and is not of a length of time or to an extent or manner to cause an unreasonable interference with the use of the sidewalk for pedestrian traffic purposes, the Village Board of Trustees shall grant the permit, with or without conditions, and direct the Village Clerk/Treasurer to issue the same.
- B. In the event that the Village Board, after hearing, does not make one or more of the above findings, the Village Board shall deny the permit and direct the Village Clerk/Treasurer to advise the applicant of such a denial.

§ 193-16. Fees.³

The fee for filing an application shall be \$25.

2. Editor's Note: Amended at the time of adoption of Code (see Ch. 1, General Provisions, Art. III).
3. Editor's Note: Amended at the time of adoption of Code (see Ch. 1, General Provisions, Art. III).