

Title 12

Streets and Sidewalks

Chapter 12.08 Excavations and Obstructions

- 12.08.010 Permit required for excavation
- 12.08.020 Permit required for obstruction
- 12.08.030 Applications for permits
- 12.08.040 Other obstructions prohibited

Chapter 12.16 Street Names

- 12.16.010 Map generally
- 12.16.020 Annexation and subdivision maps
- 12.16.030 Street addresses

Chapter 12.20 Curbs and Sidewalks

- 12.20.010 Construction or use; permit required
- 12.20.020 Construction; conformance to permit specifications
- 12.20.030 Decrease of existing curb cuts
- 12.20.040 Repair required
- 12.20.050 Notice of repair; collection of costs
- 12.20.060 Removal of snow and ice
- 12.20.062 Removal of dirt and debris from sidewalks
- 12.20.065 Removal; notice by Town; assessment
- 12.20.070 Acts prohibited on sidewalks

Chapter 12.08

Excavations and Obstructions

12.08.010 Permit required for excavation.

It is unlawful for any person, other than an officer or employee of the Town in the course of his or her employment, to make or cause or permit to be made any excavation or opening in or under the surface of any street, alley, sidewalk or other public place, without first obtaining a permit therefor, or to make any such excavation in any manner which does not comply with the permit issued therefor. (Prior code §15.2)

12.08.020 Permit required for obstruction.

It is unlawful for any person, other than an officer or employee of the Town in the course of his or her employment, to obstruct any street or sidewalk without first obtaining a written permit therefor. (Prior code §15.3)

12.08.030 Applications for permits.

Any person desiring a permit to excavate in or obstruct any street, alley or sidewalk area shall make application to the Town stating in such application the purpose for the excavation or obstruction, its size and the limit of time for which the permit is requested. No such permit shall be issued until an application fee has been paid. (Prior code §15.4; Ord. 311 §1; Ord. 23-86 §1(D)(part), 1986; Ord. 15-97, 1997)

12.08.040 Other obstructions prohibited.

Except by permit issued as set forth in Section 12.08.020, no person shall in any manner obstruct any street, alley or sidewalk within the

Town in any manner whatsoever, but shall at all times keep such streets, alleys and sidewalks free for the passage of vehicular and foot travel. The installation of or projection of any signs, posts, merchandise, merchandise display racks, merchandising machines, trash containers, scales or any other object on, across or above any such street, sidewalk or alley, which in any manner obstructs the same for its normal use, is prohibited, except such supports as are now in existence for the support of buildings already erected. If and when such buildings are remodeled or materially altered, such obstructions shall be removed and no longer maintained, and once removed shall not be replaced. Nothing in this Section shall be deemed to prohibit the display and sale of merchandise and services upon the streets, alleys and sidewalks of the Town during such times, and upon such conditions, as the Board of Trustees may provide. (Prior code §15.5; Ord. 14-79 §1, 1979; Ord. 15-97, 1997)

Chapter 12.16

Street Names

12.16.010 Map generally.

For the purpose of establishing accurate and uniform names for all streets and addresses for properties located adjacent within the Town, all streets shall be known and designated by the names shown upon the map made a part of this Chapter, and the addresses of all properties adjacent to said streets shall be as designated upon said map, which map shall be known as the "Street and Address Map of the Town of Estes Park, Colorado." Said map and all street names and addresses shown thereon are made a part of this Chapter. (Ord. 238 §1; Ord. 6-77 §1, 1977)

12.16.020 Annexation and subdivision maps.

All annexation maps when the territory included therein is annexed to the Town, and all subdivision maps or plats when approved by the Board of Trustees, shall become and be a part of the Street Map. (Ord. 238 §5; Ord. 334 §1(part); Ord. 15-97, 1997)

12.16.030 Street addresses.

All individual properties within the Town shall be designated with a street address. The location, size and materials necessary for the posting of the street address on the property shall be as provided in the Uniform Building Code with regard to new structures. All property not in compliance with this Section shall be brought into compliance on or before December 31, 1997. (Ord. 3-97 §1, 1997)

Chapter 12.20

Curbs and Sidewalks

12.20.010 Construction or use; permit required.

No sidewalk or curb shall be constructed or reconstructed, and no openings, driveways or cuts of any kind shall be made or enlarged in any curb without first obtaining a permit from the Town. Every permit for openings, driveways or cuts in any curb shall specify the width and location of such openings, driveways or cuts. A fee shall be charged for each permit issued for curb and gutter cuts on a sidewalk. (Prior code §15.7; Ord. 7-75 §1, 1975; Ord. 8-79 §1, 1979; Ord. 20-79 §1, 1979; Ord. 6-81 §1, 1981; Ord. 23-86 §1(D)(part), 1986; Ord. 15-97, 1997)

12.20.020 Construction; conformance to permit specifications.

All sidewalks and curbs shall be constructed on a grade, line location and with materials established by the Town and specified in the permit. (Prior code §15.8; Ord. 311 §2; Ord. 4-76 §1, 1976; Ord. 20-79 §2, 1979; Ord. 6-84 §1, 1984; Ord. 15-97, 1997)

12.20.030 Decrease of existing curb cuts.

The Board of Trustees may by resolution determine that any existing driveways or passageways, where they enter the street line, are so large or of such a nature that they interfere with the proper use of the street, and may order such driveway or passageway to be removed, altered or decreased in size where it enters the street line and, require the property owner to install curbing as may be necessary to comply with the Board's resolution. A copy of such resolution shall be served upon the property owner by certified mail, addressed to the property owner at his or her last known address. If the property owner fails to comply with the resolution within thirty (30) days after the mailing of the resolution, the Town shall proceed with the necessary work and construction to conform with the terms of the resolution. The cost shall be a charge against the property and the Town shall certify the assessment to the County Treasurer for extension of the assessment upon his or her tax roll for the collection of the assessment in the same manner as other taxes assessed upon the property. (Prior code §15.9; Ord. 15-97, 1997)

12.20.040 Repair required.

All sidewalks, curbs and gutters shall be maintained with an even surface in good repair and in conformity with the established grade of the streets along which they are constructed. (Prior code §15.12)

12.20.050 Notice of repair; collection of costs.

(a) Whenever the Board of Trustees, by resolution, determines that the construction of any sidewalk, curb or curb and gutter, or repair is necessary for the public safety, it shall be the duty of the owner of the property adjacent to or upon which the improvement is to be constructed or repaired to construct or repair the same in accordance with the specifications of the resolution. Upon the passage of such a resolution, a notice in writing shall be served upon the owner or agent in charge of such premises to construct or repair such sidewalk, curb or curb and gutter within thirty (30) days after the receipt of the notice. The notice shall be served upon the owner or agent in charge of the premises if found within the Town, and if not, the notice may be served by certified United States mail, return receipt requested, addressed to such owner at his or her last known address; or in lieu of service by mail, the notice may be served by publication in two (2) issues of some daily or weekly newspaper published in the Town.

(b) If such owner or agent in charge of any premises shall fail to construct or repair any sidewalk, curb or curb and gutter as required in any notice and within the time specified in such notice, then the work of constructing or repairing such sidewalk or curb shall be done by the Town or by contract with some private contractor. When such work is completed, the cost shall be assessed against the adjacent property, and the Town shall make demand upon the owners of the adjacent or abutting property in the same manner as provided for the service of notice, and if the assessment is not paid within thirty (30) days after the service of the demand,

the Town shall certify the assessment to the County Treasurer for extension of the assessment upon his or her tax roll for the collection of the assessment in the same manner as other taxes assessed upon the property. (Prior code §15.12-1; Ord. 15-97, 1997)

12.20.060 Removal of snow and ice.

It is unlawful for any owner, tenant, lessee, occupant or agent owning or occupying any lot, block or parcel of real property within the Town to allow any snow or ice, or both, to accumulate or remain upon any sidewalk or walkway upon or abutting said property after 12:00 noon of any day unless snow is falling at that time. (Prior code §15.13; Ord. 1-85 §1, 1985; Ord. 15-97, 1997)

12.20.062 Removal of dirt and debris from sidewalks.

It is unlawful for any owner, tenant, lessee, occupant or agent owning or occupying any lot, block or parcel of real property to allow any dirt, debris, litter, trash, mud or waste to accumulate or remain upon any sidewalk upon or abutting said property. (Ord. 15-85 §1, 1985; Ord. 15-97, 1997)

12.20.065 Removal; notice by Town; assessment.

If any person fails to comply with Sections 12.20.060 and 12.20.062, the Town may remove snow and ice, or both, and such dirt, debris, litter, trash, mud or waste. The Town shall have the right to assess the owner or occupant the cost of said removal plus a five-percent additional assessment for

inspection and other incidental costs in connection with said removal. The Town shall bill said assessment to the owner or occupant by posting a notice of said assessment on the property. If said assessment is not paid within fifteen (15) days of the date of the assessment, said assessment may be certified by the Town to the County Treasurer, who shall collect the assessment in the same manner as other taxes are collected. The laws of this State, including the laws for the sale and redemption of property for taxes, shall apply to the collection of said assessment. (Ord. 1-85 §2, 1985; Ord. 15-85 §2, 1985; Ord. 15-97, 1997)

12.20.070 Acts prohibited on sidewalks.

It is unlawful for the owner or occupant of any lot, block or parcel of ground within the Town, or for the agent or servant for such owner or occupant, to place upon, apply to, embed in or impress in any sidewalk along such property any sign, symbol, mark or object, or to permit such acts by other persons. (Prior code §15.14; Ord. 3-71 §1, 1971)