



# CITY OF BANGOR



(TITLE.) **Ordinance,** Amending Chapter VI, Article 9 - Sidewalks

*Be it ordained by the City Council of the City of Bangor, as follows:*

— THAT Chapter VI, Article 9 - SIDEWALKS be amended by the addition of the attached new Section 4.

Sec. 4. Permission to Occupy the Sidewalk or Other Portions of the Right-of-Way. No person shall occupy, block, obstruct, or otherwise use any portion of a city sidewalk, esplanade, or street for the storage of materials, erection of staging, ladders, scaffolding, or other building equipment, including machinery and vehicles, without first obtaining a license from the City Engineer covering the period of said occupancy.

4.1 Licensee to Assume Risk. Any person who acquires a permit for the use of any portion of the sidewalk or street as outlined above shall so occupy said sidewalk or street at his own risk, and shall be responsible for any property damage or bodily injury caused by his operations.

4.2 Pedestrian Safety to be Assured. All operations within a right-of-way shall be conducted in such a manner as to insure the safe passage of pedestrians around the occupied area. Suitable precautions shall be taken, as may be directed by the City Engineer, to protect the public from possible falling objects, and a suitable walkway shall be provided around the area occupied. A pedestrian walkway at least five (5) feet in width shall be maintained at all times and, where such walkway is located within a street, it shall consist of a solid wood platform raised at least four (4) inches above the roadway surface. A suitable handrail shall be provided along both sides of the walkway, and the traffic side of the walkway shall be marked with signs, flags, or lights as may be required. The temporary walkway shall be maintained free of snow or ice at all times.

4.3 Use of Metered Parking Spaces. When the sidewalk occupancy involves the use of metered parking spaces, the licensee shall notify the Chief of Police, who shall remove or cover the meter heads. Said metered parking

spaces shall not be used by the licensee or any other person for the parking of personal vehicles.

- 4.4 Notice of Violation. The licensee shall correct any violation of his use of the right-of-way within eight (8) hours after notice from the City Engineer or his agent. Failure to make such corrections within that time will result in the revoking of said license and the licensee shall be required to vacate the right-of-way immediately. If, because of the extent of his operation, it is impractical or impossible for the licensee to immediately vacate the right-of-way, then said corrections will be made by the city and the cost will be billed to the licensee.
- 4.5 Penalty. Any person, firm, or corporation who shall violate any provision of this Ordinance or fails to comply with any of its requirements may, upon conviction thereof, be punished by a fine of not more than fifty dollars (\$50.00) for each offense. Each day of said violation or non-compliance shall constitute a separate offense. Any person, firm, or corporation so convicted shall not hereafter be granted a permit to occupy the right-of-way without the prior approval of the City Council.

ORDINANCE

(TITLE,) Amending Chap. VI, Art. 9 - Sidewalks

RECEIVED  
Mar. 7, 1968 4:02 P.M.

IN CITY COUNCIL  
March 11, 1968  
Amended from order to ordinance  
and further amended in Sec. 4.4  
"eight (8)"deleted and "twenty-four  
(24)" substituted therefor.  
As amended, passed 1st reading by  
the following yes and no vote:  
Councilors voting yes: Baldacci,  
Barry, Brown, Houston, Hunt, McKay,  
Minsky, Houston. Councilor Ballou  
absent. Tabled.

Introduced and filed by

William M. Houston  
Councilman

This ordinance is correctly engrossed.

John B. ...  
John E. McKay

Committee on  
Engrossed Ordinances.

J. P. ...  
CITY CLERK

IN CITY COUNCIL  
March 25, 1968  
Taken from table, passed 2nd reading  
by the following yes and no vote:  
Councilors voting yes: Baldacci, Ballou,  
Barry, Brown, McKay, Minsky, Porter.  
Councilors absent: Hunt and Houston.

This ordinance having received 2 readings  
on separate dates, being properly certified  
as correctly engrossed, ~~was finally~~-PASSED  
A third and final reading by the following  
yes and no vote: Councilors voting yes:  
Baldacci, Ballou, Barry, Brown, McKay,  
Minsky, Porter. Councilors absent: Hunt  
and Houston.

J. P. ...  
CITY CLERK

Introduced by Councilor Houston, March 11, 1968



# CITY OF BANGOR

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(TITLE.) **Order,** Amending Chapter VI, Article 9 -- Sidewalks

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*By the City Council of the City of Bangor:*

**ORDERED,**

THAT WHEREAS, insufficient control exists over the occupancy of sidewalks and other areas of public rights-of-way by individuals performing work on abutting buildings, now therefore, be it

ORDERED that CHAPTER VI ARTICLE 9 - SIDEWALKS of the Laws & Ordinances of the City of Bangor is amended by the addition of the attached new Section 4.