

# Ridgway Municipal Code

## CHAPTER 14

### SECTION 3

#### Private Use of Public Property

##### Subsections:

- 14-3-1 Use Of Public Property For Private Purpose.
- 14-3-2 Obstruction Of Rights Of Way.
- 14-3-3 Permits.

##### **14-3-1 USE OF PUBLIC PROPERTY FOR PRIVATE PURPOSE.**

It shall be unlawful for any person to use public property or rights of way including, but not limited to that portion of any street right of way outside of the roadway, for private purposes except as permitted by ordinance, franchise, public right, lease, Council permits, or otherwise in accordance with law.

##### **14-3-2 OBSTRUCTION OF RIGHTS OF WAY.**

(A) It shall be unlawful for any person to obstruct or to construct any fence or other improvement, to place anything upon, or to plant any hedge, shrubs, trees or other plantings upon any public property, including streets, sidewalks and any part of a street right of way not being used to traffic that would impede or obstruct normal pedestrian traffic or vehicular traffic or would create a traffic hazard by sight barrier to or from motor vehicles, bicyclists, pedestrians or would create any other safety hazard.

(B) If the limitations of Subsection (A) above are met along with any other applicable requirements of Town ordinances and regulations, the party in lawful possession of property abutting those parts of street rights of way which are not being used for vehicular or pedestrian traffic, or other public use, may landscape and maintain such portions of the street right of way. Any structures must be approved by the Town Council, in advance.

(C) No person using public street right of way or other property for any purpose allowed under this Section shall acquire any vested right or interest in any part of such public property by virtue of any such use or the installation and maintenance of improvements or landscaping upon it, and shall, upon the demand of the Town, remove any improvements, landscaping or other property from the public property affected.

(D) Any person using or maintaining public property as allowed by this Section shall do so in a careful and prudent manner and shall be responsible for any damages caused by their negligent acts or failure to act.

##### **14-3-3 PERMITS.**

The Town Council may grant a special permit for the temporary use or occupation of a street, alley or other public property for civic events, parades, special sales, or other events of a public or quasi-public nature. Any such permit may be revoked by the Council at any time.

