

CHAPTER 907
Placement of Structures and Objects Within Public Right of Way

907.01 Prohibitions.

907.02 Exemptions.

907.03 Violation; removal.

907.99 Penalty.

CROSS REFERENCES

Placing obstructions in streets - see TRAF. [311.01](#)

Sidewalk obstructions - see GEN. OFF. [521.04](#)

907.01 PROHIBITIONS.

(a) No person shall place, maintain or erect any structure or object within the public right of way in those areas of the City that do not have sidewalks and curbs.

(b) No person shall place, maintain or erect any structure or object on the sidewalk or within that part of the public right of way between the curb and the sidewalk.

(Ord. 2011-0-1895. Passed 6-27-11.)

907.02 EXEMPTIONS.

(a) Mailboxes, flag poles, trees and other vegetation and decorative objects of five (5) feet or less in height in compliance with Chapter [915](#) are exempt from Section 907.01.

(b) Structures or objects authorized by City, State or Federal law are exempt from Section [907.01](#).
(Ord. 82-0-77. Passed 8-2-82.)

907.03 VIOLATION; REMOVAL.

(a) When any structure or object is found in violation of Section [907.01](#), the Director of Public Safety and Service, or his designee, shall notify the owner or occupant who resides directly adjacent to such structure of such violation. Such notice shall also state that if this violation is cured within ten (10) days no further action shall be taken. If such structure or object remains in place after such ten (10) days, the Director or his designee, shall cause such object or structure to be removed.

(b) When any structure or object is found in violation of Section [907.01](#) and such structure or object is a clear and present danger to the health, safety and welfare of the public, the Director or his designee, is authorized to immediately remove such object or structure until claimed by its rightful owner or disposed of according to law.

(Ord. 82-0-77. Passed 8-2-82.)

907.99 PENALTY.

Whoever violates any provision of Section [907.01](#) is guilty of maintaining an illegal structure or object and shall be guilty of a minor misdemeanor.

(Ord. 2011-0-1895. Passed 6-27-11.)

521.04 SIDEWALK OBSTRUCTIONS.

(a) No person shall obstruct or impede the flow of pedestrian traffic on any pedestrian walkway.

(b) Whoever violates this section is guilty of obstructing a pedestrian walkway, a minor misdemeanor.
(Ord. 81-0-35. Passed 11-2-81.)

CHAPTER 311
Street Obstructions and Special Uses

311.01 Placing injurious material or obstruction in street.

CROSS REFERENCES

See sectional history for similar State law

Power to regulate processions or assemblages - see Ohio R.C. 4511.07(C)

Dropping, sifting and leaking loads - see TRAF. [339.08](#)

311.01 PLACING INJURIOUS MATERIAL OR OBSTRUCTION IN STREET.

(a) No person shall place or knowingly drop upon any part of a street, highway or alley any tacks, bottles, wire, glass, nails or other articles which may damage or injure any person, vehicle or animal traveling along or upon such street, except such substances that may be placed upon the roadway by proper authority for the repair or construction thereof.

(b) Any person who drops or permits to be dropped or thrown upon any street any noxious, destructive or injurious material shall immediately remove the same.

(c) Any person authorized to remove a wrecked or damaged vehicle from a street shall remove any glass or other injurious substance dropped upon the street from such vehicle.

(d) No person shall place any obstruction in or upon a street without proper authority.

(e) No person, with intent to cause physical harm to a person or vehicle, shall place or knowingly drop upon any part of a highway, lane, road, street or alley any tacks, bottles, wire, glass, nails or other articles which may damage or injure any person, vehicle or animal traveling along or upon such highway, except such substances that may be placed upon the roadway by proper authority for the repair or construction thereof.

(f) (1) Except as otherwise provided in this subsection, whoever violates any provision of subsections (a) to (d) of this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates any provision of subsections (a) to (d) of this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates any provision of subsections (a) to (d) of this section is guilty of a misdemeanor of the third degree.

(2) Whoever violates subsection (e) of this section is guilty of a misdemeanor of the first degree. (ORC 4511.74)