

Chapter 13.08

STREETS, ALLEYS AND SIDEWALKS

Sections:

- 13.08.010 Official street and alley acceptance and maintenance map—Adoption.**
- A. There is created and established an official street and alley acceptance and maintenance map for the metropolitan government, which map is composed of a series of atlas sheets base maps showing thereon, by words, lines or symbols, the dedicated streets and alleys which are accepted for maintenance or abandoned for public maintenance by the metropolitan government. Such map, on file in the office of the department of public works, is considered as being attached hereto and made a part hereof as though copied herein. The official street and alley acceptance and maintenance map herein established may be amended from time to time by ordinance of the metropolitan council setting out additions, deletions or any other amendments to such maps.
- B. The official street and alley acceptance and maintenance map shall be maintained in the office of the department of public works. The director of public works is authorized to note thereon any amendatory ordinance enacted by the metropolitan council.
- C. Any person, other than an official or employee of the metropolitan government acting in their official capacity, making an application or request for an amendment to the official street and alley acceptance and
- 13.08.015 Official street and alley acceptance and maintenance map—Adoption.**
- 13.08.015 Street name changes—Procedure.**
- 13.08.020 Naming of private streets and roads.**
- 13.08.030 Private installations in, on, over or under public way—Regulations.**
- 13.08.040 Offering merchandise for sale on or near public property prohibited—Exceptions.**
- 13.08.050 Obstructing visibility at intersections, driveways or rights-of-way.**
- 13.08.060 Street cleaning—Restricted hours of operation—Exceptions.**
- 13.08.070 Transport of hazardous materials on public streets prohibited—Penalty.**
- 13.08.010 Official street and alley acceptance and maintenance map—Adoption.**

maintenance map shall, in addition to filing the appropriate application or request with the department of public works, pay to the metropolitan government a fee of one hundred dollars to cover the cost of processing such application or request. (Ord. 93-505 § 1, 1993; prior code § 38-1-1)

13.08.015 Street name changes—Procedure.

The following procedures and requirements shall apply to all street name changes proposed after the effective date of the ordinance codified in this section:

A. Before voting on an ordinance proposing a street name change, the metropolitan council shall forward the ordinance to the metropolitan planning commission and the emergency communications district board for its consideration. If the ordinance proposes to change a street name to that of a particular individual, the ordinance must be accompanied by a biographical sketch of that individual.

B. Upon being filed with the metropolitan clerk, an ordinance proposing a street name change shall also be forwarded to the metropolitan historical commission for review as to whether there is any historical significance associated with the existing street name. The historical commission shall provide a written report to the metropolitan council at least one week prior to the consideration of the ordinance on third reading stating the historical significance, if any, associated with the street name.

C. Within ten days of receipt of the proposed ordinance, the planning commission shall notify all property owners on the street of the proposed name change, and shall indicate a period of time during which property owners may provide written comments in support of or in opposition to the proposed name change.

D. After consideration of the petition, the planning commission and emergency communications district board will provide the council with a recommendation approving or disapproving the proposed change, and shall also forward all property owners' responses to the council for its consideration at least one week prior to the third reading of the ordinance proposing the street name change.

E. In considering a petition for a proposed street name change, the council shall take into consideration the recommendation of the planning commission and emergency communications district board. Further, the council shall only approve street name changes which meet the following requirements:

1. There will be no honorary street signs;
2. No street shall be named for a living person;
3. Name changes must extend the entire length of a street;

4. There shall be no name changes for the purpose of promoting a private business. (Ord. BL2010-789 § 1, 2010; Ord. BL2007-1309 § 1, 2007; Amdt. 2 to Ord. 93-638, 5/18/93; Amdt. 1 to Ord. 93-638, 5/18/93; Ord. 93-638 § 2, 1993)

13.08.020 Naming of private streets and roads.

A. The metropolitan county council deems that it may be necessary to name private streets and roads in order to provide better public services, particularly emergency services, to the residents of the Metropolitan Nashville area.

B. The term "private streets and roads" is defined as including any street, road or lane which has not been accepted by the metropolitan government for maintenance, whether or not it is within a public right-of-way, but shall exclude private driveways. Private roads may be named by the metropolitan county council and marked as such by the metropolitan government.

C. Any such naming shall be referred to the metropolitan planning commission for review and recommendation. (Prior code § 38-1-3)

13.08.030 Private installations in, on, over or under public way—Regulations.

A. No person, firm or entity shall construct, install, operate and/or maintain an encroachment in, on, over, or under any street, road, alley, sidewalk or other public way except when permitted by the metropolitan government. Unless specifically permitted under other sections of this code, the metropolitan county council may by ordinance grant encroachments, permits or privileges to construct, install, operate and/or maintain an encroachment in, on, over, or under any street, road, alley, sidewalk or other public way.

B. Any person, firm or entity requesting an encroachment, permit or privilege as provided herein shall pay to the metropolitan government a fee in the amount of one hundred dollars upon making such request.

C. The manner of constructing, installing, operating and maintaining such encroachment shall be subject to the requirements, direction and approval of the director of public works and further the person, firm or entity requesting such encroachment, permit or privilege shall provide a liability insurance policy in such amount as directed by the metropolitan attorney and in the form as approved by the metropolitan attorney, to save the metropolitan government harmless from all claims for damages that may result to persons or property by reason of construction, operation or maintenance of such installation of any encroachment. (Ord. 2002-983 § 1, 2002; prior code § 38-1-2)

13.08.040 Offering merchandise for sale on or near public property prohibited—Exceptions.

A. No person shall stop, stand or park any wagon, pushcart, automobile, truck or other vehicle, or erect any temporary stands, signs or otherwise, upon or within any public property of the metropolitan government for the purpose of selling or offering for sale any goods, food, wares, merchandise or products of any kind, nor shall any person sell or offer for sale, upon or within any public property of the metropolitan government, any goods, food, wares, merchandise or products of any kind. The prohibitions contained in this subsection shall not affect or apply to any agreement with, or the written approval of, the respective department, board, agency, officer or other person having control or custody of that particular property.

B. 1. It is unlawful for any person to obstruct any public way, including alleys, roadways, sidewalks and streets as defined by Sections 12.04.010, 12.04.315, 12.04.335, and 12.04.375 of the Metropolitan Code, except as authorized by law. This subsection shall not apply to:

a. Any street vendor operating with a proper license or permit issued by the county clerk under subsections (B)(3) and (4) of this section that satisfies this section;

b. Vendors exclusively engaged in the sale of newspapers, magazines, periodicals or other such written items provided that the requirements for clearance at intersections set forth at Section 13.12.190 are satisfied and who do not utilize a cart, wagon, or any other mobile device or vehicle to sell such written materials;

c. Solicitation of donations by a nonprofit organization or the sale of merchandise by a nonprofit organization which constitutes, carries or makes a religious, political, educational, philosophical or ideological message or statement related to the purpose of the nonprofit organization;

d. Produce sellers licensed pursuant to the provisions of Chapter 6.104;

e. Persons to whom a privilege has been extended under the provisions of Section 13.36.020 allowing them to come upon or take any position upon the area of the curb market or the auxiliary curb market.

f. In conjunction with, and as part of, an organized program of conventions, professional meetings, seminars and other similar events, any individual distributing free samples of goods from his or her person or vendors, merchants, exhibitors and salesmen who exhibit, demonstrate or solicit orders for goods at any such event.