# *ARTICLE III. SHRUBS AND OTHER VEGETATION AT INTERSECTIONS*

## Sec. 98-111. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Street gutter flow line* means the street gutter flow line of the curb adjacent to and bordering upon each restricted area described in this article. If there is no such curb, the height restrictions set forth in this article shall be based upon the actual level of the paved or used portion of the public street adjacent to and bordering upon each such restricted area.

(Code 1968, § 22-60)

Cross reference(s)—Definitions generally, § 1-2.

## Sec. 98-112. Authority of city to remove vegetation.

In addition to any penalty which may be imposed for the violation of this article, the city shall be entitled to enter upon and remove from the triangular corner areas described in this article any of the growths prohibited by this article. Such entry and removal shall be without liability to the owners thereof.

(Code 1968, § 22-61)

## Sec. 98-113. Restricted areas—Sight obstructions at intersections.

(a) It shall be unlawful for any person to place or maintain, or cause or allow to be placed or maintained, any plant, tree, fence, object or vehicle having a height greater than three feet above the level of the center of the nearest abutting street on or in that portion of any corner lot in the city, which portion is included in a triangle on the street corner of the lot formed by a diagonal line intersecting the curblines, at points 30 feet from the street corner intersection of the curblines.

(b) It shall be unlawful for any person to place or maintain, or cause or allow to be placed or maintained, any plant, tree, fence, object, or vehicle in such a position on a corner lot, landscape reserve or any property abutting a roadway in the city that a driver of a vehicle on a street at an arterial intersection does not have a minimum sight distance of 350 feet down the arterial street at a corner. It shall also be unlawful for any person to place or maintain, or cause or allow to be maintained, any plant, trees, fence, object or vehicle in such a position on a corner lot, landscape reserve or any property abutting a roadway in the city that a driver of a vehicle on a street at a nonarterial intersection does not have a minimum sight distance of 200 feet down the intersecting streets at a corner. The above minimum sight distance shall be measured from the position of a driver's eye (a height of 3.75 feet from the street surface at a normal stopping point when viewing an object four feet high in either direction down the intersecting street or streets at a corner). A normal stopping point shall be a position ten feet from an intersection, 15 feet if on the approach to an arterial street, measured from the edge of the intersection.

(c) The conditions of both subsections (a) and (b) of this section must be met for a corner lot to be in compliance with this section.

(d) The provisions of subsection (b) of this section must be met for a lot on the corner of an alley and a street to be in compliance with this section.

(e) The provisions of subsection (b) of this section must be met for a private driveway to be in compliance with this section.

(Code 1968, § 22-62; Ord. No. 2003-18, § 2, 4-22-2003)

## Sec. 98-114. Maximum height.

No person shall plant, grow or maintain in any restricted area described in this article any plant, hedge, shrub or other growth, except trees, at a height greater than three feet from the street gutter flow line.

(Code 1968, § 22-63)

## Sec. 98-115. Minimum clearance of trees.

Any trees planted, grown and maintained in any restricted area described in this article shall not have branches or foliage extending from the trunk thereof at a height lower than 15 feet from the street gutter flow line.

(Code 1968, § 22-64)