

**CODE OF ORDINANCES**

**City of**

**MUNCIE, INDIANA**

**Looseleaf Supplement**

This Supplement contains all ordinances deemed advisable to be included at this time through:

**Ordinance No. 14-15, enacted August 3, 2015.**

See the References to Ordinances for further information.

*Remove Old Pages*

xxi, xxii  
Checklist of up-to-date pages  
  
SH:1  
VII:99, VII:100  
VII:225, VII:226  
IX:33, IX:34  
IX:39—IX:44  
IX:65—IX:67  
CCT:21—CCT:23  
CDi:25, CDi:26

*Insert New Pages*

xxi, xxii  
Checklist of up-to-date pages  
(following Table of Contents)  
SH:1  
VII:99, VII:100  
VII:225, VII:226  
IX:33, IX:34  
IX:39—IX:44.3  
IX:65—IX:67  
CCT:21—CCT:23  
CDi:25—CDi:26.1

Insert and maintain this instruction sheet in front of this publication. File removed pages for reference.



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TABLE OF CONTENTS—Cont'd.

Div. 6. Passenger Restraint Systems . . . . .	VII:43
Div. 7. Passenger Restraint Systems for Children . . . . .	VII:44
Ch. 73. Pedestrians . . . . .	VII:47
Ch. 74. Bicycles and Motorcycles . . . . .	VII:49
Div. 1. Bicycles . . . . .	VII:49
Div. 2. Motorcycles . . . . .	VII:53
Ch. 75. Equipment . . . . .	VII:55
Div. 1. General . . . . .	VII:55
Div. 2. Lights and Reflectors . . . . .	VII:60
Ch. 76. Abandoned Vehicles . . . . .	VII:73
Ch. 77. Parking Regulations . . . . .	VII:75
Div. 1. General . . . . .	VII:75
Div. 2. Snow Emergency . . . . .	VII:83
Div. 3. Business District (Loop) . . . . .	VII:86
Ch. 78. Commercial Vehicles . . . . .	VII:89
Ch. 79. Traffic Administration; Enforcement . . . . .	VII:93
Div. 1. Traffic Administration . . . . .	VII:93
Div. 2. Enforcement . . . . .	VII:96
Ch. 80. Traffic Schedules . . . . .	VII:99
Ch. 81. Mopeds and Pocket Bikes . . . . .	VII:237
IX. General Regulations . . . . .	IX:1
Ch. 90. Animals . . . . .	IX:3
Ch. 91. Fire Prevention . . . . .	IX:11
Div. 1. Fire Prevention Code . . . . .	IX:11
Div. 2. Miscellaneous Fire Regulations . . . . .	IX:13
Div. 3. Smoke Detectors . . . . .	IX:15
Ch. 92. Minors . . . . .	IX:19
Div. 1. Curfew Regulations . . . . .	IX:19
Div. 2. Restrictions . . . . .	IX:20
Ch. 93. Beech Grove Cemetery . . . . .	IX:21
Div. 1. Regulations . . . . .	IX:21
Div. 2. Board of Trustees . . . . .	IX:22
Div. 3. Superintendent . . . . .	IX:26
Ch. 94. Pollution of Air; Smoke . . . . .	IX:27
Ch. 95. Parks and Recreation . . . . .	IX:29
Ch. 96. Streets and Sidewalks . . . . .	IX:33
Div. 1. In General . . . . .	IX:34
Div. 2. Obstructions . . . . .	IX:34
Div. 3. Benches at Bus Stops . . . . .	IX:36
Div. 4. Sidewalks . . . . .	IX:38
Div. 5. Regulation of Activities Within Public Rights-of-Way . . . . .	IX:39
Div. 6. Official Thoroughfare Plan . . . . .	IX:44.2
Div. 7. Access Control . . . . .	IX:45
Div. 8. Bus Shelters . . . . .	IX:46
Ch. 97. Tree Ordinance . . . . .	IX:49
Ch. 98. Nuisances . . . . .	IX:55
Div. 1. Weeds and Rank Vegetation . . . . .	IX:55
Div. 2. Dwellings, Structures, Excavations . . . . .	IX:57

MUNCIE CODE

Ch. 99. Sale of City-Owned Property . . . . .	IX:63
Div. 1. Personal Property . . . . .	IX:63
Div. 2. Real Property . . . . .	IX:63
Ch. 100. Noise . . . . .	IX:65
Ch. 101. Muncie Area Party Plan . . . . .	IX:69
Ch. 102. Reimbursement for Hazardous Materials Emer- gency Action . . . . .	IX:71
XI. Business Regulations . . . . .	XI:1
Ch. 110. Amusements . . . . .	XI:3
Ch. 111. Budget Service Companies . . . . .	XI:5
Ch. 112. Dance Halls . . . . .	XI:9
Ch. 113. Food-service Establishments . . . . .	XI:11
Ch. 114. Food Markets . . . . .	XI:17
Ch. 115. Pawnbrokers, Junk and Secondhand Dealers .	XI:21
Ch. 116. Solicitors and Transient Merchants . . . . .	XI:25
Div. 1. General Provisions . . . . .	XI:25
Div. 2. Canvassers, Solicitors or Distributors . . . . .	XI:26
Div. 3. Transient Merchants . . . . .	XI:29
Ch. 117. Taxicabs and Buses . . . . .	XI:31
Div. 1. Taxicabs . . . . .	XI:31
Div. 2. Buses . . . . .	XI:34
Ch. 118. Massage Parlors . . . . .	XI:37
Ch. 119. Precious Metals . . . . .	XI:41
Ch. 120. Motor Vehicle Sales . . . . .	XI:45
Ch. 121. Alarm Systems . . . . .	XI:47
XIII. General Offenses . . . . .	XIII:1
Ch. 130. General Offenses . . . . .	XIII:3
Div. 1. Offenses Against Public Safety . . . . .	XIII:3
Div. 2. Offenses Against Peace . . . . .	XIII:4
Div. 3. Offenses Against Health . . . . .	XIII:5
Div. 4. Offenses Against Property . . . . .	XIII:5
Div. 5. Civil Emergency . . . . .	XIII:7
XV. Land Usage . . . . .	XV:1
Ch. 150. Zoning Code . . . . .	XV:3
Div. 1. General Provisions . . . . .	XV:5
Div. 2. General Exceptions . . . . .	XV:13
Div. 3. Zones . . . . .	XV:13
Div. 4. Farming Zone . . . . .	XV:15
Div. 5. R-1 Residence Zone . . . . .	XV:17
Div. 6. R-2 Residence Zone . . . . .	XV:18
Div. 7. R-3 Residence Zone . . . . .	XV:20
Div. 8. R-4 Residence Zone . . . . .	XV:22
Div. 9. R-4a Residence Zone . . . . .	XV:23
Div. 10. R-5 Residence Zone . . . . .	XV:25
Div. 11. R-6 Residence Zone . . . . .	XV:27
Div. 12. BP Business and Professional Office Zone	XV:30
Div. 13. CB Central Business Zone . . . . .	XV:13
Div. 14. BL Limited Business Zone . . . . .	XV:32

## Checklist of Up-to-Date Pages

(This checklist will be updated with the  
printing of each Supplement)

From our experience in publishing Looseleaf Supplements on a page-for-page substitution basis, it has become evident that through usage and supplementation many pages can be inserted and removed in error.

The following listing is included in this Code as a ready guide for the user to determine whether the Code volume properly reflects the latest printing of each page.

In the first column all page numbers are listed in sequence. The second column reflects the latest printing of the pages as they should appear in an up-to-date volume. The letters "OC" indicate the pages have not been reprinted in the Supplement Service and appear as published for the original Code. When a page has been reprinted or printed in the Supplement Service, this column reflects the identification number or Supplement Number printed on the bottom of the page.

In addition to assisting existing holders of the Code, this list may be used in compiling an up-to-date copy from the original Code and subsequent Supplements.

Page No.	Supp. No.	Page No.	Supp. No.
Title page	17	III:9, III:10	OC
iii	OC	III:11, III:12	OC
vii, viii	OC	III:13, III:14	OC
ix, x	OC	III:15, III:16	OC
xi, xii	OC	III:17, III:18	OC
xiii, xiv	OC	III:19, III:20	12
xv, xvi	OC	III:20.1	12
xvii	OC	III:21, III:22	OC
xix, xx	19	III:23, III:24	12
xxi, xxii	20	III:25, III:26	18
xxiii, xxiv	19	III:27, III:28	OC
SH:1	20	III:29, III:30	10
I:1	OC	III:31, III:32	19
I:3, I:4	OC	III:33, III:34	19
I:5	OC	III:35, III:36	19
I:7	OC	III:37, III:38	19
I:9	18	III:38.1	19
III:1	11	III:39, III:40	7
III:3, III:4	OC	III:41, III:42	7
III:5, III:6	OC	III:43,	7
III:7, III:8	11	III:44.1, III:44.2	10

[1]

MUNCIE CODE

<b>Page No.</b>	<b>Supp. No.</b>	<b>Page No.</b>	<b>Supp. No.</b>
III:45, III:46	12	V:49, V:50	13
III:47, III:48	12	V:50.1, V:50.2	15
III:48.1	12	V:50.3, V:50.4	13
III:49, III:50	OC	V:50.5, V:50.6	13
III:51, III:52	OC	V:50.7, V:50.8	13
III:53, III:54	OC	V:50.9, V:50.10	13
III:55	OC	V:51, V:52	1
III:57	OC	VII:1	12
III:59, III:60	OC	VII:3, VII:4	OC
III:61	OC	VII:5, VII:6	OC
III:63, III:64	11	VII:7, VII:8	OC
III:65, III:66	11	VII:9, VII:10	OC
V:1	OC	VII:11, VII:12	6
V:3, V:4	OC	VII:13, VII:14	OC
V:5, V:6	OC	VII:15, VII:16	OC
V:7, V:8	OC	VII:17, VII:18	OC
V:9, V:10	OC	VII:19, VII:20	OC
V:11, V:12	OC	VII:21, VII:22	OC
V:13	OC	VII:23, VII:24	OC
V:15, V:16	OC	VII:25, VII:26	OC
V:17, V:18	OC	VII:27	OC
V:19, V:20	OC	VII:29, VII:30	OC
V:21	OC	VII:31, VII:32	OC
V:23, V:24	13	VII:33, VII:34	OC
V:25, V:26	15	VII:35, VII:36	OC
V:26.1	15	VII:37, VII:38	OC
V:27, V:28	13	VII:39, VII:40	OC
V:29, V:30	15	VII:41, VII:42	OC
V:30.1	15	VII:43, VII:44	OC
V:31, V:32	13	VII:45	OC
V:33, V:34	13	VII:47, VII:48	OC
V:35, V:36	13	VII:49, VII:50	OC
V:37, V:38	13	VII:51, VII:52	OC
V:39, V:40	13	VII:53, VII:54	OC
V:41, V:42	13	VII:55, VII:56	OC
V:43, V:44	13	VII:57, VII:58	OC
V:45, V:46	13	VII:59, VII:60	OC
V:47, V:48	13	VII:61, VII:62	OC

CHECKLIST OF UP-TO-DATE PAGES

<b>Page No.</b>	<b>Supp. No.</b>	<b>Page No.</b>	<b>Supp. No.</b>
VII:63, VII:64	OC	VII:135, VII:136	14
VII:65, VII:66	OC	VII:136.1	14
VII:67, VII:68	12	VII:137, VII:138	OC
VII:69, VII:70	OC	VII:139, VII:140	OC
VII:71	OC	VII:141, VII:142	1
VII:73, VII:74	17	VII:142.1	1
VII:75, VII:76	1	VII:143, VII:144	OC
VII:77, VII:78	OC	VII:145, VII:146	OC
VII:79, VII:80	5	VII:147, VII:148	3
VII:80.1	5	VII:148.1	3
VII:81, VII:82	1	VII:149, VII:150	OC
VII:83, VII:84	19	VII:151, VII:152	OC
VII:84.1	1	VII:153, VII:154	14
VII:85, VII:86	OC	VII:155, VII:156	2
VII:87	5	VII:157, VII:158	16
VII:89, VII:90	OC	VII:158.1	16
VII:91, VII:92	OC	VII:159, VII:160	19
VII:93, VII:94	OC	VII:160.1	19
VII:95, VII:96	19	VII:161, VII:162	14
VII:97	19	VII:163, VII:164	14
VII:99, VII:100	20	VII:165, VII:166	14
VII:103, VII:104	OC	VII:167, VII:168	14
VII:105, VII:106	OC	VII:169, VII:170	14
VII:107, VII:108	OC	VII:171, VII:172	14
VII:109, VII:110	OC	VII:173, VII:174	14
VII:111, VII:112	OC	VII:175, VII:176	9
VII:113, VII:114	1	VII:177, VII:178	OC
VII:115, VII:116	OC	VII:179, VII:180	OC
VII:117, VII:118	OC	VII:181	7
VII:119, VII:120	OC	VII:183, VII:184	OC
VII:121, VII:122	OC	VII:185, VII:186	OC
VII:123, VII:124	OC	VII:187, VII:188	OC
VII:125, VII:126	OC	VII:189	OC
VII:127, VII:128	14	VII:191, VII:192	OC
VII:128.1	14	VII:193, VII:194	1
VII:129, VII:130	OC	VII:195, VII:196	14
VII:131, VII:132	OC	VII:197, VII:198	OC
VII:133, VII:134	OC	VII:199, VII:200	OC

MUNCIE CODE

<b>Page No.</b>	<b>Supp. No.</b>	<b>Page No.</b>	<b>Supp. No.</b>
VII:201, VII:202	14	IX:29, IX:30	15
VII:203	3	IX:31	15
VII:207	OC	IX:33, IX:34	20
VII:209	OC	IX:35, IX:36	OC
VII:211, VII:212	5	IX:37, IX:38	OC
VII:213	6	IX:39, IX:40	20
VII:215, VII:216	OC	IX:41, IX:42	20
VII:217	OC	IX:43, IX:44	20
VII:219, VII:220	3	IX:44.1, IX:44.2	20
VII:221, VII:222	2	IX:44.3	20
VII:223	3	IX:45, IX:46	OC
VII:225, VII:226	20	IX:47, IX:48	OC
VII:227	OC	IX:49, IX:50	12
VII:229	OC	IX:51, IX:52	12
VII:231	OC	IX:53, IX:54	12
VII:233	OC	IX:55, IX:56	18
VII:235, VII:236	1	IX:57, IX:58	18
VII:237, VII:238	12	IX:59, IX:60	OC
VII:239, VII:240	12	IX:61	OC
VII:241, VII:242	12	IX:63	OC
IX:1	9	IX:65, IX:66	20
IX:3, IX:4	16	IX:67	20
IX:5, IX:6	16	IX:69, IX:70	4
IX:7, IX:8	16	IX:71, IX:72	9
IX:9, IX:10	16	XI:1	OC
IX:10.1, IX:10.2	16	XI:3	OC
IX:10.3, IX:10.4	16	IX:5, IX:6	OC
IX:10.5, IX:10.6	16	IX:7	OC
IX:10.7, IX:10.8	16	XI:9, XI:10	OC
IX:11, IX:12	OC	XI:11, XI:12	OC
IX:13, IX:14	OC	XI:13, XI:14	19
IX:15, IX:16	OC	XI:15	19
IX:17	OC	XI:17, XI:18	OC
IX:19, IX:20	4	XI:19, XI:20	OC
IX:21, IX:22	OC	XI:21, XI:22	15
IX:23, IX:24	OC	XI:23, XI:24	15
IX:25, IX:26	OC	XI:25, XI:26	2
IX:27	OC	XI:27, XI:28	2

CHECKLIST OF UP-TO-DATE PAGES

<b>Page No.</b>	<b>Supp. No.</b>	<b>Page No.</b>	<b>Supp. No.</b>
XI:29, XI:30	2	XV:50.1, XV:50.2	13
XI:31, XI:32	12	XV:50.3	13
XI:33, XI:34	12	XV:51, XV:52	OC
XI:37, XI:38	OC	XV:53, XV:54	OC
XI:39, XI:40	OC	XV:55, XV:56	OC
XI:41, XI:42	11	XV:57, XV:58	OC
XI:43	OC	XV:59, XV:60	OC
XI:45	OC	XV:61, XV:62	OC
XI:47, XI:48	12	XV:63, XV:64	OC
XIII:1	OC	XV:65, XV:66	3
XIII:3, XIII:4	OC	XV:67, XV:68	3
XIII:5, XIII:6	OC	XV:69, XV:70	3
XIII:7, XIII:8	OC	XV:70.1, XV:70.2	3
XV:1	4	XV:70.3, XV:70.4	3
XV:3, XV:4	OC	XV:70.5, XV:70.6	3
XV:5, XV:6	3	XV:70.7, XV:70.8	3
XV:7, XV:8	OC	XV:71, XV:72	OC
XV:9, XV:10	OC	XV:73, XV:74	OC
XV:11, XV:12	OC	XV:75, XV:76	OC
XV:13, XV:14	OC	XV:77, XV:78	OC
XV:15, XV:16	OC	XV:79, XV:80	OC
XV:17, XV:18	OC	XV:81, XV:82	OC
XV:19, XV:20	OC	XV:83, XV:84	OC
XV:21, XV:22	OC	XV:85, XV:86	OC
XV:23, XV:24	OC	XV:87, XV:88	OC
XV:25, XV:26	OC	XV:89, XV:90	OC
XV:27, XV:28	OC	XV:91, XV:92	OC
XV:29, XV:30	OC	XV:93, XV:94	OC
XV:31, XV:32	OC	XV:95, XV:96	OC
XV:33, XV:34	OC	XV:97, XV:98	OC
XV:35, XV:36	OC	XV:99, XV:100	OC
XV:37, XV:38	OC	XV:101, XV:102	OC
XV:39, XV:40	OC	XV:103, XV:104	OC
XV:41, XV:42	OC	XV:105, XV:106	OC
XV:43, XV:44	OC	XV:107, XV:108	OC
XV:45, XV:46	3	XV:109, XV:110	10
XV:47, XV:48	3	XV:111, XV:112	11
XV:49, XV:50	3	XV:113, XV:114	11

MUNCIE CODE

<b>Page No.</b>	<b>Supp. No.</b>	<b>Page No.</b>	<b>Supp. No.</b>
XV:115, XV:116	11	XV:186.5, XV:186.6	19
XV:117, XV:118	18	XV:186.7, XV:186.8	19
XV:119, XV:120	18	XV:187, XV:188	18
XV:120.1	18	XV:189	18
XV:121, XV:122	10	XV:191, XV:192	4
XV:123, XV:124	10	XV:193, XV:194	OC
XV:125, XV:126	10	XV:195, XV:196	4
XV:127, XV:128	14	XV:196.1	4
XV:129, XV:130	10	XV:197, XV:198	OC
XV:131, XV:132	10	XV:199, XV:200	OC
XV:133, XV:134	OC	XV:201, XV:202	OC
XV:135, XV:136	OC	XV:203, XV:204	OC
XV:137, XV:138	OC	XV:205, XV:206	OC
XV:139	OC	XV:207	OC
XV:141, XV:142	19	XV:209, XV:210	OC
XV:143, XV:144	19	XV:211, XV:212	4
XV:147, XV:148	OC	XV:213, XV:214	4
XV:149, XV:150	OC	XV:215, XV:216	4
XV:151, XV:152	OC	XV:217, XV:218	4
XV:153, XV:154	OC	XV:219, XV:220	4
XV:155, XV:156	OC	XV:221, XV:222	4
XV:157, XV:158	OC	TSO:1	OC
XV:159, XV:160	OC	TSO:3, TSO:4	OC
XV:161, XV:162	OC	TSO:5, TSO:6	OC
XV:163, XV:164	OC	TSO:25	OC
XV:165	OC	TSO:51, TSO:52	OC
XV:167	OC	TSO:75, TSO:76	OC
XV:169, XV:170	OC	TSO:77	OC
XV:171, XV:172	3	TSO:101	OC
XV:173, XV:174	4	SLT:1, SLT:2	19
XV:175, XV:176	19	SLT:3, SLT:4	19
XV:177, XV:178	19	SCT:1	OC
XV:179, XV:180	19	CCT:1, CCT:2	OC
XV:181, XV:182	19	CCT:3, CCT:4	OC
XV:183, XV:184	19	CCT:5, CCT:6	OC
XV:185, XV:186	19	CCT:7, CCT:8	OC
XV:186.1, XV:186.2	19	CCT:9, CCT:10	OC
XV:186.3, XV:186.4	19	CCT:11, CCT:12	OC

CHECKLIST OF UP-TO-DATE PAGES

<b>Page No.</b>	<b>Supp. No.</b>
CCT:13, CCT:14	OC
CCT:15, CCT:16	OC
CCT:17, CCT:18	4
CCT:19, CCT:20	14
CCT:21, CCT:22	20
CCT:23	20
CDi:1, CDi:2	19
CDi:3, CDi:4	19
CDi:5, CDi:6	19
CDi:7, CDi:8	19
CDi:9, CDi:10	19
CDi:11, CDi:12	19
CDi:13, CDi:14	19
CDi:15, CDi:16	19
CDi:17, CDi:18	19
CDi:19, CDi:20	19
CDi:21, CDi:22	19
CDi:23, CDi:24	19
CDi:25, CDi:26	20
CDi:26.1	20
CDi:27, CDi:28	19
CDi:25, CDi:26	19
CDi:27, CDi:28	19
CDi:29, CDi:30	19
CDi:31, CDi:32	19
CDi:33, CDi:34	3
CDi:35	3



## SUPPLEMENT HISTORY TABLE

The table below allows users of this Code to quickly and accurately determine what ordinances have been considered for codification in each supplement. Ordinances that are of a general and permanent nature are codified in the Code and are considered "Included." Ordinances that are not of a general and permanent nature are not codified in the Code and are considered "Omitted."

In addition, by adding to this table with each supplement, users of this Code of Ordinances will be able to gain a more complete picture of the Code's historical evolution.

Ord. No.	Date Adopted	Included/ Omitted	Supp. No.
1-11	2- 7-11	Included	13
6-11	5- 2-11	Included	13
35-05	6- 6-05	Included	14
18-11	8- 1-11	Included	14
20-11	8- 1-11	Included	14
40-11	11-14-11	Included	14
3-12	4- 2-12	Included	15
8-12	5- 7-12	Included	15
10-12	6- 4-12	Included	15
21-12	7- 2-12	Included	15
22-12	8- 6-12	Included	15
51-12	1- 7-13	Included	16
3-13	3- 4-13	Included	16
4-13	3- 4-13	Included	16
36-11	10-3-11	Included	17
18-13	9- 9-13	Included	18
43-13	12- 2-13	Included	18
44-13	12- 2-13	Included	18
47-13	1-13-14	Included	18
1-14	2- 3-14	Included	18
8-11	6-29-11	Included	19
43-12	10- 1-12	Included	19
44-12	10- 1-12	Included	19
41-14	1- 5-15	Included	19
42-14	1- 5-15	Included	19
44-14	1- 5-15	Included	19
6-15	4- 6-15	Included	19
9-15	4- 6-15	Included	19
40-14	12- 1-14	Included	20
11-15	6- 1-15	Included	20
14-15	8- 3-15	Included	20



**CHAPTER 80. TRAFFIC SCHEDULES***Key to Traffic Schedules*

- I. One-way streets and alleys
- II. Stop intersections
- III. All-way stop intersections
- IV. No parking zones and parking meter locations
- V. Parking time limited on certain streets
- VI. Parking restricted during certain hours
- VII. Freight loading zones
- VIII. Passenger loading zones
- IX. Yield streets
- X. No turn on red
- XI. Restricted turns

*Key to Traffic Schedules*

- XII. Public carrier stands
- XIII. Weight limits on certain streets
- XIV. Bus zones
- XV. Taxicab zones
- XVI. Automatic traffic signals
- XVII. Speed limit zones
- XVIII. Load restrictions upon vehicles using certain streets
- XIX. Designated bicycle paths
- XX. No stopping, standing, or parking
- XXI. Parcel pickup zones

**SCHEDULE I: ONE-WAY STREETS AND ALLEYS**

- (A) The following streets and alleys, or parts thereof, are designated as one way in the direction indicated:

<i>Street</i>	<i>Between</i>	<i>Direction</i>	<i>Ord. No.</i>
Adams St.	Hackley St. and Kilgore Ave.	West	
Brady St.	Centennial Ave. and Harkin St.	North	286-77
Elm St.	Adams St. and Wysor St.	North	
Euclid St.	Riley Rd. and Storer Jr. High	East	
Franklin St.	Seymour St. and Wysor St.	North	
Franklin St.	Wysor St. and Seymour St.	South	
Gilbert St.	Calvert and Martin	West	102-83
Gilbert St.	Madison St. and High St.	West	
Gilbert St.	Madison St. and Walnut St.	West	
Gilbert St.	McKinley and Calvert	East	102-83
High St.	Gilbert St. and Seymour St.	South	
High St.	Seymour St. and Wysor St.	North	
Harkin St.	Brady St. and Macedonia Ave.	East	
Jackson St.	Kilgore Ave. and Main St.	East	
Jefferson St.	Wysor St. and Charles St.	South	297-82
Kilgore Ave.	Main St. and Jackson St. one-way	Southwest	
Liberty St.	Memorial Dr. and 13th St.	South	
Main St.	Jackson St. and Kilgore Ave.	West	

<i>Street</i>	<i>Between</i>	<i>Direction</i>	<i>Ord. No.</i>
Minnetrissa Blvd.	Wheeling Ave. and Minnetrista Parkway	Southwest	27-95
Mulberry St.	Willard St. and Wysor St.	North	
North St.	Walnut St. and Madison St.	East	
North St.	Wheeling Ave. and Alameda Ave.	West	
North St.	Wheeling and Meeks/Reserve	West	21-12
Seymour St.	High St. and Jefferson St.	East	47-04
Washington St.	High St. and Ohio Ave.	East	
Washington St.	Liberty St. and Madison St.	East	
9th St.	Madison St. and Hackley St.	East	403-78
13th St.	Liberty St. and Franklin St.	East	
14th St.	High St. and Walnut St.	West	596-80
15th St.	High St. and Walnut St.	East	596-80
Wilson Ave.	Elliot St. and Powers St.	Southwest	103-78

## (B) One-way alleys.

All alleys within the following boundaries, to be known as the "Loop," are to be one way northbound and westbound. The loop will be bounded on the north by Wysor Street, on the south by Willard Street, on the east by Madison Street, and on the west by Liberty Street. This district will be known as the business district.

<i>Alley</i>	<i>Extent</i>	<i>Direction</i>	<i>Ord. No.</i>
East/west alley between Godman and Ethel	From Tillotson to Manning	Eastbound	54-94
East/west alley between Jackson and Main	From Cole to Manning	Westbound	103-83
North/south alley between Washington and Main	From Council to Cherry	Southbound	54-94

(Ord. No. 1628, 5-11-64; Ord. No. 34-95, § 1, 8-7-95; Ord. No. 17-05, § 1, 3-7-05; Ord. No. 14-15, § 1, 8-3-15)

**SCHEDULE XVII: SPEED LIMIT ZONES (§ 72.16).**

The following are designated as speed limit zones:

<i>Street A</i>	<i>Between</i>	<i>Speed Limit</i>	<i>Times</i>	<i>Ord. No.</i>
Barr St.	McGalliard Rd. to Colbert Dr.	25	All	16-05
Beckett	Tillotson and Maddox	20	All	43-12
Bethel Ave.	McGalliard Rd. and Everett Rd.	40		
Broadway	Wysor St. and Dartmouth Ave.	40	All	126-75
Clarksdale	Riverside to dead end	15	When children present	635-80
Colbert Dr.	Dunn Ave. to Linda Ln.	25	All	16-05
Dunn Ave.	Linda Ln. to Colbert Dr.	25	All	16-05
Elm	Willard and 18 <sup>th</sup> St.	20	All	43-12
Haines Dr.	West of Linda Ln. 320 ft.	25	All	16-05
McCulloch Boulevard	Broadway Ave. and Elm St.	20	All	32-05
McGalliard Rd.	Tillotson Ave. and Granville Ave.	40		
McGalliard Rd.	Tillotson Ave. and a point 1,000 ft. east thereof	20		
Madison St.	Walnut St. and 28th St.	45	All	126-75
W. Main	Kilgore and Jackson	20	All	4-13
Martin Luther King, Jr. Blvd.	Tillotson Ave. and Cornbread Rd.	40	All	18-86
Pine St.	Linda Ln. to Westwood Rd.	25	All	16-05
River Rd.	Tillotson Ave. and Hawthorne Dr.	40	All	51-94
Rochester Ave.	Memorial Dr. and 15th St.	20	All	233-76
Varsity Avenue	Godman and Oaklyn	20	All	11-03
Walnut	Main St. and Seymour St.	20	All	14-15
Westwood Rd.	Dunn Ave. to Colbert Dr.	25	All	16-05
Wheeling	McGalliard and Riffin	40	All	58-86
15th St.	Rochester Ave. west to dead end	20	All	223-76
17th St.	Hoyt and Gharkey	20	All	644-80

<i>Street A</i>	<i>Between</i>	<i>Speed Limit</i>	<i>Times</i>	<i>Ord. No.</i>
SR 32	1,000 feet east of the centerline of County Club Rd. to a point 200 feet east of the centerline of Grande Ave. (appx. 3919 feet)	50	All	DOT #3094084
	200 feet east of the centerline of Grande Ave. to a point 50 feet west of Manhattan Ave. (appx. 3816 feet)	45	All	DOT #3094084

(Ord. No. 51-94, § 1, 10-3-94; Ord. No. 32-05, 6-6-05; Ord. No. 4-13, § 1, 3-4-13)

STREETS AND SIDEWALKS

**CHAPTER 96. STREETS AND SIDEWALKS\***

Secs. 96.37—96.39. Reserved.

Division 1. In General

- Sec. 96.01. Playing ball in streets prohibited.
- Sec. 96.02. Transportation of certain loose materials in vehicles.
- Sec. 96.03. Unauthorized removal of barricades, signal lights, or lanterns from streets.
- Sec. 96.031. Parking vehicles on sidewalks.
- Sec. 96.04. Removal of earth, gravel, or pavement from streets prohibited.
- Sec. 96.05. Cleanliness of public ways and places.
- Sec. 96.06. Goodwill Industries receptacles.
- Secs. 96.07—96.09. Reserved.

Division 2. Obstructions

- Sec. 96.10. Hanging advertising across street.
- Sec. 96.11. Posting handbills; defacing posts.
- Sec. 96.12. Signposts in front of buildings.
- Sec. 96.13. Signs and merchandise obstructing intersections or sidewalks.
- Sec. 96.14. Obstruction of street lights.
- Sec. 96.15. Shade trees obstructing intersections.
- Sec. 96.16. Trees extending over streets and sidewalks.
- Sec. 96.17. Shrubs obstructing intersections; removal.
- Sec. 96.18. Parking and assembly on walkways, driveways, and parking areas.
- Sec. 96.19. Reserved.

Division 3. Benches at Bus Stops

- Sec. 96.20. Purpose of regulations.
- Sec. 96.21. Installation; placing of advertising.
- Sec. 96.22. Permit required.
- Sec. 96.23. Awarding of permit.
- Sec. 96.24. Removal of benches.
- Sec. 96.25. Inspection and maintenance.
- Sec. 96.26. Specifications.
- Sec. 96.27. Insurance required.
- Secs. 96.28, 96.29. Reserved.

Division 4. Sidewalks

- Sec. 96.30. Driving vehicles or animals on sidewalks.
- Sec. 96.31. Dirt and rubbish on sidewalks.
- Sec. 96.32. Removal of ice and snow from sidewalks; obstructions, encumbrances.
- Sec. 96.33. Width of sidewalks.
- Sec. 96.34. Cellarways under sidewalks; opening cellar doors.
- Sec. 96.35. Awnings and sheds over sidewalks prohibited; exception.
- Sec. 96.36. Awning regulations.

\***State law references**—Streets, alleys, and public improvements, IC-19-8-16-1 et seq.; exclusive power of city over streets, IC-18-5-10-4.

Division 5. Regulation of Activities Within Public Rights-of-Way

- Sec. 96.40. Title.
- Sec. 96.41. Definitions.
- Sec. 96.42. Right-of-way use provisions.
- Sec. 96.43. Right-of-way use application procedure.
- Sec. 96.44. ROW occupancy provisions.
- Sec. 96.45. ROW occupancy permit procedures.
- Sec. 96.46. ROW occupancy permit fees and rates.
- Sec. 96.47. Board to establish rules and regulations for permits, procedures and waivers.
- Sec. 96.48. Inspections and penalties.
- Sec. 96.49. Notifications.

Division 6. Official Thoroughfare Plan

- Sec. 96.50. Definitions.
- Sec. 96.51. Purpose.
- Sec. 96.52. Intent.
- Sec. 96.53. Classifications.
- Sec. 96.54. Road dedications.
- Sec. 96.55. Interchanges.
- Secs. 96.56—96.59. Reserved.

Division 7. Access Control

- Sec. 96.60. Application; permit required.
- Sec. 96.61. Application fees.
- Sec. 96.62. Design standards.
- Sec. 96.63. Bond and liability insurance required.
- Sec. 96.64. Display of permit required.
- Sec. 96.65. Time limit; cancellation.
- Sec. 96.66. Existing access; changes.
- Sec. 96.67. Permittee; authorization to begin work.
- Sec. 96.68. Notice of beginning work required.
- Sec. 96.69. Liability during construction.
- Sec. 96.70. Construction not to interfere with existing structures.
- Sec. 96.71. Adoption of access control manual.
- Secs. 96.72—96.79. Reserved.

Division 8. Bus Shelters

- Sec. 96.80. Public transportation shelters.
- Sec. 96.81. Authorization of inter-local cooperative agreement.
- Sec. 96.82. Permitting procedure.
- Sec. 96.83. Advertising limitations.
- Sec. 96.84. Removal of shelters or advertising.
- Sec. 96.85. Liability insurance.
- Sec. 96.86. Repeal of prior provisions.
- Sec. 96.99. Penalty.

DIVISION 1. IN GENERAL

**Sec. 96.01. Playing ball in streets prohibited.**

No person shall play baseball or any game of ball in any of the streets or alleys of the city.  
(1968 Code, § 96.01)

**Sec. 96.02. Transportation of certain loose materials in vehicles.**

Whoever shall transport on any public way, crushed stone, sand, gravel, sawdust, ashes, cinders, lime, tanbark, shavings, trash, wastepaper, ice, fuel, leaves, trimmings from growths, mortar, earth, rubbish, refuse, or any other loose materials or articles likely to sift, fall, spill, or be thrown upon the public way, shall not overload the vehicle used to transport the substance and shall cover or secure such contents and convey the same in tight wagon boxes, or in containers. If such contents are blown or spilled, or become scattered on any public way, the person transporting such substances shall remove all of the debris from the street.  
(1968 Code, § 96.02)

**Sec. 96.03. Unauthorized removal of barricades, signal lights, or lanterns from streets.**

No unauthorized person shall remove any barricade, signal light, or lantern from any street under construction or repair.  
(1968 Code, § 96.03)

**Sec. 96.031. Parking vehicles on sidewalks.**

No unauthorized person shall be allowed to operate or park any motor vehicle on or pass over the curb, sidewalk, or median between curb and sidewalk of any street, thoroughfare, or other public way of the city.  
(Ord. No. 688-81, 6-1-81)

**Sec. 96.04. Removal of earth, gravel, or pavement from streets prohibited.**

No person shall take or cause to be taken any earth, gravel, or pavement from any street or alley in the city without a permit from the board of public works and safety.  
(1968 Code, § 96.04)

**Sec. 96.05. Cleanliness of public ways and places.**

The streets, alleys, public ways, and public places shall at all times be kept neat, clean, and reasonably free from dirt, litter, and rank growth, so that the city may at all times present an orderly and attractive appearance.  
(1968 Code, § 96.05)

**Cross reference**—Waste and litter, Ch. 52.

**Sec. 96.06. Goodwill Industries receptacles.**

When signs are promptly posted giving notice thereof, it shall be unlawful for any person to place, abandon, deposit, or leave any article, package, or bundle at or near any Goodwill Industries or similar charitable organization collection boxes in the city without placing the article, package, or bundle inside the collection box.  
(Ord. No. 456-B, 11-6-73)

**Secs. 96.07—96.09. Reserved.**

DIVISION 2. OBSTRUCTIONS

**Sec. 96.10. Hanging advertising across street.**

No person shall hang or suspend any banner, sign, emblem, or advertising medium from one building to another over any street or alley within the city without first obtaining the permission of the building director.  
(1968 Code, § 96.10)

**Sec. 96.11. Posting handbills; defacing posts.**

No person shall post, in any manner, any handbills, advertisements, or pictures upon telegraph, telephone, electric light, or other public utility poles, or on highway posts or trees, or on

**Sec. 96.32. Removal of ice and snow from sidewalks; obstructions, encumbrances.**

During the winter, the owner or occupant of any building; the owner, proprietor, lessee, or person entitled to possession of a vacant lot; and anyone having charge of a church, public hall, or other building in the city shall, by 10:00 a.m. each morning, clean the sidewalk in front of each house, building, or lot, and keep it free from snow and ice during the day. Such persons shall also keep the sidewalks clean and free of all dirt and filth or other obstructions, encumbrances, or merchandise for display or sale. Merchandise may be unloaded or loaded from the sidewalk but must be removed within one hour.

(Code 1968, § 96.32)

**Cross reference**—Penalty, § 10.99.

**Sec. 96.33. Width of sidewalks.**

The width of all city sidewalks shall be determined by the board of public works and safety.

(Code 1968, § 96.33)

**Sec. 96.34. Cellarways under sidewalks; opening cellar doors.**

(A) No person shall occupy space for cellarways more than three and one-half feet of the width of any sidewalk on any street or such portion of the width of any alley as will interfere with the free and safe passage of vehicles through the alley. Such cellarways shall be measured streetwards from the line of the bordering lots. The doors or coverings of such cellarways shall be constructed of iron bars or heavy sheets of boiler iron, made and roughened so as to render the passage of pedestrians over the same free of accident from tripping, slipping, or falling. The cellar doors, including the frame, hinges, and other fixtures, shall not project above the established grade of the sidewalk or alley in which they are located.

(B) When the cellar door is opened, the owner or occupant of the premises shall guard the opening in a manner which will prevent injury to pedestrians.

(Code 1968, § 96.34)

**Cross reference**—Penalty, § 10.99.

**Sec. 96.35. Awnings and sheds over sidewalks prohibited; exception.**

No person shall build or erect any wooden or metallic shed or awning over or across any sidewalk, except as provided in § 96.36.

(Code 1968, § 96.35)

**Cross reference**—Penalty, § 10.99.

**Sec. 96.36. Awning regulations.**

No person shall erect or maintain any awning or shed over or across any improved sidewalk in the city, unless the awning or shed is securely attached to the adjacent building, and the framework supports, except stationary iron framework supports and the covering, shall be made movable and adjustable in such manner that when not in use for shade or shelter it may be raised, folded, or thrown back against the building. All framework of any awning or shed so erected or maintained shall be not less than seven feet six inches in height above the sidewalk and have curtains or fringe not to exceed six inches in width; provided, that in all cases where a roll curtain or covering is used on such framework, the framework shall be not less than eight feet above the sidewalk.

(Code 1968, § 96.36)

**Cross reference**—Penalty, § 10.99.

**Secs. 96.37—96.39. Reserved.**

**DIVISION 5. REGULATION OF ACTIVITIES WITHIN PUBLIC RIGHTS-OF-WAY\***

**Sec. 96.40. Title.**

Sections 96.40—96.49 shall be known as the "Right-of-Way Use and Occupancy Ordinance." (Ord. No. 40-14, § 2, 12-1-14)

**Sec. 96.41. Definitions.**

The following terms shall be defined as follows for the purposes of sections 96.40—96.49.

**\*Editor's note**—Ord. No. 40-14, §§ 1, 2, adopted Dec. 1, 2014, repealed former Div. 5, §§ 96.40—97.49, in its entirety, and enacted new provisions as herein set out. Former Div. 5 pertained to similar subject matter and derived from Ord. No. 3-01, §§ I—X, 5-7-01; Ord. No. 14-02, 5-13-02.

*Artwork:* An object that functions to enhance the aesthetic and/or cultural value of a business or residence and occupies space in the ROW.

*Board:* The board of public works and safety.

*Bond:* The posting of required surety to guarantee prompt and satisfactory replacement and repair of facilities damaged or disrupted by the permitted operations.

*Building commissioner:* The building commissioner and/or any of his/her duly appointed representatives.

*Building department:* The department of the building commissioner of the City of Muncie, Indiana.

*City engineer:* The city engineer and/or any of his/her duly appointed representatives.

*Department:* The department of engineering of the City of Muncie, Indiana.

*Inspector:* The authorized representative of the city engineer or building commissioner assigned to make detailed inspections of permitted performance.

*Major encumbrance:* A significant item allowed in the ROW; one which by size or construction methods could not be removed easily in a short period of time.

*Minor encumbrance:* An item placed in the ROW which could be removed easily in a short period of time.

*Permit:* A form of written authorization to permit action to be done within the right-of-way as per outlined specifications.

*Person:* The term person shall include any natural person and any entity recognized by the law.

*Right-of-way:* The boundaries established by a recorded plat, or usage, for the purpose of providing public transportation or utility services; also indicated as ROW.

*Superintendent of public works and safety (street superintendent):* The superintendent of public works and safety and/or any of his/her duly appointed representatives

*Utility facilities:* Includes, without limitation, telephone, electronic, electric, cable, fiber optic, gas, water, sewer, heating, and cooling facilities. (Ord. No. 40-14, § 2, 12-1-14)

**Sec. 96.42. Right-of-way use provisions.**

(A) *Activities requiring a right-of-way use permit.* Except as provided in subsection (4) hereof, no person shall undertake any of the following activities within a public right-of-way without first acquiring a right-of-way use permit to do so from the office of the city engineer:

- (1) Installation or repair of public utility facilities, private connections to public utility facilities, Ball State University utility facilities, or facilities of any other entity having the right to use public right-of-way.
- (2) Creation or alteration of egress or ingress ways to private property bordering a right-of-way.
- (3) Temporary closure of traffic or parking lanes or pedestrian ways for any surface use which would encroach upon and share right-of-way space with the public needs, examples being parades, street fairs, sidewalk fairs/sales, and dumpsters;
- (4) Exceptions:
  - (a) A permit is not necessary to maintain grass, drives, or sidewalks within the right-of-way.
  - (b) A subdivision under construction whose streets, sidewalks or other public facilities have not yet been accepted are required to meet the subdivision regulations, but are not required to apply for a right-of-way use permit.
  - (c) Right-of-way or public grounds dedicated to public agencies other than the City of Muncie, e.g., state highway right-of-way.

(B) *Unlawful use activities within the right-of-way.*

- (1) It shall be unlawful for a person to drive a vehicle over or park a vehicle upon any curb or sidewalk.
- (2) Unless a ROW use or occupancy permit is issued by the board, it shall be unlawful for any person to:
  - (a) Store construction material or merchandise within the right-of-way.
  - (b) Plant a tree or shrub within a right-of-way.
  - (c) Construct a fence within a right-of-way.

(C) *Emergencies.*

- (1) In the event of an emergency, a utility or a government operated utility may commence work within the public right-of-way, without submitting an application for a ROW use permit. In such event the utility or government operated utility shall:
  - (a) Submit an application, bond and indemnity agreement for a right-of-way use permit within 24 hours of starting its work or the next working day for the city engineer's office, whichever is sooner.
  - (b) Attach to the application a full and complete written explanation concerning the emergency and its cause.
- (2) In the event that the city engineer shall determine that in his/her judgment an emergency did not exist, he/she shall forward a copy of the application and all attachments to the city attorney as a violation of this division.

(Ord. No. 40-14, § 2, 12-1-14)

**Sec. 96.43. Right-of-way use application procedure.**

(A) *ROW use permit application.* A person desiring to undertake any of the activities set out in section 96.42 shall sign and file an application with the city engineer's office, and secure a right-

of-way use permit before starting any work or activity inside the right-of-way, all as set out in the following subsections.

The city engineer is the permit issuing authority with respect to the activities set forth in subsections 96.42(A)(1) and (A)(2). With respect to the activities set forth in subsection 96.42(A)(3), the city engineer shall forward the permit application to the board, which is the permit issuing authority for such activities. The board shall exercise its discretion in the issuance or denial of a permit and may impose such reasonable conditions as it sees fit prior to the issuance of a permit. No work shall be done or activity taken prior to the issuance of the permit, except in the event of an emergency requiring immediate remedial action for utility facilities, in which case the utility shall comply with section 96.42(C) hereof.

The permit for activities set forth in subsections 96.42(A)(2) shall be issued pursuant to the provisions of sections 96.60 through 96.70, inclusive, of the Code of Ordinances concerning access permits. The permit for activities set forth in subsections 96.42(A)(1) and 96.42(A)(3) shall be issued as provided for a right-of-way use permit set forth herein.

- (1) Contents of permit application. The application for a right-of-way use permit shall be submitted to the city engineer and shall at a minimum, include the following information and documents:
  - (a) The name, address and phone number of the person or entity for whom the work is to be done or the activity is to be conducted, and the name, title and phone number of the person responsible for the work or activity;
  - (b) The name and address of the contractor responsible for work;
  - (c) The nature of and the reason for the work or activity to be performed;
  - (d) The precise location of the work or activity site and the dimensions of any excavation;
  - (e) The anticipated beginning and ending dates of the project;

- (f) The method of traffic control to be used by the applicant at the site;
- (g) Any other pertinent information requested by the city engineer;
- (h) Written approval from the appropriate department if the proposed work involves a sanitary sewer, storm sewer or affects drainage within a public right-of-way.

(2) Insurance requirements. There shall be furnished to the city at the time of making application written proof that the applicant or the contractor for the applicant is covered by public liability insurance in an amount not less than \$300,000.00 for property damage and \$300,000.00 for injury to any one person, and \$1,000,000.00 for any one occurrence.

(3) Bond requirements. The applicant or the contractor for the applicant, shall file a bond in the penal sum of not less than \$5,000.00 or as determined by the city engineer, conditioned on the performance of the work and the maintenance of said work for a period of two years from the completion of such work, all in accordance with the terms of this ordinance.

Exception: The applicant for a surface use under subsection 96.42(A)(3) is not required to file a bond.

(4) Indemnity agreement. The applicant shall furnish a written agreement to indemnify, defend, exculpate and hold harmless the City of Muncie, Indiana, its officials, agents and employees from any liability due to loss, damage, injuries or other casualties of whatsoever kind, or by whomsoever caused, to the person or property of anyone on or off the right-of-way arising out of, or resulting from the issuance of the permit or the work or activity connected therewith, or from the installation, existence, use, maintenance, conditions, repairs, alteration, or removal of any equipment or material, whether due in whole or in part to the negligent acts or omissions of:

- (a) The city, its officials, agents, or employees; or

- (b) The applicant, his agents, contractors or employees, or other persons engaged in the performance of the work or activity; or
- (c) The joint negligence of any of them, including any claims arising out of the workman's compensation act or any other law, ordinance, order, or decree, for a period of the applicable statute of limitations.

The indemnity shall also provide that the applicant shall pay all reasonable expenses and attorney fees incurred by or imposed on the city in connection herewith in the event that the applicant shall default under the provisions of the indemnity agreement.

(5) The applicant shall be responsible for the design of the facility to be installed within the right-of-way. The city will be responsible only for the review and approval of the proposal with respect to the locations of the facilities to be installed and the manner of installation as related to the City Standards and Specifications. Approval of the permit does not relieve the applicant of responsibility for the design. The city does not alter current regulations or authority for installing utility facilities nor for determining financial responsibility for replacing or adjusting utility facilities. The city limits itself to matters which preserve the safe operation, maintenance and integrity of the city right-of-way.

(B) *ROW use permit fees.* A permit fee shall be paid at the time of filing the application as set out below:

- (1) An applicant for surface use under subsection 96-42(A)(3) shall at the time of filing pay a permit fee of \$20.00 for each day of intended use.
- (2) With respect to all other applications, a permit fee shall be paid at the time of filing and shall include \$40.00 for plan review where applicable and \$20.00 per working day for the number of days estimated to complete the permitted activity.

- (3) The plan review and permit fees are to reimburse the city for its cost of plan review, daily inspections and record keeping. If the permitted activity cannot be completed within the estimated time, additional daily permits must be purchased prior to the time needed.
  - (4) Any violation of the ROW use sections herein or the specifications and instructions adopted by the Board pursuant to these sections shall be assumed to require additional inspection and one additional daily permit fee will be assessed for each such infraction.
  - (5) The requirement for daily permit fees shall end on the day a final inspection by the engineer verifies that all requirements of the ROW Use sections have been met.
- (Ord. No. 40-14, § 2, 12-1-14)

**Sec. 96.44. ROW occupancy provisions.**

*(A) Activities requiring a ROW occupancy permit and exceptions.*

- (1) A ROW occupancy permit shall be required for placement of any object permanently or temporarily within a public right-of-way that has a minor encumbrance classification as an economic amenity which will include but be not limited to:
  - (a) Economic amenities: furniture, tables, chairs, umbrellas, and/or other seating for outdoor dining/drinking/entertainment; mobile signage (e.g. sandwich board); fencing enclosures.
- (2) A ROW Occupancy permit shall not be required for placement of any object within a public right-of-way that has a minor encumbrance classification as an enhancement amenity which will include but be not limited to:
  - (a) Enhancement amenities: planters; benches (not associated with outside dining/drinking); artwork; vegetation (excluding trees); small banners/flags.

- (3) A ROW occupancy permit shall be required for placement of any object permanently or temporarily within a public right-of-way that has a major encumbrance classification including but not limited to:

- (a) Arches, architectural building extensions, awnings, balconies, banners over 18" × 36", bollards, bracing and/or shoring, bridges and pedestrian bridges, canopies, cornices, handicap ramps, irrigation lines, loading docks, marquees, permanent or semi-permanent ornamentation, pedestrian lights, permanent ground signs, pillars that hold weight/structure, poles, retaining or other structural walls, sidewalk modifications and/or coverings, stairs to existing structures, underground vaults, valet shelters or building structures of any kind.

- (4) A ROW occupancy permit shall not be required for temporary sidewalk sales occurring within the right-of-way for a period of time not to exceed seven consecutive days nor more than three times a year provided compliance is maintained with all applicable ADA and public safety requirements.

- (5) A ROW occupancy permit shall not be required for mobile food service establishments which are governed by Chapter 113 of the Muncie City Code provided that no mobile food service establishment shall be located so as to impede compliance with ADA and public safety standards nor shall they be located within 30 feet of a permitted outdoor dining/drinking/entertainment minor encumbrance unless specifically allowed as a part of a special event permitted under section 96.42 herein.

*(B) Unlawful occupancy activities within the right-of-way.* It is unlawful to place any object temporarily or permanently in the ROW without first acquiring a right-of-way occupancy permit from the building department as set forth herein. All minor encumbrances, both economic and en-

hancement amenities, and major encumbrances must comply with the ROW occupancy standards and guidelines established by the board. (Ord. No. 40-14, § 2, 12-1-14)

**Sec. 96.45. ROW occupancy permit procedures.**

(A) *General:* A person desiring to undertake any of the activities set out in section 96.46 shall sign and file an application with the building department, and secure a right-of-way occupancy permit before placing any object in the right-of-way, all as set out in the following subsections. The board of public works and safety is the permit issuing authority with respect to the activities set forth in section 96.44. With respect to the activities (minor encumbrances) set forth in subsection 96.44(A)(1), the building department shall review the permit application and, upon determining compliance with applicable standards, issue the permit on behalf of the board. With respect to the activities (major encumbrances) set forth in subsection 96.44(A)(3), the building department shall forward the permit application to the board. The board shall exercise its discretion in the issuance or denial of a permit and may impose such reasonable conditions as it sees fit prior to the issuance of a permit. Any encumbrance that involves attachment to a building in a local historic district or with a local landmark designation shall also be subject to obtaining a certificate of appropriateness. The building department, the engineering department and/or the board may request recommendations and/or review by other applicable agencies (e.g., city engineer, city forester, plan commission, downtown development). The building department and/or the board reserves the right to request additional information from the applicant in order to issue a permit. The permit for activities set forth in sections 96.44 shall be issued as provided in this division.

- (1) *Permit application:* The application for a ROW occupancy permit shall be submitted to the building department. For activities that involve multiple minor encumbrances, such as outside dining with tables, chairs, umbrellas, etc., only one permit is required based upon the square footage of land involved.

- (2) *Insurance requirements:* There shall be furnished to the city, at the time of making Application, written proof that the applicant is covered by public liability insurance with the City of Muncie as an additional insured.

- (3) *Indemnity agreement:* The applicant shall furnish a written agreement to indemnify, defend, exculpate and hold harmless the City of Muncie, Indiana, its officials, agents and employees from any liability due to loss, damage, injuries or other casualties of whatsoever kind, or by whomsoever caused, to the person or property of anyone on or off the right-of-way arising out of, or resulting from the issuance of the permit or the work or activity connected therewith, or from the installation, existence, use, maintenance, conditions, repairs, alteration, or removal of any equipment or material, whether due in whole or in part to the negligent acts or omissions of:

- (a) The city, its officials, agents, or employees; or
- (b) The applicant, his agents, contractors or employees, or other persons engaged in the performance of the work or activity; or
- (c) The joint negligence of any of them, including any claims arising out of the workman's compensation act or any other law, ordinance, order, or decree, for a period of the applicable statute of limitations.

The indemnity shall also provide that the applicant shall pay all reasonable expenses and attorney fees incurred by or imposed on the city in connection herewith in the event that the applicant shall default under the provisions of the indemnity agreement.

- (4) *Adherence to ROW standards and guidelines:* The applicant shall be responsible for the objects occupying the right-of-way. The applicant shall also be responsible for maintaining compliance with any conditions imposed on the issuance of the per-

mit and with the ROW occupancy standards and guidelines as adopted by the board. The city will be responsible only for the review and approval of the proposal with respect to the locations of the facilities to be installed and the manner of installation. Approval of the permit does not relieve the applicant of responsibility for the design and maintenance of objects occupying the ROW.

(Ord. No. 40-14, § 2, 12-1-14)

**Sec. 96.46 ROW occupancy permit fees and rates.**

(A) *General*: The board shall set permit fees and occupancy rate user fees. If a permit fee is required, it shall be paid at the time of filing the application. If a permitted activity ceases, is altered or falls out of compliance, permits must be repurchased once the activity is resumed or brought back into compliance. Where activities are commenced prior to obtaining a permit, the permit fee shall be doubled.

(B) *Minor encumbrances*: Permits for minor encumbrances must be renewed on an annual basis in the first quarter of each calendar year. The board may set a separate renewal rate that is less than the original permit fee. An occupancy rate user fee may be required along with the permit fee based on the type of occupancy and the square footage covered by the encumbrance. The occupancy rate user fee is also assessed on an annual basis to be paid at the time of permit renewal.

(C) *Major encumbrances*: A one-time permit fee is required for a major encumbrance and if the major encumbrance is a building/structural improvement, normal building permit fees and procedures shall apply.

(Ord. No. 40-14, § 2, 12-1-14)

**Sec. 96.47. Board to establish rules and regulations for permits, procedures and waivers.**

The board is hereby authorized to establish such specifications, standards, guidelines, and procedural instructions for occupancy, work, activity, and pre-existing nonconforming occupan-

cies within the right-of way as may be necessary to accomplish the purposes of sections 96.40—96.49. Where conflicts may occur with provisions found elsewhere in the Muncie Code of Ordinances, the rules and regulations established by the Board as set forth herein shall prevail. The specifications, standards, guidelines, and procedural instructions shall be kept on file in the offices of the city engineering department and the department of the building commissioner and may be amended from time to time by the board. An owner may request a waiver or an appeal of a permitting decision from the Board of public works and safety. Applications for a waiver or appeal are available from, and should be filed with, the city engineering department. Waivers and appeals are not guaranteed and may be granted at the sole discretion of the board. The board may impose conditions. A nonrefundable fee of \$50.00 shall be paid at the time of filing for a waiver or an appeal. (Ord. No. 40-14, § 2, 12-1-14)

**Sec. 96.48. Inspections and penalties.**

(A) *Inspections*: Authority for inspection and issuance of violations of ROW use permits is given to the city street superintendent or an authorized representative. Authority for inspection and issuance of violations of ROW occupancy permits is given to the city building commissioner, the street superintendent or an authorized representative. The street superintendent and/or the building commissioners has the authority to deny, terminate, suspend or revoke permits not meeting standards outlined by the board of public works and safety.

(B) *Penalties*: A person or entity who is guilty of a violation of any provision of this ordinance shall be punished by a fine not to exceed \$1,000.00 nor less than \$250.00. Each day any portion of sections 96.40—96.49 is violated shall constitute a separate offense.

(Ord. No. 40-14, § 2, 12-1-14)

**Sec. 96.49. Notifications.**

All notifications required under sections 96.40—96.49 shall be in writing or deemed not to have occurred.

(Ord. No. 40-14, § 2, 12-1-14)

DIVISION 6. OFFICIAL THOROUGHFARE PLAN

**Sec. 96.50. Definitions.**

For purposes of this chapter, the following words and phrases shall have the following meanings ascribed to them respectively.

*Collector.* A highway moving neighborhood traffic to and from the arterial street system, providing access to adjacent property and designed for lower speeds.

*Developer.* Any person, firm, or corporation legally constituted in the State of Indiana or its designate, engaged in the subdivision of land, or any person, firm, or corporation legally constituted in the State of Indiana or its designate engaged in the construction of buildings or structures.

*Expressway.* A highway used by inter-regional through traffic with full or partial access control by grade separated crossroads.

*Fully controlled access highway.* Every highway, street, or roadway in respect to which owners or occupants of abutting lands and other persons have no legal right of access to or from the same except at such points of intersection and via other public highways, streets, or roadways and in such manner as may be determined by the public authority having jurisdiction over such highway, street, or roadway.

*Local street.* A highway providing access to adjacent property primarily, and moving land use generated traffic to the collector and arterial street system.

*Partially controlled access highway.* Every highway, street, or roadway in respect to which owners or occupants of abutting lands and other persons have no legal right of access to or from the same except at such points only and in such manner as may be determined by the public authority over the highway, street, or roadway.

*Primary arterial.* A highway used primarily by intra-regional through traffic, having limited access and offering higher speeds.

*Secondary arterial.* A highway primarily or through traffic having limited access and offering lower operating speeds.  
(Ord. No. 532-79, 12-3-79)

**Sec. 96.51. Purpose.**

(A) The official thoroughfare plan for the city shall be a map of the city showing the manner in which streets and highways have been functionally classified, showing their ultimate width, projections or extensions, relocations, location of interchanges, and other similar information, together with supplemental maps describing in greater detail alignment of proposed streets and the policies established for obtaining rights-of-way.

(B) The official thoroughfare plan was designed to provide a well-balanced system of streets and highways in accordance with present and anticipated traffic volumes and conditions; to stimulate orderly community growth; to increase safe and convenient traffic circulation; to promote better and more accessible sites for agriculture, business and industry; and to protect residential neighborhoods from unnecessary and dangerous through traffic.  
(Ord. No. 532-79, 12-3-79)

**Sec. 96.52. Intent.**

(A) The provisions of the official thoroughfare plan are intended to be supplemental to existing zoning and subdivision rules dealing with setbacks along major roads and highways. Zoning and subdivision rules already take notice of ultimate road widths.

(B) The official thoroughfare plan is intended to establish requirements for developers of land to reserve or dedicate, as may be the case, rights-of-way and to set forth certain standards for the construction of streets and highways.  
(Ord. No. 532-79, 12-3-79)

**Sec. 96.53. Classifications.**

Under the official thoroughfare plan certain streets and highways in the city are classified according to

their function as expressways, primary arterials, secondary arterials, or collectors. Each category has an ultimate width as shown on the map. (Ord. No. 532-79, 12-3-79)

**Sec. 96.54. Road dedications.**

- (A) (1) A developer shall dedicate all rights-of-way as shown on the official thoroughfare plan map in the case of a proposed collector highway or local street. He shall also construct the roadway to a width of 27 feet, back to back of curbs.
- (2) In the case of a proposed secondary arterial, primary arterial, or expressway, the developer shall dedicate a 50-foot right-of-way. The additional right-of-way as required in the official thoroughfare plan map shall be reserved by the developer for future purchasing by the proper governmental authority. The developer shall construct a 27-foot roadway, back to back of curbs.

(B) The inability of the city to prepare an accurate location map for a proposed highway location as shown on the official thoroughfare plan map within 90 days of the filing of an application for a construction permit, use permit, or zoning permit with the proper authorities, shall not be sufficient cause for denying or delaying the issuance of a permit. The same rule shall apply to any and all applications for preliminary subdivision review.

(Ord. No. 532-79, 12-3-79)

**Sec. 96.55. Interchanges.**

- (A) (1) The delaware-muncie metropolitan plan commission shall, in close cooperation with the mayor and the city engineer, prepare accurate location maps and plans for all interchanges as shown on the official thoroughfare plan map. In the event a project is proposed in an area which may appear in the official thoroughfare plan to be occupied by a proposed interchange, the commission shall give immediate priority to the preparation of maps and plans for the location of the interchange.
- (2) A developer shall reserve all rights-of-way for an interchange or grade separation as shown on the plans prepared by the city engineer.

(B) For the purpose of this section 96.50 through 96.55 a grade separation shall mean certain points as shown in the official thoroughfare plan, where elevated or depressed structures are proposed to be constructed at intersections of major arteries with another street or highway to permit safe and uninterrupted flow of traffic, eliminate cross traffic at grade, and increase traffic capacity. An interchange shall be grade separation structures proposed to be constructed at junctions of two major highways as shown on the official thoroughfare plan, offering grade separation between the highways, permitting turning movements without conflict, and providing easy routes for vehicles transferring from one through facility to another.

(C) Before the accurate location map of the interchange shall be considered in effect, the map and policy report shall be adopted under the same



**CHAPTER 100. NOISE\***

- Sec. 100.01. Conduct prohibited; examples.  
 Sec. 100.02. Procedure of proper city authority.  
 Sec. 100.03. Failure to obey citation.  
 Sec. 100.04. When warrant to be issued.  
 Sec. 100.05. Disposition of fines.  
 Sec. 100.06. Exemptions.  
 Sec. 100.99. Penalty.  
 Sec. 100.100. Regulations governing the generation of sound.

**Sec. 100.01. Conduct prohibited; examples.**

(A) *Conduct prohibited.* It shall be a violation of this chapter for a person to make any loud, raucous, improper, unreasonable, offensive, or unusual noise which disturbs, injures, or endangers the comfort, repose, health, peace, or safety of others within the city, and continues to do so after being asked to stop by a law enforcement officer of the city.

(B) *Examples.* The following acts, among others are declared to be loud, raucous or disturbing noises in violation of this chapter, but such enumeration shall not be deemed to be exclusive:

- (1) Using, operating, or permitting to be played, used, or operated, any radio receiving set, musical instrument, phonograph, or other machine or device for the producing or reproducing of sound in such manner as to disturb the peace, quiet, and comfort of the neighboring inhabitants or at any time with louder volume than is necessary for convenient hearing for the person who is in the room, vehicle, or chamber in which such machine or device is operated and who is a voluntary listener. The operation of any such set, instrument, phonograph, machine, or device in such a manner on property, and in an apartment, office, structure, sidewalk, or vehicle, shall be prima facie evidence of a violation of this chapter.
- (2) Using, operating, or permitting to be played, used, or operated, any radio receiving set, musical instrument, phonograph, loudspeaker, sound amplifier, or other machine or device for the producing or reproducing of sound which is cast

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\***Cross reference**—Barking, howling, and yelping dogs, see § 90.12

upon the public streets for the purpose of commercial advertising or attracting the attention of the public to any building or structure.

- (3) Yelling, shouting, hooting, whistling, or singing on the public streets or other public right-of-way at any time or place so as to annoy or disturb the quiet, comfort, or repose of persons in any office or in any dwelling, hotel, or other type of residence or of any person in the vicinity.
- (4) Using, operating, or permitting to be played, used, or operated, any radio receiving set, musical instrument, phonograph, or other machine or device for the producing or reproducing of sound through external speakers on any public transportation vehicle.
- (5) The creation of any loud and raucous noise on any street adjacent to any school, institution of higher learning, church, or court while the same are in use, or adjacent to any hospital, which unreasonably interferes with the workings of such institution, or which unduly disturbs the patients in the hospital; provided that conspicuous signs are displayed in such streets indicating that the same is a school, hospital or court street.
- (6) The creation or emission from any person, or from any other noise source, any noise which annoys or disturbs the quiet, comfort, or repose of persons in any office or in any dwelling, hotel, or other type of residence or of any person in the vicinity.
- (7) The participation in, or permitting of, any parties or gatherings which create loud or raucous noise.
- (8) No person within the corporate boundaries of the city shall use, ignite or discharge or permit to be used, ignited or discharged any type of consumer fireworks on any other day or time other than the following:
  - (a) June 29, June 30, July 1, July 2, July 3, July 5, July 6, July 7, July 8, July 9 between the hours of 5:00 p.m. to two hours after sunset;

- (b) July 4, between the hours of 10:00 a.m. and 12:00 midnight;
- (c) Between the hours of 10:00 a.m. on December 31 and 1:00 a.m. on January 1; and
- (d) No other date or time is permitted for use of consumer fireworks.

(Ord. No. 85-88, 1-2-89; Ord. No. 11-15, § 1, 6-1-15)

**Sec. 100.02. Procedure of proper city authority.**

Except when authorized or directed under state law to immediately take a person before a city judge for a nuisance violation, the proper city authority who halts a person for such violations other than for the purpose of giving him a warning or warning notice and does not take such person into custody, shall take the name, address and social security number of such person and such other pertinent information as may be necessary, and shall issue to him, in writing on a form provided by the city, a citation containing a notice to answer to the charge against him in the city court. The proper city authority, upon receiving the written promise of the alleged violator to answer as specified in the citation, shall release such person from custody.

(Ord. No. 85-88, 1-2-89)

**Sec. 100.03. Failure to obey citation.**

It shall be unlawful for any person to violate his written promise to appear that has been given to the proper city authority upon the issuance of a citation regarding an alleged nuisance violation, regardless of the disposition of the charge for which such citation originally issued.

(Ord. No. 85-88, 1-2-89)

**Sec. 100.04. When warrant to be issued.**

In the event any person fails to comply with a citation or fails to make an appearance pursuant to a notice directing any appearance in the city court, or if any person fails or refuses to deposit the amount of the fine as required and within the time permitted by this section, the city court clerk shall secure and issue a warrant for his arrest.

(Ord. No. 85-88, 1-2-89)

**Sec. 100.05. Disposition of fines.**

All fines collected upon conviction of any person charged with a violation of any of the provisions of this chapter shall be paid into the city treasury, as required by law.

(Ord. No. 85-88, 1-2-89)

**Sec. 100.06. Exemptions.**

Any event licensed, permitted, or sponsored by the city shall be exempt from the terms of this chapter.

(Ord. No. 85-88, 1-2-89)

**Sec. 100.99. Penalty.**

Anyone violating this chapter may be given a warning for each violation. The minimum fine for any violation shall be \$53.00. The maximum fine for any violation shall be \$300.00. Any person charged with such nuisance violation shall be cited to appear in the city court.

(Ord. No. 85-88, 1-2-89)

**Editor's note**—The penalty provisions of section 100.99 refers to sections 100.01 through 100.06

**Sec. 100.100. Regulations governing the generation of sound.**

(A) No person shall play, use or operate any machine or device for the producing or reproducing of sound, including, but not limited to, loudspeakers, radios, CD players, television sets, musical instruments, phonographs, cassette players or any other machine designed or intended to produce or reproduce sound, if such machine, device or vehicle is located in or on any of the following:

- (1) Any public property, including any public right-of-way, highway, building, sidewalk, public space, park or thoroughfare and the sound generated therefrom is (i) clearly audible 40 feet or more from its source, or (ii) is at a level of 90 decibels (90 dB) or more when measured from a distance of not less than six feet from it's source; or
- (2) Any private property and the sound generated therefrom is (i) clearly audible 40 feet or more outside of said private property line, or (ii) is at a level of 90 decibels

(90 dB) or more when measured from a distance of not less than six feet from said private property line.

Fourth and subsequent offenses within two years . . . . . Up to \$2,500.00

(B) The following are exempted from the provisions of this Ordinance:

(D) The Muncie city court shall be the court of proper venue and jurisdiction for the enforcement of this section.

- (1) Sounds emitted from authorized emergency vehicles.
- (2) Lawn mowers, garden tractors, construction equipment, and power tools, when properly muffled, between the hours of 7:00 a.m. and 10:00 p.m. only.
- (3) Burglar alarms and other warning devices when properly installed, providing the cause for such alarm or warning device sound is investigated and turned off within a reasonable period of time.
- (4) Parades, festivals, carnivals, fairs, celebrations, concerts, artistic performances or other events authorized by the board of public works and safety or another appropriate governmental entity.
- (5) Attendant noise connected with the actual performance of athletic or sporting events and practices related thereto.
- (6) The emission of sound for the purposes of alerting persons to the existence of an emergency, or for the performance of emergency work.
- (7) Sounds associated with the normal conduct of legally established non-transient businesses when such sounds are customary, incidental and within the normal range appropriate for such use.

(E) Citations for violations of this section may be issued by any sworn police officer, constable or sheriff of the State of Indiana upon property operated by the Muncie schools by a sworn special police officers appointed under Indiana Code Section 36-8-3-7 to serve the Muncie schools.

(F) Nothing in this section shall be construed to limit any other rights or actions that may exist in law or in equity.  
(Ord. No. 27-00, §§ 1—6, 8-7-00; Ord. No. 56-00, §§ 1, 2, 11-13-00; Ord. No. 11-15, § 2, 6-1-15)

(C) Any person who violates the provisions of this section shall be guilty of an infraction, punishable by a fine of not more than:

- First offense . . . . . Up to \$250.00
- Second offense within two years . . . . . Up to \$500.00
- Third offense within two years . . . . . Up to \$1,000.00



REFERENCES TO ORDINANCES

Ord. No.	Date Passed		Code Sec.
11-06	4- 3-06		158.05(45)
41-06	7-10-06		77.30, 77.99(F), (G)
4-93	3- 1-93		Ch. 80, Sched. IV
53-06	12- 4-06		Ch. 80, Sched. XIII
54-06	1- 9-07		34.102(C)(1.5)
56-06	12- 4-06		90.01, 90.28
57-06	12- 4-06		90.07(B)
58-06	12- 4-06		90.29
21-07	7- 9-07		Ch. 80, Sched. XIII
26-07	8- 6-07		70.99
28-07	9-10-07	Rpld	31.100—31.105
		Added	31.100—31.105
1-08	2- 4-08		Ch. 80, Sched. V
14-08	7- 7-08		90.01
15-08	7- 7-08		90.28
33-08	10- 6-08		Ch. 80, Sched. IV
34-08	10- 6-08		Ch. 80, Sched. IV
40-08	10- 6-08		Ch. 80, Sched. V
47-08	12- 1-08	Added	102.01—102.05
1-09	3- 2-09		152.02(B)
2-09	3- 2-09		152.07
			152.30—152.32
3-09	3- 2-09		152.15(C)(2)(k)
4-09	3- 2-09		152.34
5-09	3- 2-09		154.40
6-09	3- 2-09		152.45
7-09	3- 2-09		152.46
8-09	3- 2-09		152.136
9-09	3- 2-09		152.138
10-09	3- 2-09	Rpld	153.17—153.19,
			153.21
11-09	3- 2-09		153.01
12-09	3- 2-09		153.03
13-09	3- 2-09		153.02
14-09	3- 2-09		153.10
15-09	3- 2-09		153.12
16-09	3- 2-09		153.13
17-09	3- 2-09		153.15
18-09	3- 2-09		154.47
19-09	3- 2-09	Rpld	154.02, 154.12
			154.15, 154.18,
			154.20, 154.22,
			154.23
20-09	3- 2-09		152.35
27-09	5- 4-09	Rpld	98.05—98.15
		Added	98.01—98.07
55-09	11- 2-09		152.15(C)(3)
57-09	11- 2-09		117.01—117.17
59-09	11- 2-09		38.01—38.16
60-09	12- 7-09		30.13
66-09	12- 7-09		119.04
67-09	12- 7-09		115.08
5-10	5- 3-10		32.32
12-10	7-12-10	Rpld	97.01—97.18
		Added	97.01—97.13
17-10	8- 2-10		121.03, 121.05(A),
			121.06
18-10	8- 2-10		117.08(C), 117.13

MUNCIE CODE

Ord. No.	Date Passed		Code Sec.
19-10	8- 2-10		35.15(A)
20-10	8- 2-10		35.15(B)
35-10	9-13-10		81.01—81.09, 81.98, 81.99
36-10	9-13-10		Ch. 80, Sched. IV
1-11	2- 7-11	Rpld	53.01—53.10 53.16—53.21, 53.26—53.58, 53.61—53.74, 53.81—53.83, 53.86—53.90
		Added	53.01—53.10, 53.16—53.21, 53.26—53.60, 53.61—53.68, 53.71—53.92
6-11	5- 2-11		150.211(G)
8-11	6-29-11	Rpld	159.01—159.14
		Added	159.01—159.34
18-11	8- 1-11		152.35
19-11	8- 1-11		154.16
20-11	8- 1-11		153.15
36-11	10- 3-11	Rpld	76.01—76.04
		Added	76.01—76.07
40-11	11-14-11		Ch. 80, Scheds. II, IX
3-12	4- 2-12	Rpld	95.16,
		Rnbd	95.17—95.19
		as	95.16—95.18
8-12	5- 7-12		115.10
10-12	6- 4-12		53.01 53.62(A) 53.63(A)
21-12	7- 2-12		Ch. 80, Sched. I
22-12	8- 6-12		98-03, 98.04
43-12	10- 1-12		Ch. 80, Sched. XVII
44-12	10- 1-12		Ch. 80, Sched. IV
51-12	1- 7-13		90.01—90.04, 90.06—90.10, 90.14—90.17, 90.23, 90.27—90.29
		Rpld	90.22
		Added	90.03.01, 90.08.01, 90.11.01, 90.30
3-13	3- 4-13		Ch. 80, Sched. III
4-13	3- 4-13		Ch. 80, Sched. XVII
18-13	9- 9-13		98.03(C)
		Rpld	98.04 98.05(B)
43-13	12- 2-13	Rpld	152.35(A)(2)(m)
		Added	152.35(F)
44-13	12- 2-13		12.03—12.08
47-13	1-13-14		32.39(A)
1-14	2- 3-14	Rpld	160.01—160.12
		Added	160.01—160.12
40-14	12- 1-14	Rpld	96.40—96.49

REFERENCES TO ORDINANCES

<b>Ord. No.</b>	<b>Date Passed</b>	<b>Code Sec.</b>
41-14	1- 5-15	Added 96.40—96.49 113.04
42-14	1- 5-15	77.34(B), 79.16
44-14	1- 5-15	154.14 Added 154.15 154.16, 154.17, 154.19, 154.21, 154.99
6-15	4- 6-15	Rpld 74.01—74.17, 74.99 Added 74.01—74.19
9-15	4- 6-15	Rpld 34.80—34.87 Added 34.80—34.87
11-15	6- 1-15	Added 100.01(B)(8) 100.100(B)
14-15	8- 3-15	Ch. 80, Sched. I Ch. 80, Sched. XVII



CODE INDEX

SEWER CONNECTIONS (See also SEWER CHARGES; SEWERS)

- Abandoned, 50.48
- Backfilling, 50.45
- Barricading and lighting trenches, 50.45
- Grade of building sewer, 50.44
- Inspection fee for reconnection, 50.48
- Licensed person to lay building sewer, 50.40
- Material for building sewer, 50.42
- Permit for, 50.41
  - Application for, 50.41
- Safety measures in blasting, 50.45
- Tap-in and inspection charges, 50.46
  - Payment of, 50.49
  - Schedule of, 50.47
- Unlawful acts, 50.50
  - Penalty, 50.50
- Unused, 50.48
- "Y" branch used for, 50.43
  - Exception, 50.43
  - Inspections, 50.43
  - Notice for, 50.43

SEWERS

- Building (See SEWER CONNECTIONS)
- Cesspools prohibited, 50.08
- Charges for (See SEWER CHARGES; SANITARY DISTRICT RATES AND CHARGES)
- Connections (See SEWER CONNECTIONS)
- Construction of new combined sewers within jurisdiction of sanitary district prohibited, 50.13
- Definitions, 50.02
- Depositing waste from private into public sewer system, 50.04
- Housing code, 155.30(A),(B)
- Inflow sources to sanitary sewers prohibited, 50.11
- Inspections of private systems, 50.06
- Mobile home parks, 150.206(F)
- Privy vaults prohibited, 50.08
- Sanitary district established, 50.01
- Sanitary district (See SANITARY DISTRICT RATES AND CHARGES)
- Sanitary privies, requirement for, 50.09
- Sanitary system, subdivision regulations for, 151.36
- Separation of clear water and sanitary building laterals, 50.12
- Septic tank cleanings at sewage treatment plant, 50.05
  - Fees, 50.05(A), (B)
- Septic tanks prohibited, 50.08
- Storm detention/retention facilities for combined sewers
  - Design criteria for stormwater detention or retention facilities, 163.03
  - Discharge permit application, 163.02
  - Exempt facilities, 163.05
  - Maintenance responsibility, 163.04
  - Purpose, 163.01
- Storm, subdivision regulations for, 151.37
- Stream pollution prohibited, 50.10
- Supervisor, designation of, 50.03
- Surcharges, computation and rates of, 50.27

SEWERS (Cont'd.)

- Unlawful deposits of human excrement, garbage or other organic waste, 50.07

SIDEWALKS (See STREETS AND SIDEWALKS)

SIGNS (See OUTDOOR ADVERTISING AND SIGNS)

SKATEBOARDS, PROHIBITION OF USE OF, 92.10

SMOKE

- Emission declared a nuisance, 94.01
- Furnaces in violation of regulations as nuisance, 94.03
- Injunction against furnace operated in violation of regulations, 94.03
- Preventatives for furnaces, 94.02

SMOKE DETECTORS

- Compliance, 91.46
- Definitions, 91.40
- Installation, 91.43
  - Date of, 91.47
- Liability, 91.48
- Location, 91.42
- Maintenance, 91.44
- Required, 91.41
- Responsibility, 91.45

SMOKING RESTRICTIONS AND PROHIBITIONS, 91.26

SNOW CONTROL ROUTE ORDINANCE (See SNOW EMERGENCY PARKING)

SNOW EMERGENCY PARKING

- Declaration of snow emergency by mayor, 77.43
- Definition of snow emergency, 77.42
- Duration of snow emergency, 77.43
- Penalty, 77.99
- Piles of snow obstructing view, unlawful to allow or cause, 77.46
- Public policy declaration, 77.41
- Regulations governing, 77.40
- Removal of violator's vehicle, 77.46
- Restrictions, 77.44
- School buildings, 77.48
- Streets designated as snow control routes, 77.42
- Unlawful to park contrary to regulations, 77.45

SNOW REMOVAL EQUIPMENT

- Flashing lights, 75.46(C)
- Light standards and specifications, 75.47

SOLICITORS, TRANSIENT MERCHANTS

- Canvassers, solicitors, distributors
  - Application for permit, 116.11
  - Conditions of permit, 116.14
  - Duration, expiration of permit, 116.13
  - Identification permit
    - Application for identification permit, 116.17
    - Fee; issuance; denial, 116.18
    - Identification permit required, 116.16
  - Issuance of permit; fee; grounds for refusal, 116.12
  - Permit required, 116.10
  - Presentation of permit, 116.19

MUNCIE CODE

SOLICITORS, TRANSIENT MERCHANTS (Cont'd.)

- Revocation of permit; notice, 116.15
- Definitions, 116.01
- Exceptions, 116.02
- Transient merchants
  - Application for license; fee, 116.21
  - Bond required, 116.22
  - Issuance of license, 116.23
  - License required, 116.20
  - Penalty, 116.40
  - Record of license; forms, 116.24
  - Revocation of license or permit, 116.30
- Use, disposition of receipts, 116.03

SOUND DEVICES, USE OF, 150.212(G)

SPEED CONTESTS, 72.21

- Penalty, 72.59

SPITTING IN CERTAIN PLACES PROHIBITED, 130.20

STORM DRAINAGE AND SEDIMENT CONTROL

- Administration, 164.05
- Bonds, covenants and easements, 164.08
- Definitions, 164.04
- Enforcement, 164.10
- Fees, 164.12
- General Drainage Standards adopted by reference, 164.18
- Investigations and inspections, 164.09
- Jurisdiction, 164.02
- Land alterations, 164.03
- Minimum drainage standards and regulations, 164.15
- Minimum standards for erosion and sediment control, 164.16
- Nonconforming sites, 164.06
- Permit duration, 164.07
- Procedure for promulgation of regulations, 164.17
- Professionally prepared and certified drainage plans, 164.13
- Purpose, 164.01
- Regulated drain clearance, 164.14
- Variances and deviations from plan, 164.11

STORMWATER

- Storm detention/retention facilities for combined sewers, 163.01 et seq.
- Subdivision regulations, storm sewers, 151.37

STREAM POLLUTION PROHIBITED, 50.10

STREET DIVISION, 31.08(E)

STREET SIGNS

- Subdivision regulations, 151.39

STREETS AND SIDEWALKS

- Access control (See ACCESS CONTROL)
- Ball playing prohibited, 96.01
- Barricades not to be removed, 96.03
- Benches at bus stops (See BENCHES AT BUS STOPS)
- Cleanliness of, 96.05
- Earth, gravel or pavement not to be removed without permit, 96.04
- Goodwill Industries receptacles, placing articles in, 96.06
- Lanterns not to be removed from, 96.03

STREETS AND SIDEWALKS (Cont'd.)

- Littering prohibited, 96.05
- Loose material on vehicles
  - Securing of vehicles, 96.02
  - Spilling, etc., prohibited, 96.02
  - Removal of debris from, 96.02
- Obstructions
  - Banner or other advertising hanging from one building to another, permit for, 96.10
  - Defacing posts, 96.11
  - Parking and assembly on walkways, driveways, and parking areas, 96.18
  - Posting handbills or advertisements, 96.11
  - "Sidewalk days," observance of, 96.13(E)
  - Signposts in front of buildings, 96.12
  - Signs or merchandise at or near intersections, 96.13
  - Street lights, 96.15
  - Trees and shrubs, 96.16, 96.17
    - Notice for removal, 96.17
    - City to correct, 96.17
    - Lien for costs, 96.17
- Parking vehicles on sidewalks, 96.031
- Regulation of activities within public rights-of-way
  - Board to establish rules and regulations for permits, procedures and waivers, 96.47
  - Definitions, 96.41
  - Inspections and penalties, 96.48
  - Notifications, 96.49
  - Occupancy permits
    - Fees and rates, 96.46
    - Procedures, 96.45
  - Right-of-way use
    - Application procedure, 96.43
    - Regulations, 96.42
  - ROW occupancy regulations, 96.44
  - Title, 96.40
- Sidewalks (See also other subtopics hereunder)
  - Animals on, 96.30
  - Awnings over, 96.35, 96.36
  - Cellarways under, 96.34
    - Opening doors to, 96.34
  - Dirt and rubbish on, 96.31
    - Action against owner to remove, 96.31
  - Driving prohibited on, 71.99
  - Ice and snow removal, 96.32
  - Merchandise, loading and unloading of, 96.32
  - Obstructions, freedom from, 96.32
  - Sheds over, 96.35
  - Subdivision regulations, 151.40
  - Sweeping of, 52.06
  - Vehicles on, driving of, 96.30
  - Width of, 96.33
- Signal lights not to be removed from, 96.03
- Subdivision regulations, 151.12, 151.34
- Thoroughfare plan
  - Contents, 96.50
  - Policy, 96.51
- Tree ordinance (See TREE ORDINANCE)

CODE INDEX

SUBDIVISION REGULATIONS

Amendments, 151.65

Annexation, 151.41

