

TOWN OF DAVIDSON, NORTH CAROLINA

CRIMINAL ORDINANCE LIST

Sec. 1-11. - General penalty

- (a) It shall be unlawful and constitute a **misdemeanor** for any person to violate any of the provisions of this Code or of the ordinances of the town.
- (b) Where no specific penalty is provided in any provision of this Code or in any ordinance of the town, each person convicted for the violation of any such provisions may be punished by a fine of not more than \$500.00 or by imprisonment for not more than 30 days.
- (c) In addition to all other punishments provided for, any person found guilty of violating any ordinance of the town may be required to pay the court costs, or any portion of such costs, in the discretion of the court.
- (d) Each day a violation of any provision of this Code or other town ordinance continues shall constitute a separate offense.

Chapter 6 – Advertising

It is unlawful to affix printed material of any sort (posters, flyers, advertisements, bills, notices, etc.) to public property in the town and / or on the right-of-way of any street in town. (This does not apply to notices, signs, or advertisements required to be posted by law, signs or plates on residential premises giving the name or address of the occupant, mailboxes or newspaper tubes, municipal, county, state, and federal traffic signs, historical markers, monuments or signs erected by public authority, temporary displays as a part of customary holiday decorations, and signs denoting the location of underground utilities)

It is unlawful to attempt to advertise by painting, writing, etc. upon any street or sidewalk in town. It is also unlawful to affix printed material of any sort upon private property without the written consent of the property owner.

Chapter 10 – ANIMALS

It is unlawful to interfere with, hinder, obstruct, delay an officer carrying out any duty imposed by this chapter. It is unlawful to conceal any animal for the purpose of evading licensing, vaccine, permits, etc. required by state law and/or town ordinance. It is unlawful to refuse to show an animal's rabies certificate, license and/or permit upon request of a Davidson Police Officer and/or respective animal control agencies.

It is unlawful to abandon, neglect, abuse, improperly transport, tease, molest, torture, beat, poison, mutilate, improperly restrain, etc. any animal.

It is unlawful to fail to provide adequate food, water and/or appropriate shelter, shade, etc. to any animal that a person owns, possesses or harbors. It is unlawful to fail to control any animal that a person possesses, owns or harbors while in public parks, on sidewalks or other public areas of town.

It is unlawful to promote, stage, hold, manage, conduct or attend any game, exhibition, contest, fight or combat between one or more animals or between animals and humans.

It is unlawful to fail to provide adequate medical attention for any sick, diseased or injured animal that one owns, possesses or harbors.

It is unlawful to place and confine an animal in a motor vehicle under such conditions or for such a period of time as to endanger the health or well-being of such animal due to temperature, lack of food or drink or other such conditions as may reasonably be expected to cause suffering, disability or harm.

It is unlawful to keep any animal under unsanitary or inhumane conditions which are detrimental to the animal's health and general welfare or fail to maintain a condition of good order and cleanliness which reduces the probability of transmission of disease.

It is unlawful to set any rabbit, hare, raccoon or other such animal loose for the purpose of chasing, hunting or having a race thereafter.

Outdoor kennels used for the primary purpose of restraining dogs must have a minimum of 50 square feet per dog and must be kept in a state of repair to prevent injury to dogs.

It is unlawful for the owner, possessor or harbinger of an animal to negligently allow the animal to bite a human being who does not ordinarily reside on the premises (provocation and/or trespassing by the bite victim being an exception).

It is unlawful to the owner, possessor or harbinger of an animal, or for the victim if the victim is reasonably physically able, to fail to report to a Davidson Police Officer and/or the respective animal control officer or 9-1-1 as soon as possible than an animal has bitten a person. It is unlawful to harbor an animal that has bitten a person and/or to fail to provide the location of such animal to the Davidson Police Department and/or animal control.

It is unlawful to engage in the aggression training of dogs without properly registering the business and the location and address of any such dog being trained by such business. Such dogs must be adequately confined as determined by the Davidson PD or respective animal control agency. Such businesses must allow inspection of their training facility and observation of their training methods, failure to do so and/or impeding any such inspection / observation is unlawful.

All Guard Dogs kept within the town must be properly registered; licensed as guard dogs and have proof of current rabies inoculation. The owner, possessor, harbinger or user of any guard dog shall have posted on the premises a sign that identifies the name, address and telephone number of the owner of the guard dog. It is unlawful to interfere with any enforcement provision of this section.

It is unlawful for an animal that has bitten, attacked or threatened a human or animal to remain at large. It shall be unlawful to interfere with, threaten or otherwise prevent Davidson PD or animal control with locating and securing such animal.

It is unlawful to intentionally strike an animal with an automobile or other vehicle. It is unlawful for any person that injures or kills a domestic animal to fail to notify the owner (if identification of same is readily available) and/or Davidson PD of the injury or death of the animal.

It is unlawful to own, possess, maintain or keep an animal in such a manner as to constitute a public nuisance or a nuisance to neighbors. Such acts may include but are not limited to the following examples; permitting an animal to damage the property of others, allowing or permitting animals to bark, whine, howl, crow, cackle or cause noise in an excessive, continuous or untimely fashion so as to reasonably interfere with the enjoyment and use of neighboring premises; maintaining a diseased animal; maintaining an animal that habitually or repeatedly chases, snaps at, attacks or barks at pedestrians, joggers, dogs walked on leash by owners, bicycles or vehicles; fail

to confine a female dog or cat while in season; failure to pick up feces on public street, sidewalk, gutter, park or other publicly used property.

It is unlawful for any person to run, drive or ride any animal in a reckless, disorderly or careless manner through any street, alley or highway; it is unlawful to permit, drive or cause to be driven any loose or unhaltered horse, mule, cow or other livestock upon streets, alleys or highway in the town.

It is unlawful (without the actual consent of the owner) to harbor, feed, keep in possession by confinement or otherwise have any animal that does not belong to him, unless he has, within 24 hours of the time the animal came into his possession, notified the Davidson PD or respective animal control agency. It is unlawful to fail to surrender such animal to an employee of the Davidson PD or applicable animal control agency upon demand.

It is unlawful to keep, maintain, possess or have under his control any venomous reptile or any other wild or exotic animal.

It is unlawful to trap, hunt, shoot or attempt to shoot or molest in any manner any bird or wildfowl or to rob bird nests or wildfowl nests. It is unlawful to keep any wildfowl in the town limits.

It shall be unlawful for any person to sell, offer for sale, barter, or give away baby chickens, ducklings, or other fowl under three weeks of age, or rabbits under two months of age, as pets, toys, premiums, or novelties, or to color, dye, stain, or otherwise change the natural color of baby chickens, ducklings, or other fowl, or rabbits, or to bring or transport such animals or fowl into the town.

It shall be unlawful for any person to keep pigeons within the town unless such pigeons are properly kept in a cage or enclosure at all times.

It shall be unlawful for any person to keep, have or maintain any livestock within the town limits.

Any person owning or having control of a dog that is allowed to run at large shall be guilty of a misdemeanor if such dog molests any person or molests or damages the property of another; however, before any person may be convicted under this section, it shall be shown that such person had notice of prior similar conduct or action by such dog.

It shall be unlawful for any person to locate, construct, reconstruct, alter, maintain, or use, on any lot or parcel of land within the corporate limits of the town, any hives or other enclosures for the purpose of keeping any bees or other such insects unless every part of such hive or enclosure is located at least 75 feet from a dwelling house located on the adjoining property.

On lot sizes of 15,000 square feet or less, no more than four hives (colonies of bees) will be permitted. The hives shall be no closer than 15 feet from any property line. On lots larger than 15,000 square feet, additional hives will be permitted on the basis of one hive for each 5,000 square feet in excess of 15,000 square feet.

It shall be unlawful for any dog, cat, or ferret owner, possessor or harbinger who resides in the town to fail to provide their dog, cat, or ferret over four months of age with a current town license tag.

It shall be unlawful for any person who owns, possesses, or harbors a dog, cat, or ferret, four months of age or older, not to have the animal inoculated against rabies.

It shall be unlawful for the owner, possessor, or harbinger of any dog or cat in the town not to have the dog or cat wear the rabies vaccination tag issued to them by the veterinarian administering the rabies vaccine.

It shall be unlawful for any person to own, to keep custody of or to take care of four or more dogs or cats or any combination of four dogs and cats or more, four months or older, which are frequently outside on the premises, unless the person has a special permit issued by the Davidson Police Department.

It shall be unlawful for an owner to fail to comply with a containment order within the designated time for compliance stated in the written order or any extension thereof.

Chapter 14 - BUILDINGS AND BUILDING REGULATIONS

It shall be unlawful for the owner of any dwelling to fail / refuse to comply with an order to demolish, repair, alter, vacate, close, etc. any dwelling found to be unfit for human habitation by any authority empowered to issue such order.

ARTICLE III. – TAXICABS

It shall be unlawful for any person to operate a taxicab upon and over the streets of the town without first having secured from the board of commissioners a certificate of convenience and necessity therefor as set forth in this division.

ARTICLE IV. - PEDDLERS AND SOLICITORS

It shall be unlawful, unless with the prior permission or invitation of the owner or occupant, for any person to enter upon any privately owned premises in the town used as a dwelling for the purpose of soliciting orders for the immediate or future delivery of goods, merchandise, or services, specifically including the taking of subscriptions for magazines.

It shall be unlawful for any person to sell or offer for sale or peddle goods, wares, food or merchandise upon the public streets or public parking lots of the town or to engage in business as a peddler anywhere in town without first having applied for and obtained a permit, as specified in [section 18-221](#), so to do from the town.

ARTICLE V. - ESCORT AND DATING SERVICES

It shall be unlawful for any person to engage in, conduct, carry on, or to permit to be engaged in, conducted or carried on, the operation of (a) an escort service as defined in [section 18-251](#) without a valid escort service permit issued pursuant to the provisions of this article, or (b) a dating service as defined in [section 18-251](#), without a valid dating service permit issued pursuant to the provisions of this article

Chapter 22 – CEMETERIES

It shall be unlawful for any person to bury or cause to be buried any human body in any place other than in a public or private cemetery.

Chapter 26 - CIVIL EMERGENCIES.

During the existence of a proclaimed state of emergency, it shall be unlawful for any person to violate any provision of any restriction imposed by any proclamation authorized by this article.

The violation of this article, or any provision of any restrictions imposed by any proclamation authorized by this article, shall constitute a class 2 misdemeanor in accordance with G.S. 14-288.20A.

Chapter 30 – ENVIRONMENT

It shall be unlawful for any person to create or cause a nuisance to be created; or for the owner, lessee, occupant, caretaker or person in possession of any lot, parcel or tract of land in the town to create a nuisance or otherwise permit, allow or suffer a nuisance to be created; or to allow a nuisance to remain on such property after it has been declared a nuisance. A list of defined nuisances in the Davidson Town Code are as follows: Overgrowth or heavy growth of weeds, bushes, poison oak, poison ivy or other noxious vegetation or overgrowth of grass and weeds over ten inches in height; conditions which have become or will become, if not corrected, a breeding ground or harbor for mosquitoes, snakes, rats or other pests; a collection place for lumber, brick, blocks, nails and building materials unless such conditions are temporary in nature and caused by current construction in progress pursuant to a lawfully issued building permit; a collection place for garbage, food waste, litter, animal waste, trash and refuse or any other rotten or putrescible matter of any kind; rotten, damaged or dilapidated sheds, outbuildings, garages or other uninhabited structures which have collapsed or partially collapsed or pose a danger of fire or pose a risk to neighborhood children or to adjacent property and property owners; an open or unsecured storage or collection place for chemicals, oils, gasoline, flammable liquids, or other similar harmful or dangerous substances, gases or vapors; a collection or storage place for old, worn-out, broken or discarded machinery, car parts, junk, furniture, stoves, refrigerators and appliances, cans or containers, household goods or plumbing and electrical fixtures or other similar materials; a collection place or pool or pond of stagnant or foul water caused by any manmade berm, dam, ditch or impoundment; a storage place or place of collection for broken bottles, glass, tin, aluminum and other sharp, pointed, jagged or rusted metal; barns, animal pens and enclosures, dog lots and runs, or other similar places that house animals and which are not kept in a sanitary condition, attract flies and other pests, or emit foul odors; a collection place for sewage and sewage drainage or the seepage from septic tanks; a collection place for tree limbs, dried brush, dead vegetation or other rubbish; any discharge into or polluting of any stream, creek, river or other body of water of any dangerous substance or any other material likely to harm the water or any vegetation, fish or wildlife in or along the water or the storage of such harmful materials and substances in a manner so that it is likely that such streams, creeks, rivers or other bodies of water will be polluted; or any conditions or use of property which results in the emission of pollutants and particles into the atmosphere or causes noxious odors and stenches to be emitted into the air; or any other act or condition declared to be a nuisance in the manner provided in this article by the board of commissioners.

Any violation of this article or the failure to abide by any lawful order issued pursuant to this article shall be a misdemeanor.

ARTICLE IV. - ABANDONED, JUNKED AND NUISANCE VEHICLES

It shall be unlawful for the registered owner or person entitled to possession of a vehicle to cause or allow such vehicle to be abandoned. Abandoned vehicle being defined as follows: a vehicle parked on a public street or highway in violation of a law or ordinance prohibiting parking; a vehicle parked on a public street or highway for longer than seven days; a vehicle parked on property owned or operated by the town for longer than 24 hours; or a vehicle parked on private property without the consent of the owner, occupant or lessee of the property for longer than two hours.

Nuisance vehicles unlawful; It shall be unlawful for the registered owner or person entitled to possession of a motor vehicle or for the owner, lessee or occupant of the real property upon which the vehicle is located to leave or allow the vehicle to remain on the property after it has been declared a nuisance vehicle. Any of the following conditions may cause a vehicle to be declared a nuisance vehicle; a vehicle that is a breeding ground or harbor for mosquitoes, other insects, rats or other pests; a vehicle that is a point of heavy growth of weeds or other noxious vegetation over eight inches in height; a vehicle that is a point of collection of pools or ponds of water; a vehicle that is a point of concentration of quantities of gasoline, oil or other flammable or explosive materials as evidenced by odor; a vehicle that has areas of confinement which cannot be operated from the inside, such as trunks, hoods, etc.; a vehicle that is so situated or located that there is a danger of its falling or turning over; a vehicle that is a point of collection of garbage, food waste, animal waste, or any other rotten or putrescible matter of any kind; or any other vehicle specifically declared a health and safety hazard and a public nuisance by the board of commissioners.

Junked vehicles unlawful; It shall be unlawful for the registered owner or person entitled to the possession of a junked motor vehicle or for the owner, lessee or occupant of the real property upon which a junked motor vehicle is located to leave or allow the vehicle to remain on the property after the vehicle has been ordered removed, or to fail to comply with the locational requirements of this article. Junked vehicle means a vehicle that does not display a current license plate lawfully upon that vehicle and that: Is partially dismantled or wrecked; Cannot be self-propelled or moved in the manner in which it originally was intended to move; or Is more than five years old and appears to be worth less than \$100.00.

Unlawful removal of impounded vehicles.

It shall be unlawful for any person to remove or attempt to remove from any storage facility designated by the town any vehicle which has been impounded under provisions of this article unless all towing and impoundment fees, or bond in lieu of such fees, have been paid.

Chapter 34 - FIRE PREVENTION AND PROTECTION

It shall be unlawful for anyone to rent or lease to another a dwelling unit, whether a dwelling, a condominium or a townhouse or located within a duplex, or a multifamily structure, unless that

dwelling unit has in it at least one operable smoke detector installed in accordance with the manufacturer's recommendations.

Any person or firm who fails to install an operable smoke detector or fails to make operable an existing smoke detector as required by this article within 30 days after having been issued a warning requesting correction of a violation of this article shall upon conviction be guilty of a misdemeanor.

ARTICLE II. - FLOOD DAMAGE PREVENTION

Violation means the failure of a structure or other development to be fully compliant with the town's floodplain management regulations.

If the owner of a building or property fails to comply with an order to take corrective action from which no appeal has been taken, or fails to comply with an order of the board of commissioners following an appeal, he shall be guilty of a misdemeanor.

Chapter 50 - OFFENSES AND MISCELLANEOUS PROVISIONS

It shall be unlawful to place, deposit, throw, pour or convey by any drain or gutter into or upon any street, alley or other public place any dead animal, offal, garbage, refuse or rubbish of any kind, filth, manure, feculent, foul or putrid water or any matter offensive to smell or injurious to health.

It shall be unlawful for any person to pull down, cut, deface with signs, break, in any way injure or to hitch animals to any of the trees, shrubs or flowers on the streets, parks or squares of the town.

No person shall willfully or negligently injure or interfere with any fire hydrant, traffic signal, police or fire alarm box, or any other property used in the town police or fire alarm system.

No person shall discharge any pistol, gun or other firearm within the town except in the defense of person or property or pursuant to lawful direction of law enforcement officers.

Except as provided in subsection (b) of this section, all persons are prohibited from possessing weapons as defined in G.S. 14-269 in town-owned buildings, their appurtenant premises, and parks.

It shall be unlawful for any person to have an open container or consume any alcoholic beverage upon the private business premises of another without permission of the owner or person in control of such premises.

It shall also be unlawful for any person to drop, throw, cast or deposit any used alcoholic beverage container upon any public street, sidewalk, or public vehicular area, or upon the private premises of another without permission of the owner or person in control of such premises.

It shall be unlawful for any person to willfully urinate or defecate in or upon any public place, street, sidewalk, alley, or outside area, open to public view and at the same time in the presence of any other person.

It shall be unlawful for anyone to camp on any public property owned by the town including public rights-of-way and sidewalks except as permitted at Fisher Farm Park by the parks and recreation manager.

A recreational fire, camp fire or fire pit may be allowed on property owned or operated by the town as long as permitted by the Davidson Fire Department with notification to the Davidson Police Department. All other open burning on public or private property is prohibited without a permit issued by the Mecklenburg County Fire Marshall's Office.

It shall be unlawful for any person, other than governmental employees in the performance of their duty, to possess any obstruction object or instrument with the intent to obstruct a public road, public sidewalk, public right-of-way, entrance or exit to private property or any other area open to the public. Obstruction object or instrument as used in this section means a device commonly known as a "lock box" or "sleeping dragon" or any of the components of such a device including but not limited to: pipes, tubes, wire handcuffs, chains, carabiners, or padlocks, or containers either weighted or not.

It shall be unlawful for any person, other than governmental employees in the performance of their duty, to place any instrument, tripod, bipod or other pole or object with the intent to obstruct pedestrian or vehicular movement on a public road, public sidewalk, public right-of-way, entrance or exit to private property, or any other area open to the public.

It shall be unlawful for any person, other than governmental employees in the performance of their duty, to attach themselves to another person, building, vehicle or fixture with the intent to obstruct pedestrian or vehicular movement on a public road, public sidewalk, public right-of-way, entrance or exit to private property or any other area open to the public.

It shall be unlawful for any person, other than governmental employees in the performance of their duty, to attach themselves to another person, building, vehicle or fixture with the intent to obstruct pedestrian or vehicular movement on a public road, public sidewalk, public right-of-way, entrance or exit to private property or any other area open to the public. (Obstruct as used in this section means to interfere with pedestrian or vehicular movement on a public road way, public sidewalk, public right-of-way, entrance or exit to private property, or any other area open to the public.

It shall be unlawful for any person to throw, emit, or cause to be used as a projectile, or otherwise disperse any noxious substance. (Noxious substance as used in this section means any substance that is harmful or destructive or foul or offensive to human beings, such as but not limited to garbage, trash, refuse, animal parts or fluids, manure, urine, feces or other organic waste by-products).

It shall be unlawful for anyone to intentionally cross over a police line or barricade.

It shall be unlawful to hang, fasten, or attach any rope, wire, chain, sign, banner, or electrical device or power cord to any public or private property including buildings, bridges, overpasses, vehicles, construction equipment, memorials, utility poles or artwork unless express permission has been granted by the owner or manager of the property.

Sec. 50-72. - Declaration of extraordinary event

During the period of time and within the boundaries of an extraordinary event, it shall be unlawful for any person, other than governmental employees in the performance of their duties to push, pull or transport any, vehicle, cart, or float, unless a permit specifically authorizes the use of that item(s).

During the period of time and within the boundaries of an extraordinary event, it shall be unlawful for any person, other than governmental employees in the performance of their duties, to throw any item unless a permit specifically authorizing such throwing.

During the period of time and within the boundaries of an extraordinary event, it shall be unlawful for any person, other than governmental employees in the performance of their duties, to willfully or intentionally possess, carry, control or have immediate access to any of the following: A bar, chain, shaft, staff, cable, wire, lumber, or plastic pipe capable of inflicting serious injury to a person if thrown at or struck upon another; A container or object of sufficient weight that may be used as a projectile, or that contains objects that may be used as a projectile, that could inflict serious injury to a person or damage to property; an aerosol container, spray gun or soaker device; a paint gun, etching materials, spray paint container, liquid paint or marker containing a fluid that is not water soluble; a backpack, duffle bag, satchel, cooler or other item carried with the intent to conceal weapons or other prohibited items; a glass or breakable container capable of being filled with a flammable or dangerous substance carried with the intent to inflict serious injury to a person or damage to property; a sharp or bladed objects such as a box cutter, utility knife, ice pick, axe, or any other object defined in [section 50-5](#); a hammer or crow bar; pepper spray, mace or any other irritant carried with the intent to delay, obstruct or resist the lawful orders of a law enforcement officer; body armor, shield, helmet, protective pads, or gas masks carried or worn with the intent to delay, obstruct or resist the lawful orders of a law enforcement officer; a mask or scarf worn with the intent to hide one's identity while committing a crime; a police scanner; rocks, bottles, objects, bricks or pieces thereof that are of sufficient weight or design as to cause serious injury to a person if thrown at or struck upon another; a device used to shoot, hurl or project a missile of any description capable of inflicting serious injury to a person; a "sock" or "pocket" containing material of sufficient weight as to cause serious injury to a person if thrown at or struck upon another; fireworks, smoke bombs, sparklers, and stink-bombs; an animal unless specifically allowed under the terms of a permit issued in [section 66-63](#) or is a service animal used to assist a person with a disability.

Chapter 54 - PARKS AND RECREATION

It shall be unlawful for any person to possess an open container of malt beverage or unfortified wine, or to possess or consume fortified wine, spirituous liquor or mixed beverages on property described in subsection (f) of this section unless obtained pursuant to a special event permit issued by the town manager or manager of parks and recreation (the "manager"). The terms "ABC laws," "alcoholic beverage," "malt beverage," "unfortified wine," "spirituous liquor" and "mixed beverages" shall have the same definition as given those terms in G.S. 18B-101. Possession of an open container of an alcoholic beverage shall be prima facie evidence of consumption.

No registered sex offender shall enter into or upon any park or recreation facility owned, operated or maintained by the town except as permitted by [section 54-23](#) of this article.

Chapter 62 - SOLID WASTE MANAGEMENT

It shall be unlawful for any person to damage, displace or otherwise interfere with garbage containers or their contents except the owner or upon permission or at the request of the owner.

All garbage and refuse shall be collected and placed in containers as required by this chapter, and it shall be unlawful for any person to permit garbage or refuse to accumulate or remain on any premises longer than is reasonably necessary to remove and deposit the garbage or refuse in approved containers as required in this chapter.

It shall be unlawful to burn or set fire to or bury any garbage or refuse for the purpose of disposal.

Failure of a contractor or property owner to remove and properly dispose of construction debris is a violation of this section; construction debris shall not be collected by the town.

It shall be unlawful for any person to leave outside any building in a place accessible to children any appliance, refrigerator or container. This section shall not apply to any appliance, refrigerator or container which has been placed on or adjacent to the rear of a building and is crated, strapped or locked to such an extent that it is impossible for a child to obtain access to any airtight compartment.

It shall be unlawful for any person to place any refuse, trash, refuse receptacles or containers on, upon or over any storm drain or so close to a storm drain as to be drawn by the elements into the storm drain.

It shall be unlawful for any person to scatter, cast, throw, place, sweep or deposit anywhere within the town any litter in such a manner that it may be carried or deposited by the elements upon any street, sidewalk, alley, body of water, sewer, parkway, lot, public property or private property. Any unauthorized accumulation of litter is declared to be a public nuisance and is prohibited.

It shall be unlawful for a responsible person to operate a vehicle transporting loose materials within the town without a suitable cover.

It shall be unlawful to dispose or discard any litter on private property owned by someone else

without their permission or on public property without specific approval from the town.

The intentional killing of animals or the dumping or placing of dead animals on public property or public rights-of-way shall constitute a misdemeanor.

Chapter 66 - STREETS AND SIDEWALKS

No person shall damage, deface or mar in any manner whatsoever any of the streets or sidewalks of the town.

It shall be unlawful for any person to build, erect, construct or place any porch, steps, fence, wall or other obstruction whatsoever in or over any of the streets or sidewalks of the town.

No persons shall congregate on the streets or sidewalks in such a way as to obstruct or interfere with the free passage of traffic.

It shall be unlawful to picket in the town without securing a permit for same.

It shall be unlawful for any person to physically interfere with pickets in the use of the sidewalk or to address profane, indecent, abusive or threatening language to or at such pickets which would tend to provoke such pickets or others to a breach of peace.

No public assembly or parade is permitted on the sidewalks or a street of the town or on other property owned or operated by the town unless a permit allowing such activity has been issued by the permit official and remains unrevoked, pursuant to this section.

It shall be unlawful to unreasonably hamper, obstruct, impede, or interfere with a public assembly or parade, or with any person, vehicle, or animal participating or used in the public assembly or parade.

It shall be unlawful for the operator of a motor vehicle to drive between vehicles or persons comprising a parade when such vehicles or persons are in motion and are conspicuously designated as a parade.

No such parade or demonstration is permitted within any public building or structure.

ARTICLE III. - EXCAVATION AND REPAIR

It shall be unlawful to perform any, each, or all of the following without prior approval: digging, scraping, improving, paving, ditching, or excavating on any town street or any town right-of-way; planting or removing any shrub, tree, or flower upon the town right-of-way; placing any sign or damaging or removing any sign on the town right-of-way; constructing electric lines and/or telephone cables upon or under any town street or upon or under any street right-of-way; and constructing sewer or water lines upon or under any street or any street right-of-way, or damaging or removing any such lines that have been legally installed.

It shall be unlawful to deposit, allow to be deposited, or store any building or landscape materials for staging or construction, on any public streets or sidewalks.

Building materials may not be mixed on public streets or sidewalks in any way that obstructs pedestrian or vehicular traffic. All construction vehicles, including concrete mixing trucks, must provide for safe passage of vehicles on the street and pedestrians on the sidewalk.

It shall be unlawful for the contractor in charge of a construction project, driver of any vehicle, or any person who undertakes, on their own, the removal and conveyance of any dirt, mud, construction materials, or other debris, to allow any dirt, mud, construction materials, or other debris to be deposited upon any street or sidewalk and then to fail to remove the same from the street or sidewalk.