

**Codified  
Ordinances  
of the  
Town of  
Eleanor  
West Virginia**

Complete to December 7, 2009

CERTIFICATION

I, Walter F. Halstead, Mayor of Eleanor, West Virginia, pursuant to West Virginia Code 8-11-4(b) hereby certify that the general and permanent ordinances of the Town of Eleanor, West Virginia, as revised, rearranged, compiled, numbered as to sections, codified and printed herewith in component codes are correctly set forth and constitute the 1997 Codified Ordinances of the Town of Eleanor, West Virginia, as amended to December 7, 2009.

/s/     Walter F. Halstead  
Mayor

Codified, edited and prepared for  
publication by  
THE WALTER H. DRANE COMPANY  
Cleveland, Ohio

Copyright, 1997, by  
The Walter H. Drane Company

TOWN OF ELEANOR  
ROSTER OF OFFICIALS  
(2009)

COUNCIL

Eric Blankenship  
Jack McLane  
Chris Dennison

Michael May  
Thomas R. Sheridan

ADMINISTRATION

Walter F. Halstead  
Lynda Casto  
Lisa Maye

Mayor  
Recorder  
Attorney

The publisher  
expresses his appreciation to

WANDA P. HESCHT  
Recorder

and

WALTER F. HALSTEAD  
Councilman

and all the other officers and  
employees who gave their time  
and counsel to this codification.

AN ORDINANCE TO ADOPT THE 1997 CODIFIED ORDINANCES; TO ADOPT NEW MATTER; TO REPEAL ORDINANCES IN CONFLICT THEREWITH; AND TO DIRECT THAT THE STATUTORY REQUIREMENTS FOR THE CODIFICATION OF ORDINANCES BE COMPLIED WITH.

WHEREAS, the Council of the Town of Eleanor, West Virginia has deemed it necessary to codify the Town ordinances of a permanent and general nature;

WHEREAS, it has heretofore entered into a contract with the Walter H. Drane Company to prepare and publish such codification;

WHEREAS, the codification of such ordinances, together with the new matter to be adopted, the matters to be amended and those to be repealed are before the Council;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF ELEANOR, PUTNAM COUNTY, WEST VIRGINIA:

Section I: The ordinances of the Town of Eleanor, West Virginia, of a general and permanent nature, as revised, codified, rearranged and consolidated into component codes, chapters, articles and sections are hereby approved, adopted and enacted as the Codified Ordinances of Eleanor, West Virginia, 1997.

Section II: Pursuant to West Virginia Code 8-11-4(b):

- (a) Notice of the proposed adoption of the Codified Ordinances shall be given by publication as provided in West Virginia Code 8-11-4(a)(2);
- (b) Through authentication of this Ordinance the Mayor shall certify the 1997 Eleanor Codified Ordinances which shall be filed as a permanent record in the office of the Town Recorder.

Section III: The provisions of this Ordinance, including all provisions of the Codified Ordinances, shall be in full force and effect as provided by law. All ordinances and resolutions or parts thereof enacted prior to January 1, 1997, which are inconsistent with any provision of the Codified Ordinances, are hereby repealed as of the effective date of this Ordinance except as follows:

- (a) The enactment of the Codified Ordinances shall not be construed to affect a right or liability accrued or incurred under any legislative provisions prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in the violation of any such legislative provisions, nor to affect any indictment or prosecution therefor. For such purposes, any such legislative provisions shall continue in full force notwithstanding its repeal for the purpose of revision and codification.

- (b) The repeal provided above shall not affect:
- (1) The grant or creation of a franchise, license, right, easement or privilege.
  - (2) The purchase, sale, lease or transfer of property.
  - (3) The appropriation or expenditure of money or promise or guarantee of payment.
  - (4) The assumption of any contract or obligation.
  - (5) The issuance and delivery of any bonds, obligations or other instruments of indebtedness.
  - (6) The levy or imposition of taxes, assessments or charges.
  - (7) The establishment, naming, vacating or grade level of any street or public way.
  - (8) The dedication of property or plat approval.
  - (9) The annexation or detachment of territory.
  - (10) Any legislation enacted subsequent to January 1, 1997.

Section IV: This ordinance shall become effective from and after its date of passage.

The first reading of this Ordinance by Town Council was the \_\_\_\_\_ day of \_\_\_\_\_, 1997.

The second reading and approval of this Ordinance to adopt the new Codified Ordinances: \_\_\_\_\_ day of \_\_\_\_\_, 1997.

/s/ \_\_\_\_\_  
Mayor

/s/ \_\_\_\_\_  
Recorder

## CONTENTS

Preliminary Unit  
General Index  
Comparative Section Table

---

### CODIFIED ORDINANCES OF ELEANOR, WEST VIRGINIA

PART ONE - Administrative Code

PART THREE - Traffic Code

PART FIVE - General Offenses Code

PART SEVEN - Business and Taxation Code

PART NINE - Streets, Utilities and Public Services Code

PART ELEVEN - Health and Sanitation Code

PART THIRTEEN - Planning and Zoning Code

PART FIFTEEN - Fire Prevention Code

PART SEVENTEEN - Building and Housing Code

## EDITOR'S NOTE

The arrangement and numbering of the Codified Ordinances into component codes, chapters, articles and sections are based on an adoption of the decimal numbering system which is in accord with the best accepted practice in instituting a codification. Each section is self-identifying as to code, article and section number. For example, 305.06 indicates that the code number is 3, the article number is 305 (or the 5th article within code 3), and the section number is .06. The code and article numbers appear left of the decimal, with the code number preceding the first two digits left of the decimal, and the article number being all digits left of the decimal. The section number appears right of the decimal. As another example, 113.10 indicates the code number is 1, the article number is 113 (or the 13th article within code 1), and the section number is .10.

This numbering system has the advantage of inherent flexibility in allowing for an almost endless amount of expansion. Codes, chapters, and articles initially are odd-numbered, thus reserving the use of even numbers for future legislation. Sections within articles are consecutively numbered, except that penalty provisions are usually assigned the number .99. Newly created sections subsequent to the original codification may be indicated by three digits right of the decimal in the event the law properly belongs between two consecutively numbered sections. For example, newly created 575.061, 575.062 and 575.063 follow 575.06 and precede 575.07 to be placed in their logical position.

Section histories enable a user to trace the origin of the law contained in the section. The history indicates the derivation by reference to either its passage date and the ordinance number originally assigned to it at that time, or to its inclusion in any prior code. Sections without histories indicate that the section contains new matter which was ordained by the Adopting Ordinance which enacts the Codified Ordinances.

The Comparative Section Table is included to show the disposition of every ordinance included in the Codified Ordinances. It indicates whether a given ordinance was consolidated with another into one section or split into two or more sections. Cross references direct the user to subject matter reasonably related to material contained within a given article.



## GENERAL INDEX

EDITOR'S NOTE: References are to individual code sections. As additional aids for locating material, users are directed to:

- (a) The Comparative Section Table which indicates in the Codified Ordinances the disposition of the ordinances or resolutions integrated therein.
- (b) The table of contents preceding each component code, and the sectional analysis preceding each chapter.
- (c) The cross references to related material following each chapter analysis.

---

<b>ABANDONMENT</b>		<b>ADVERTISING</b>	
animal	505.01, 505.02	private clubs	521.09(b)
excavations	533.08	traffic control device, on	313.06
junk motor vehicle	361.07	<b>AIRTIGHT CONTAINER</b>	
refrigerator, airtight container	525.04	abandoned	525.04
<b>ACCIDENT</b>		penalty	525.99
collision; fixtures upon		<b>ALARMS (see FALSE REPORTS)</b>	
street or highway	331.05	<b>ALCOHOL (see INTOXICANTS;</b>	
death or personal injury		<b>INTOXICATION)</b>	
duty to stop	331.01	<b>ALLEY</b>	
information; aid	331.03	defined	301.40
impounding vehicle	303.07	entering	341.06
injurious material on street	311.01	parking in	361.11
property damage	331.05	vehicle leaving, right of way	343.06
reports		<b>ALL-TERRAIN VEHICLE</b>	
driver unable	331.07	acts prohibited by operator	355.02
garage keeper	331.08	applicability of rules of	
immediate	331.06	operation	335.07
unattended vehicle	331.04	definition	355.01
vehicle damage		exemptions	
duty to stop	331.02	correct regulations	355.06(b)
garage to report	331.08	farm, commercial use	355.06(a)
information; aid	331.03	private property	355.05
unattended vehicle	331.04	penalty	355.99
<b>ADDRESS (see HOUSE NUMBERING)</b>		rental dealers; safety equipment	355.04
<b>ADOPTION BY REFERENCE</b>		safety awareness courses	355.03
West Virginia Building Code	1711.01	<b>AMUSEMENT DEVICE</b>	
West Virginia State Fire Code	1509.01	license; fee	717.14
<b>ADULT ENTERTAINMENT</b>		<b>ANIMAL-DRAWN VEHICLES</b>	
<b>FACILITIES</b>	713.01 et seq.	lights required	345.08
		Traffic Code applicable	303.06
		<b>ANIMALS</b>	
		cats, noisy	505.11(m)
		cruelty	505.01, 505.02

ANIMALS (Cont.)		BILLBOARDS	1761.02
dog license; impounding;		BLIND PERSON (see HANDICAPPED PERSON)	
keeping	505.09	BOARDING OR LODGING HOUSE	
dogs, barking or howling	505.04	nuisance conditions	1109.08
hogs, hog pens	505.07	BOILERS	
hunting prohibited	505.05	nuisance conditions	1109.11
manure boxes	1109.10	BOMB (see EXPLOSIVES)	
nuisance	505.03	BONDS	
running at large		bail bonds	171.07 et seq.
fowl	505.08	fireworks display	545.10(b)
livestock	505.06	solicitors	705.04
slaughterhouses	1109.12	BOUNDARIES	
ARREST		monuments, destruction	533.05
citation in lieu of	501.07	penalty	533.99
ASSAULT AND BATTERY		Residential/Business District	1309.04
penalty	529.99	BRAKES (see VEHICLE EQUIPMENT)	
physical harm	529.01	BRIDGE	
school employees, on	529.02	parking on	361.03(a)(13)
ASSEMBLY		BUDGET COMMISSIONER	
street, on; permit	311.01	Town Recorder as	133.08
ATTEMPT, OFFENSE	501.06	BUILDING	
BARRICADES AND WARNING LIGHTS		Business/Highway District	1309.11
required	533.08	numbering of	1731.04
BEER, NONINTOXICATING (see also INTOXICANTS)		Residential/Business District	1309.08
defined	521.01	BUILDING CODE, WEST VIRGINIA	
licensee, prohibited acts	521.07	adoption	1711.01
open container in public	521.06	conflict	1711.03
unlawful purchase	521.08	definitions	1711.02
BETTING (see GAMBLING)		fees, special	1711.04
BICYCLE (see also MOTORCYCLE)		savings clause	1711.08
bell, signal device	373.07	violations; penalties	1711.05
brakes	373.07	BUILDING COMMISSION	Art. 147
carrying articles on	373.06	BUILDING PERMITS	
defined	301.03	accessory structures	1721.16, 1721.17
helmets, children	373.09	application procedure	1721.04
lights	373.07	Building Inspector,	
motorized (see MOTORIZED BICYCLE)		responsibilities	1721.20
number of riders	373.03	Business/Highway District	1309.16
reckless operation	373.06, 373.08	construction, start of	1721.18
reflector	373.07	definitions	1721.01
riding		duplex	1721.07
abreast	373.05	fees	1721.05
paths, use of	373.05	fire escape	1721.08
sidewalks, on	373.10	general definitions	1721.02
right side of street, use	373.05	inspections	1721.19
seat, use	373.03	issuance	1721.03
speed	373.08	manufactured home	1721.15
Traffic Code application	373.01	mobile home	
traffic rules, obedience	373.02	installation	1721.11
vehicle, attaching to	373.04	replacement	1721.12
		setback	1721.13

**BUILDING PERMITS (Cont.)**

modular home	1721.14
multi-family dwelling	1721.07
penalties	1721.99
public hearing	1721.10
Residential/Business District	1309.16
revocation	1721.19
setback requirements	1721.06, 1721.09
violations, procedure for	1721.21

**BUMPERS** 345.33**BUS (see also COMMERCIAL AND HEAVY VEHICLE)**

defined	301.04
railroad crossing, stopping at	343.03
safety glass	345.26
school bus	
defined	301.34
discharging children	343.07
penalty	343.99
sale of	343.07
signs; warning lights	343.07
stopping for	343.07
stops, parking in	361.10

**BUSINESS AND OCCUPATION TAX**

administration; enforcement	721.23
collection by action or suit	721.21
computation, erroneous	721.18
computation; payment	721.15
cumulative	721.20
definitions	721.01
exclusions	721.16
exemptions	721.14
imposition	721.02
overpayment	721.18(b)
payment; nonpayment penalty	721.19
penalties	721.22
return and remittance	
by taxpayer	721.17
types of business	
banking, financial	721.13
coal and natural resource	
production	721.05
contracting	721.07
furnishing property for hire	721.11
manufacturing, compounding	
or preparing products	721.04
operating amusements	721.09
public service or utility	
business	721.06
selling tangible property;	
sales exempt	721.03, 721.12

**BUSINESS AND OCCUPATION****TAX (Cont.)**

types of business (Cont.)	
service business not	
specifically taxed	721.10
small loan and industrial loan	721.08

**BUSINESS DISTRICT**

defined	301.05
---------	--------

**BUSINESS/HIGHWAY DISTRICT**

administration; enforcement	1309.15
building permit application	1309.16
buildings, permitted	1309.11
height	1309.14
injunction	1309.18
legislative intent	1309.01
penalty	1309.99
screening	1309.13
uses	

accessory	1309.12
permitted	1309.11

violations	1309.17
------------	---------

yards; walls	1309.14
--------------	---------

**BUSINESS LICENSE (see also LICENSE; specific business involved)**

administrative costs	717.23
annual renewal	717.06
application	717.03
application, false statements	717.04
business not otherwise licensed	717.13
change of name, ownership, etc.	717.08
criminal violations	
penalties; fine	717.11
prosecution; injunctions	717.12
definitions	717.01
display	717.07
expiration date	717.06
not assignable	717.08
payments into Town treasury	717.24
records	717.03
required	717.02
separate required	717.05
suspension, revocation; appeals	717.10
tax or fee	
corporations	717.16
issuance fee	717.03(b)
payment under protest	717.24
proration	717.06
unlawful acts	717.09

**CAR SEATS, CHILDREN'S** 345.31**CAT (see ANIMALS)**

CATV			
unauthorized connection	533.06		
CHAUFFEUR'S LICENSE (see COMMERCIAL DRIVERS)			
CHEATING	513.07		
CHILD (see MINOR)			
CHILD RESTRAINT SYSTEM	345.31		
CODIFIED ORDINANCES (see also ORDINANCES AND RESOLUTIONS)			
acts by agent or deputy	101.06		
amendment or repeal, effect of	101.04		
conflicting provisions	101.07		
construction rules	101.03		
definitions, general	101.02		
designation; citation	101.01		
headings	101.01		
penalty, general	101.99		
revivor	101.04		
section references	101.05		
severability	101.08		
COIN MACHINE			
license fee			
vending, amusement, music, etc.	717.14		
washing, cleaning, dry cleaning	717.15		
COMMERCIAL AND HEAVY VEHICLE			
brakes	345.19		
explosives, transporting	345.27		
farm and road equipment			
exceptions	345.01(c)		
height, maximum	347.03		
length, maximum	347.03		
lights (see VEHICLE LIGHTS)			
loads (see VEHICLE LOADS)			
local streets, use	347.01		
parking (see PARKING)			
permit, special	347.01		
railroad crossing, moving across	343.04		
safety glass	345.26		
semitrailer defined	301.36		
slow-moving, lights	345.08		
State route, use	347.01		
towing requirements	347.05		
truck defined	301.46		
width, maximum	347.03		
COMMERCIAL DRIVERS			
alcohol prohibited	353.06		
definitions	353.01		
employers	353.03		
COMMERCIAL DRIVERS (Cont.)			
license			
exemptions	353.05		
number	353.02		
required	353.04		
penalty	353.99		
CONSTRUCTION			
debris removal	1129.03		
permit (see BUILDING PERMITS)			
special fees	1711.04		
stop work order; unlawful continuance	1711.06		
stormwater management	937.13, 937.17		
CONTROLLED SUBSTANCES	529.03		
COUNCIL (see also PUBLIC SERVANT)			
Clerk, Town Recorder as	133.07		
meetings			
attendance at	121.04		
hours of	121.02		
order of proceedings	121.07		
parliamentary practice	121.08		
regular	121.01		
special	121.03		
members			
election (see ELECTIONS)			
eligibility	105.08		
number of	105.02		
rule violation by	121.14		
motion or resolution			
objection to	121.16		
reduced to writing	121.15		
ordinances (see ORDINANCES AND RESOLUTIONS)			
presiding officer, duties	121.05		
standing committees	121.06		
vacancies in elective office	121.17		
COURT, MUNICIPAL			
bail bonds, cash deposits	171.07 et seq.		
bailiff	171.05		
contempt	171.10		
established	171.01		
jurisdiction	171.03		
Municipal Judge	171.02		
powers and duties	171.03		
sessions	171.05		
warrants	171.04		
witnesses, compulsory attendance	171.06		

**CRIME (see OFFENSE)****CROSSWALK**

- defined 301.07
- obstructing 343.08
- parking in 361.03(a)(5)
- pedestrian right of way 371.02

**CRUELTY**

- animals 505.01, 505.02
- children 525.02

**CURB**

- driving over 349.14

**CURFEW**

- minors 525.05

**DEFINITIONS (see also specific subject involved)**

- Traffic Code Ch. 301

**DISORDERLY CONDUCT**

- disturbing others 509.01, 509.04

**DISTURBING THE PEACE (see also DISORDERLY CONDUCT)**

- carrying weapon 545.02
- generally 509.04
- muffler noise 345.12
- racing vehicle motor 349.12
- squealing tires, peeling 349.12
- vehicle exhaust noise 349.12

**DOG (see ANIMALS)****DRAG RACING (see SPEED)****DRAINAGE**

- nuisance conditions 1109.10
- storm water prohibited in sanitary sewer 929.02

**DRIVER'S LICENSE (see also COMMERCIAL DRIVERS)**

- display 351.08
- exemptions 351.07
- prohibited acts 351.09
- required 351.06
- revoked or suspended, driving 351.10

**DRIVEWAY**

- defined 301.25
- entering 341.06
- parking in front of 361.03
- right of way from 341.04
- vehicle leaving, right of way 343.06

**DRIVING**

- accident (see ACCIDENT)

**DRIVING (Cont.)**

- allowing another to drive
  - illegally 351.11
- all-terrain vehicles 355.02
- backing vehicle 349.02
- certificate of title required 351.01
- change of course 339.08 et seq.
- closed road, on 349.18
- coasting down grade 349.16
- control of vehicle 333.04
- crosswalk, obstructing 343.08
- curb or street lawn, over 349.14
- divided street 337.11
- driver's view
  - load obstructing 349.03
  - rear view mirror 345.23
  - television set in 345.28
- drunk or drugged 333.01
- emergency vehicle,
  - approaching 349.061
- exhaust noises 349.12
- fire hose, over 349.07
- following emergency vehicle 349.06
- following too closely 337.10
- full time and attention 333.04
- grade crossing 343.01 et seq.
- hazardous zones 337.07
- intersection
  - obstructing 343.08
  - right of way 341.01, 341.03
  - shortcutting 349.15
  - turning at 339.05
- lanes, within 337.09
- left side of street 337.06
- one-way street 337.08
- passengers
  - driver, on seat with 349.04
  - obstructing driver's view 349.03
  - running board, on 349.05
- passing
  - left of center 337.05, 337.06
  - left side 337.03
  - no passing zones 337.07
  - right side 337.02, 337.04
- pedestrians, due care for 371.04
- penalty 333.99
- railroad grade crossing
  - driving across 343.01
  - penalty 343.99
  - stopping at 343.02, 343.03

<b>DRIVING (Cont.)</b>		<b>DRUNK DRIVING</b>	333.01
reckless	333.02, 333.03	<b>DRY CLEANING DEVICES</b>	
registration of vehicle required	351.01	license; fee	717.15
right of way		<b>DUI</b>	333.01
driving onto		<b>ELECTIONS</b>	105.01 et seq.
roadway	341.04, 343.06	<b>ELECTRIC PERSONAL ASSISTIVE</b>	
emergency vehicle	341.05	MOBILITY DEVICE	371.09
funeral procession	349.08	<b>EMERGENCY</b>	
intersection, at	341.01, 341.03	false report	501.08
left turn	341.02	<b>EMERGENCY VEHICLE (see also</b>	
street maintenance workers	371.07	<b>PUBLIC SAFETY VEHICLE)</b>	
right side of street	337.01	approaching authorized	
right turn on red	313.03(c)(2)	vehicle	349.061
rotary traffic island, around	337.08	authorized operation	303.05
safety zone, through	349.17	defined	301.02
school bus, stopping for	343.07	flashing lights	345.18(d)
shortcutting	349.15	following, parking near	349.06
sidewalk		right of way	341.05
driving on	349.14	siren, whistle, bell	345.21(c)
stopping at	343.06	<b>EMPLOYEES, MUNICIPAL</b>	
signals for turning or		compensation	149.01
stopping	339.08 et seq.	impersonating	501.05
speed (see <b>SPEED</b> )		Mayor power to employ and	
squealing tires	349.12	discharge	131.05
starting vehicle	339.07	<b>EXCAVATIONS</b>	
stopping at	343.06	abandoned, protection	533.08
stop signs		debris removal	1129.03
emergency vehicle at	303.05(b)	improvements by Council	913.12
operation at	341.03, 343.05	materials prohibited	913.05
street under repair	349.18	obstructions	913.02
traffic, obstructing	349.19	offenses	913.11
turning		parking near	361.01(a)(11)
conformity required	339.01	penalty	913.99
intersection, at	339.05	streets and alleys	
left	339.03, 339.04	backfill	909.15
right	339.02	barricades and lights	909.10, 909.11
right of way	341.02	deposit	909.03, 909.04
right on red	313.03(c)(2)	fees	909.05
signals	339.08 et seq.	open cut method	909.07
U turn	339.06	permit required	909.01
unsafe vehicle	345.01	protection	909.12, 909.13
weaving	333.04	supervision	909.06
<b>DRUG ABUSE (see also CONTROLLED</b>		time	909.16
<b>SUBSTANCES)</b>		undercutting	909.09
breathing, inhaling intoxicating		width	909.08
compounds	529.04	<b>EXPLOSIVES (see also FIREWORKS)</b>	
driving under influence	333.01	defined	301.09
firearm possession prohibited	545.04		

<b>EXPLOSIVES (Cont.)</b>		<b>FINANCE (Cont.)</b>	
false report	501.04	statements of Town Recorder	
transporting		annual	133.17
fire extinguishers	345.27(b)	annual financial	133.06
railroad crossings, at	343.03	financial, publication of	133.18
vehicle marked	345.27(a)	monthly	133.04
<b>FALSE REPORTS</b>		<b>FIRE</b>	
bombs; explosives	501.04	burning refuse	1129.04(g)
emergency incident	501.08	false alarm	501.03
fire alarms	501.03	<b>FIREARM (see WEAPONS)</b>	
police or fire officer, to 501.02,	501.09	<b>FIRE CHIEF</b>	
<b>FALSIFICATION</b>		appeals from	1509.03
driver's license application	351.09(e)	<b>FIRE CODE, WEST VIRGINIA STATE</b>	
<b>FEES</b>		adoption	1509.01
license		Fire Chief, appeals from	1509.03
amusement device	717.14	modifications	1509.02
coin machine	717.14	new materials, processes or	
hawkers, peddlers	717.17	occupancies which may	
hotel or motel	717.18	require permits	1509.04
junk dealer or collector	717.19	penalty	1509.99
music device	717.14	<b>FIRE DEPARTMENT</b>	
restaurants	717.22	false reports to	501.09
schedule	Ch.717	Mayor, supervision by	131.03
stores	717.21	<b>FIRE HOSE</b>	
theaters, exhibitions	717.20	driving over	349.07
washing, cleaning, dry		<b>FIRE HYDRANT</b>	
cleaning devices	717.15	parking near	361.03(a)(4)
wine dealers	733.02	<b>FIRE LIMITS</b>	1711.07
permit		<b>FIREMAN</b>	
building	1721.05	directing traffic	303.01
commercial and heavy		impersonating	501.05
vehicle	347.01	<b>FIRE PREVENTION BUREAU</b>	
sewer service	929.01	Chief; power to modify Code	1509.02
stormwater management	937.03	<b>FIRE STATION</b>	
water connection	921.02	parking near	361.03(a)(10)
yard or garage sale certificate	709.02(d)	<b>FIRE TRUCK</b>	
<b>FINANCE</b>		following, parking near	349.06
deposit of town funds	133.03	<b>FLAMMABLE LIQUID</b>	
purchase of supplies	133.10	defined	301.10
report of officer handling money	133.16	<b>FLOODPLAIN MANAGEMENT</b>	
		ORDINANCE	
		in full force and effect	1305.02
		<b>FOWL (see ANIMALS)</b>	
		<b>FRANCHISES</b>	
		enforcement	133.11

FREEWAY (see STREET)		HANDICAPPED PERSON	
FUNERAL PROCESSION		accessible parking	371.06
driving in	349.08	blind, right of way	371.08
FURNACES		mobility device	371.09
nuisance conditions	1109.11	HAWKERS AND PEDDLERS	717.17
GAMBLING		HIGHWAY (see STREET)	
apparatus		HITCHHIKING	371.06
hotels; public places	513.04	HOODS	
keeping; exhibiting	513.01	wearing	509.03
lookout or guard for keeper	513.03	HORN	345.21
permitting on premises	513.02	HORSE (see ANIMALS)	
cheating	513.07	HOTEL OR MOTEL	
lotteries; raffles	513.09	license tax	717.18
penalty	513.99	HOUSE NUMBERING	
pool room defined	513.08	addressing with street naming	905.09
pool tickets	513.08	requirements	1731.01
public places	513.04, 513.06	HUNTING	
wages	513.05	prohibited	505.05
GARAGE SALE (see YARD OR		IDENTIFICATION	
GARAGE SALE)		nonoperator's; prohibited	
GARBAGE AND RUBBISH (see		acts with	351.09
also SOLID WASTE)		IMPERSONATION	
accumulation prohibited	1119.01(d)	public servant	501.05
collection and disposal	1129.04	IMPOUNDING	
curbside collection	1129.05	dogs	505.11
debris removal	1129.03	vehicle, traffic violation	303.07
disposal prohibited	1129.01	IMPROVEMENT LOCATION	
littering (see LITTERING)		PERMIT ORDINANCE	
nuisance conditions	1109.10	in full force and effect	1305.02
refuse from lots	1129.03	INDECENCY (see OBSCENITY;	
GASOLINE AND OIL		SEXUAL OFFENSES)	
grass strips, on	913.06	INSURANCE	
GRASS STRIPS, PUBLIC (see also		motor vehicle	303.07
STREET LAWN)		INTERSECTION	
definitions	913.01	defined	301.12
dirt from abutting premises	913.07	left turns	339.03, 339.04
fuel handling on	913.03	obstructing	343.08
gasoline on	913.06	parking in	361.03(a)(3),(19)
generally	913.01	penalty	343.99
goods, wares, merchandise on	913.03	right of way	341.01 et seq.
improvements by Town		right turn	339.02
Council	913.12	shortcutting	349.15
obstructions	913.02	specified turns	339.05
offenses on	913.11	stop signs	343.05
penalty	913.99	turning at	339.05
prohibited materials	913.05	INTOXICANTS (see also	
trees from abutting premises	913.07	INTOXICATION)	
GUN (see WEAPONS)		breathing, inhaling, drinking	
GUTTERS		intoxicating compounds	529.04
nuisance conditions	1109.10	definitions	521.01
		drugs (see DRUG ABUSE)	



## INTOXICANTS (Cont.)

illegal possession	521.06
intoxicating liquor tax	725.01
licensee	
prohibited acts	521.03
unlawful sale or possession	521.04
manufacture; prohibited acts;	
license	521.03
minors, sales to or consumption by	
private clubs,	
in	521.09(a)(3),(6), 521.10
prohibited	521.04(d), 521.05
wine	521.11(c)
nonintoxicating beer (see	
BEER, NONINTOXICATING)	
penalty	521.99, 529.99
private clubs (see PRIVATE CLUBS)	
prohibited acts	
generally	521.03
nonintoxicating beer licensee	521.07
private club	521.09
wine dealers	521.11
sale or possession	
license required	521.03
private clubs, in	521.09
unlawful	521.04, 521.05
unlawful purchase	
521.05, 521.08, 521.10, 521.13	
uses exempt from regulations	521.02
wine dealers (see WINE DEALERS)	
INTOXICATION (see also INTOXICANTS)	
alcohol sale to intoxicated person	
beer, nonintoxicating	521.07(b)
private club, in	521.09(a)(4)
prohibited	521.04(d)
wine	521.11(c)
driving while intoxicated	333.01
penalty	521.99
public drunkenness	517.05
public places	521.06
violation	521.06
JAYWALKING	371.03
JUNK DEALER OR COLLECTOR	
license; tax	717.19
JUNK MOTOR VEHICLE	
abandoned	361.07
impounding	303.07
KEYS	
motor vehicle parking, removal	349.01

## KNIFE (see WEAPONS)

## LARCENY (see THEFT)

## LAUNDRY

washing, cleaning device	
license; fee	717.15

## LAW ENFORCEMENT (see specific subject involved)

## LAW ENFORCEMENT OFFICER (see also POLICE OFFICER)

false information to	501.02, 501.09
fleeing	303.03, 501.02
impersonating	501.05(a)
obedience to orders	303.03
obstructing	501.02
refusal to aid	501.01

## LICENSE (see also BUSINESS LICENSE; PERMIT)

amusement device	717.14
coin machines	717.14
dog	505.11
driving (see DRIVER'S LICENSE)	
fees (see FEES)	
hawkers, peddlers	717.17
hotel or motel	717.18
issuance by Town Recorder	133.09
junk dealer or collector	717.19
music device	717.14
restaurants	717.22
stores	717.21
theaters, exhibitions	717.20
vending machine	717.14
washing, cleaning, dry	
cleaning devices	717.15
weapon, carrying	545.01
wine dealer	733.01

## LICENSE PLATES (see REGISTRATION, MOTOR VEHICLE)

## LIGHTS, VEHICLE (see VEHICLE LIGHTS)

## LIQUOR (see INTOXICANTS; INTOXICATION)

## LITTERING

injurious material	1129.02
motor vehicle, from	349.21
prohibited	533.07

## LOADS, VEHICLE (see VEHICLE LOADS)

LOITERING		MISSILES	545.12
penalty	509.99	MOBILE HOMES	
school property	509.02	prohibition	1721.11
LOTS		replacement	1721.12
Residential/Business District	1309.10	setback	1721.13
LOTTERY	513.09	MOPED (see also MOTORIZED BICYCLE)	
MAIL BOX		defined	301.14
parking near	361.03(a)(15)	MOTEL (see HOTEL OR MOTEL)	
MANUFACTURING		MOTORCYCLE	
engines, furnaces, boilers	1109.11	accident (see ACCIDENT)	
injurious to health; odor	1109.09	brakes	
MASK		inspection	345.20
wearing	509.03	required; performance	345.19
MAYOR (see also PUBLIC SERVANT)		defined	301.15
election (see ELECTIONS)		handle bars	345.29
eligibility	105.08	helmets; safety glasses	345.29
employment and discharge of		license	351.06
employees	131.05	lights	345.15
member of		muffler	345.22
Sanitary Board	139.02	rear-view mirror	345.29
Water Board	140.02	seat, use	345.29
powers and duties	131.06	windshield	345.29
Sanitation Inspector, as	1129.04(b)	MOTORIZED BICYCLE	
street planning	131.02	brakes	
supervision of		inspection	345.20
Fire Department	131.03	required; performance	345.19
sewers	131.04	certification label	345.30
streets, sidewalks, public		equipment	345.29
buildings and grounds	131.01	handle bars	345.29
MINORS		helmets; safety glasses	345.29
alcohol sales or consumption		lights	345.15
private clubs, in	521.09(a)(3), (6)	rear-view mirror	345.29
prohibited	521.04(d)	MOTOR VEHICLE	
wine	521.11(c), (d)	abandoned	361.07
all-terrain vehicle safety		accident (see ACCIDENT)	
awareness courses	355.03	alcohol consumption; open	
beer, nonintoxicating		container	521.06(c)
loitering on premises	521.07(q)	certificate of title	351.01
sale of	521.07(c)	damaged (see ACCIDENT)	
bicycle helmets	373.09	damaging; tampering	349.13
car seats	345.31	definitions	301.17, 301.47
cruelty	525.02	driving (see DRIVING)	
curfew	525.05	entering or leaving moving	
delinquency, contributing to	525.01	vehicle	349.10
neglect	525.01	equipment (see VEHICLE	
obscene matter distributed to	517.09	EQUIPMENT)	
parental liability	525.03		
unlawful purchase of intoxicants			
alcoholic liquor	521.05, 521.13		
nonintoxicating beer	521.08		
private clubs	521.10		
wine	521.12		

**MOTOR VEHICLE (Cont.)**

impounding, traffic violation	303.07
inspection certificate	345.32
insurance required	349.20
junk (see JUNK MOTOR VEHICLE)	
key removal	349.01
license plates (see REGISTRATION, MOTOR VEHICLE)	
lights (see VEHICLE LIGHTS)	
loads (see VEHICLE LOADS)	
operation (see DRIVING)	
passengers	
driver, on seat with	349.04
obstructing driver's view	349.03
running board, on	349.05
riding on outside	349.11
running board, on	349.05
running board, riding on	349.05
security	349.20
slow-moving (see COMMERCIAL AND HEAVY VEHICLE)	
taking	349.13
tampering or injuring	349.13
Traffic Code application	303.02
trespass	533.02(b)
unattended	
illegally stopped; removal	361.02
removing key, setting brake	349.01
unsafe	345.01
wrecked (see JUNK MOTOR VEHICLE)	

**MUFFLER (see VEHICLE EQUIPMENT)****MUNICIPAL COURT (see  
COURT, MUNICIPAL)****MUSIC DEVICE**

license; fee	717.14
--------------	--------

**NOISE (see DISTURBING THE PEACE)****NUISANCE**

abatement	
apportionment of cost	1109.07
hearing	1109.03
notice	1109.02
order	1109.04
right of entry	1109.05
animals	505.03
debris accumulations	1129.03
grass, weeds, vegetation	1119.01
owner liability	1109.06
prohibited	1109.01

**NUISANCE (Cont.)**

prohibited conditions	
boarding or lodging houses	1109.08
engines, furnaces, boilers	1109.11
manufacturing injurious to health	1109.09
pipes, tanks, gutters, etc.	1109.10
slaughterhouses	1109.12
removal, right of entry for	1109.05
stormwater violation	937.26

**OBSCENITY**

obscene material	
distributing to minors	517.09
sale or display	517.10
penalty	519.99
profane swearing	517.05
telephone harassment	517.06

**OBSTRUCTIONS**

grass strips; excavations	913.02
railroad crossing	541.01
sidewalks; streets	913.02

**ODORS**

engines, furnaces, boilers	1109.11
manufacturing	1109.09

**OFFENSE (see also specific subject  
involved)**

attempt	501.06
penalty	501.99

**OFFENSES AGAINST PERSONS (see  
specific subject involved)****OFFENSES AGAINST PROPERTY**

(see specific subject involved)

**OFFICER (see LAW ENFORCEMENT  
OFFICER)****OFFICIALS, MUNICIPAL (see  
PUBLIC SERVANT)****OFF-STREET PARKING AND LOADING**

designs	1313.04
facilities	1313.03
loading requirements	1313.09
maintenance	1313.04
measurement	1313.06
modifications	1313.08
penalty	1313.99
purpose; scope	1313.01
requirements	1313.02
spaces	
area	1313.05
required	1313.07

**ONE-WAY STREET (see STREET)**

OPERATOR'S LICENSE (see DRIVER'S LICENSE)			
ORDINANCES AND RESOLUTIONS			
bound for			
officials	123.04		
record	123.03		
Codified (see CODIFIED ORDINANCES)			
motion or resolution			
objection to	121.16		
reduced to writing	121.15		
preservation	123.02		
signature	123.01		
PARADE	311.04		
PARKING			
accessible	361.06		
alleys and narrow streets, in	361.11		
angle	361.05		
brake, setting	349.01		
bus stop, in	361.10		
defined	301.19		
double	361.03(a)(12)		
emergency vehicle			
exemptions for	303.05(b)		
near	349.06		
impounding vehicle	303.07		
key removal	349.01		
lights	345.07		
loading zone	361.09		
off-street (see OFF-STREET PARKING AND LOADING)			
opening door on traffic side	349.09		
owner prima-facie liable	361.12		
parallel	361.05		
private property	361.04		
prohibited			
places	361.03		
purposes	361.08		
removal of vehicle			
illegally stopped	361.02		
unattended	351.01		
selling, washing or repairing vehicle	361.08		
stopping engine	349.01		
streets or highways, prohibited on	361.01		
taxicab stand, in	361.10		
truck loading zones, in	361.09		
PARKS			
improvements by Council	913.12		
offenses in	913.11		
penalty	913.99		
PEDESTRIAN			
blind person	371.08		
compliance with regulations	371.01		
crosswalk			
right half, use	371.05		
right of way in	371.02		
defined	301.21		
electric personal assistive mobility device	371.09(c)		
hitchhiking	371.06		
jaywalking	371.03		
right of way, yielding	371.03		
sidewalk			
right of way on	343.06		
use required	371.06		
soliciting ride	371.06		
street or highway, on	371.06		
traffic control signal	313.04		
PEEPING TOM	517.08		
PENALTY (see also specific subject involved)			
Building Code	1711.05		
Codified Ordinances generally	101.99		
General Offenses Code	501.99		
Traffic Code	303.99		
West Virginia State Fire Code	1509.99		
PERMIT (see also LICENSE)			
building (see BUILDING PERMITS)			
burning refuse	1129.04(g)		
commercial and heavy vehicle use	347.01		
fees (see FEES)			
fireworks display	545.10(b)		
issuance by Town Recorder	133.09		
parades; street assembly	311.04		
solicitors	705.01		
PLANNING COMMISSION			
County staff authority; report to Council	1305.03		
designating	1305.01		
ordinances, regulations and codes in full force	1305.02		
POLICE DEPARTMENT			
accident notification, immediate	331.06		
false reports to	501.09		
Traffic Code enforcement	303.01		
vehicle impounding	303.07		

<b>POLICE OFFICER (see also LAW ENFORCEMENT OFFICER)</b>		
defined	301.24	
false information to	501.02, 501.09	
fleeing	303.03, 501.02	
impersonating	501.05	
obstructing	501.02	
traffic order,		
compliance with	303.01, 303.03	
<b>PORNOGRAPHY (see OBSCENITY)</b>		
<b>PRIVATE CLUBS</b>		
prohibited acts	521.09	
sale to or for minor	521.10	
unlawful purchase from	521.10	
<b>PRIVATE ROAD</b>		
defined	301.25	
right of way leaving	341.04, 343.06	
<b>PROCURING (see PROSTITUTION)</b>		
<b>PROPERTY</b>		
rights of owners	303.08	
stolen, dealing with	533.04	
stormwater management	937.04	
<b>PROPERTY DESTRUCTION</b>		
monument, boundary	533.05(b)	
penalty	533.99	
traffic signals	313.07	
unlawful	533.05	
vehicle collision with property	331.05	
<b>PROSTITUTION</b>		
detaining person	517.02	
operating place of	517.01	
pandering	517.03	
penalty	517.99	
pimping	517.04	
<b>PUBLIC SAFETY VEHICLE (see also EMERGENCY VEHICLE)</b>		
following, parking near	349.06	
<b>PUBLIC SERVANT (see also specific official involved)</b>		
elections (see ELECTIONS)		
impersonating	501.05	
report of officer handling money	133.16	
<b>PUBLIC UTILITY TAX</b>		
collection; payments	729.03	
definitions	729.01	
duty of municipality	729.06	
effective date	729.03	
enforcement provisions	729.07	
exemptions	729.05	
imposition; amount	729.02	
nonliability of utility	729.06	
<b>PUBLIC UTILITY TAX (Cont.)</b>		
notice to utilities	729.08	
penalties	729.07	
proration	729.03	
records; inspection	729.04	
refunds	729.06	
rules and regulations	729.06	
<b>RACIAL PROFILING</b>		141.01
<b>RADAR</b>		
evidence of speed	335.05	
<b>RAILROAD</b>		
definitions	301.26 et seq.	
grade crossing		
dangerous	343.02	
driving across	343.01	
moving heavy		
equipment over	343.04	
parking near	361.03(a)(9)	
penalty	343.99	
stopping at	343.03	
obstructing crossings	541.01	
sign or signal, unauthorized	313.06	
tampering with sign or signal	313.07	
trespassing		
penalty	541.99	
prohibited	541.02	
<b>RECKLESS DRIVING</b>		333.03
<b>RECORDER (see TOWN RECORDER)</b>		
<b>RECORDS AND REPORTS</b>		
accident, vehicle (see ACCIDENT)		
damaged vehicle	331.08	
<b>REGISTRATION, MOTOR VEHICLE</b>		
card	351.02	
improper use	351.05	
operation without	351.04	
operator or chauffeur license		
(see DRIVER'S LICENSE)		
plates		
display	351.03	
rear, illumination	345.05	
required	351.01	
temporary facsimile	351.04	
title certificate required	351.01	
<b>RESIDENCE DISTRICT</b>		
defined	301.29	
speed in	335.01	
<b>RESIDENTIAL/BUSINESS DISTRICT</b>		
administration; enforcement	1309.15	
annexed areas	1309.02	
boundaries	1309.04	

**RESIDENTIAL/BUSINESS**

<b>DISTRICT (Cont.)</b>	
building permit application	1309.16
buildings, permitted	1309.08
established	1309.02
exceptions	1309.07
height	1309.10
injunction	1309.18
legislative intent	1309.01
lots	1309.10
maps	1309.04
penalty	1309.99
property, use of	1309.05
purpose	1309.01
restrictions	1309.06
uses	
accessory	1309.09
permitted	1309.08
violations	1309.17
yards	1309.10
<b>RESTAURANTS</b>	
license; tax	717.22
<b>RIGHT OF WAY (see DRIVING)</b>	
<b>RIGHT TURN ON RED</b>	313.03(c)(2)
<b>SAFETY BELT</b>	345.35
<b>SAFETY ZONE</b>	
defined	301.33
<b>SAFETY ZONE (Cont.)</b>	
driving through	349.17
parking in	361.03(a)(8)
<b>SALES</b>	
fireworks	545.10
hawkers, peddlers	717.17
yard or garage (see YARD OR GARAGE SALE)	
<b>SALVAGE YARD ORDINANCE</b>	
in full force and effect	1305.02
<b>SANITARY BOARD</b>	
composition	139.02
established	139.01
organization	139.03
powers and duties	139.04
<b>SCHOOL</b>	
assaulting school employees	529.02
loitering near	509.02
speed restrictions near	335.01(b)
<b>SCHOOL BUS (see BUS)</b>	
<b>SEMITRAILER (see COMMERCIAL AND HEAVY VEHICLE)</b>	

**SEWERS**

connection	929.04
definitions	929.01
discharge	929.05
sewage works, administration of	139.04
stormwater utility	929.08
supervision by Mayor	131.04
use	929.03
<b>SEXUALLY ORIENTED BUSINESSES</b>	713.01 et seq.
<b>SEXUAL OFFENSES</b>	
indecent exposure	517.07
prostitution (see PROSTITUTION)	
voyeurism	517.08
<b>SHOPLIFTING</b>	533.01
<b>SHORTCUTTING</b>	349.15
<b>SIDEWALKS</b>	
bicycle riding on	373.10
Council improvements	913.12
defined	301.37
dirt from abutting properties	913.07
displays	913.04
driving on	349.14
electric personal assistive mobility device on	371.09(c)
fuel handling; goods, wares, merchandise	913.03
gasoline on	913.06
grass strips (see GRASS STRIPS, PUBLIC)	
Mayor, supervision by	131.02
obstructions	913.02
parking on	361.03(a)(1)
penalty	913.99
prohibited materials on	913.05
refuse on	913.08
required use by pedestrian	371.06
sales prohibited	913.10
snow and ice removal	913.09
sweeping	913.08
trees from abutting properties	913.07
vehicle to stop at	331.23
weeds or grass on	1119.01
<b>SIGNS</b>	
maintenance	1761.02
street names	905.07
traffic (see TRAFFIC CONTROL DEVICE)	

<b>SIREN</b>		<b>STORMWATER MANAGEMENT</b>	
prohibited on bicycle	373.07	(Cont.)	
vehicle	345.21	construction	
<b>SKATEBOARDS (see TOY VEHICLES)</b>		projects	937.17
<b>SMOKE</b>		sites	937.13
engines, furnaces, boilers	1109.11	definitions	937.01
<b>SNOW AND ICE</b>		discharges	
removal from street or		pollutants	937.14
sidewalk	913.09	violations of permit	937.15
<b>SOLICITING</b>		disclaimer of liability	937.30
prohibited on highway	371.06	enforcement	937.19
<b>SOLICITORS</b>		funds, use of	937.09
permit		generally	937.02
application	705.02	inspection	937.21
issuance; bond	705.04	maintenance of facilities	937.20
required	705.01	monitoring	937.23
requirements	705.03	nuisances	937.26
<b>SOLID WASTE (see also GARBAGE AND RUBBISH)</b>		outdoor storage areas	937.12
deposits on public or		prohibitions	937.10
private property	533.07	property affected	937.04
<b>SPEED</b>		remedies	937.28
construction zones	313.08	requirements	937.10
limitations	335.03	sampling	937.22
maximum limits	335.01	spills, notification of	937.16
penalty	335.99	stormwater taps	937.18
racing prohibited	335.04	testing	937.23
radar, use of	335.05	violations	
slow	335.02	concealment of	937.24
<b>STEALING (see SHOPLIFTING; THEFT)</b>		public nuisances	937.26
<b>STOP SIGN (see TRAFFIC CONTROL DEVICE)</b>		<b>STREET</b>	
<b>STORAGE</b>		abandoned or junk motor	
stormwater management	937.12	vehicle on	361.07
<b>STORES</b>		alley (see ALLEY)	
license; tax	717.21	animal on	303.06
<b>STORMWATER MANAGEMENT</b>		closed for repair, driving on	349.18
acts violating Federal Clean		commercial or heavy vehicle on	347.01
Water Act	937.25	controlled-access	
administrative enforcement	937.27	defined	301.06
appeal	937.29	entering and leaving	337.12
billing	937.07	parking on	361.03(a)(16)
charges		defined	301.06, 301.40
based on land area	937.06	divided, driving procedure	337.11
collection	937.08	expressway	
flat rate	937.05	defined	301.06
stormwater service	937.03	entering and leaving	337.12
connections, illicit	937.11	fuel handling; goods, wares,	
		merchandise on	913.03

**STREET (Cont.)**

injurious material, placing on	311.01
load, dropping on	347.04
maintenance workers	371.07
manhole, open	913.02
naming (see STREET NAMING)	
Mayor, supervision by	131.01
obstruction	349.19, 913.02
one-way	
driving on	337.08
left turn on red	313.03(c)(3)
parades; assembly on	311.04
parking on (see PARKING)	
parking prohibitions	361.03
pedestrian on	371.06
planning	131.02
play, designating	311.02
sales prohibited	913.10
speed limits (see SPEED)	
subdivisions, in	905.10
through	
right of way	341.03
stop signs	343.05
toy vehicles	311.03
<b>STREET LAWN (see also GRASS STRIPS, PUBLIC)</b>	
driving over	349.14
<b>STREET NAMING</b>	
addresses	905.09
applicability	905.02
definitions	905.04
general provisions	905.05
name change procedures	905.08
purpose	905.01
severability	905.03
signs; installation	905.07
standards	
addressing	905.09
generally	905.01, 905.06
<b>SUBDIVISION</b>	
regulations in full	
force and effect	1305.02
streets in	905.10
<b>TAKING VEHICLE</b>	349.13
<b>TAMPERING</b>	
motor vehicle	349.13
traffic control device	313.07
utilities	533.06

**TAXATION**

business and occupation (see BUSINESS AND OCCUPATION TAX)	
corporations	717.16
intoxicating liquor tax	725.01
license taxes (see BUSINESS LICENSE)	
property tax determined	133.13 et seq.
public utility (see PUBLIC UTILITY TAX)	
reciprocal exchange of tax information with State	
agreement	737.02
disclosure to other governmental units	737.04
information subject to	737.03
persons entitled to secure information	737.05
purpose	737.01
security and protection of return information	737.07
withholding	737.06
<b>TAXICAB</b>	
stands, parking in	361.10
<b>TELEPHONE</b>	
harassment	517.06
<b>TELEVISION</b>	
cable (see CATV)	
receiver in driver's view	345.28
<b>THEATER, EXHIBITIONS</b>	
license; tax	717.20
<b>THEFT</b>	
dealing with stolen goods	533.04
petty	533.03
shoplifting	533.01
utilities	533.06
vehicle alarm signal	345.21
<b>THROUGH STREET (see STREET)</b>	
<b>TIRES (see VEHICLE EQUIPMENT)</b>	
<b>TOWING</b>	
requirements	347.05
<b>TOWN RECORDER (see also PUBLIC SERVANT)</b>	
annual tax rate	
determined	133.13 et seq.
books open for inspection	133.04
collection of claims	133.02



**TOWN RECORDER (Cont.)**

custody of ordinances and records  
     to pass to successor 123.05  
 deposit of funds 133.03

## duties as

Budget Commissioner 133.08  
 Clerk of Council 133.07  
 purchasing agent 133.10  
 Treasurer 133.01

election (see ELECTIONS)

eligibility 105.08

licenses and permits issue,  
     collected 133.09

public franchise enforcement 133.11  
 statement

annual 133.17  
 annual financial 133.06  
 financial, publication of 133.18  
 monthly 133.05  
 property valuation 133.12

**TOY VEHICLES**

play streets designated 311.02  
 streets, on 311.03  
 vehicle, attaching to 373.04

**TRAFFIC CODE**

applicable to  
     animals 303.06  
     bicycles 373.01  
     electric personal assistive  
         mobility device 371.09(d)  
     government vehicles 303.04  
     vehicles on streets, highways 303.02  
 construction zone violation 313.08  
 definitions Ch. 301  
 emergency vehicle exceptions 303.05  
 enforcement 303.01  
 penalty for violation 303.99

**TRAFFIC CONTROL DEVICE**

advertising on 313.06  
 alteration; removal 313.07  
 avoiding 349.15  
 damaging 313.07  
 defined 301.43  
 flashing signal 313.05  
 hidden 313.06  
 lights, description 313.03  
 obedience required 313.01  
 parking near 361.03(a)(7)

**TRAFFIC CONTROL DEVICE (Cont.)**

pedestrian control signal 313.04  
 signal terms 313.03  
 stop sign or signal defined 301.44  
 street construction site 313.02  
 through street, signs at 343.05  
 unauthorized 313.06

**TRAFFIC SIGNAL (see TRAFFIC CONTROL DEVICE)****TRAILER**

defined 301.23, 301.45

**TRAIN (see RAILROAD)****TREASURER (see TOWN RECORDER)****TREELAWN (see GRASS STRIPS, PUBLIC)****TREES AND SHRUBS**

falling on grass strip, sidewalk  
     or street 913.07

**TRESPASS**

land or premises 533.02  
 railroad cars 541.02  
 vehicles 533.02(b)  
 voyeurism 517.08

**TRUCK (see COMMERCIAL AND HEAVY VEHICLE)****UTILITIES**

tampering; theft 533.06  
 tax (see PUBLIC UTILITY TAX)

**U TURN 339.06****VEHICLE (see MOTOR VEHICLE)****VEHICLE EQUIPMENT**

brakes 345.19  
 child restraint system 345.31  
 electric personal assistive  
     mobility device 371.09(b)  
 exceptions 345.01(c)  
 exhaust noise 349.12  
 farm, road machinery 345.01  
 horn, siren 345.21  
 lights (see VEHICLE LIGHTS)  
 motorized bicycle 345.29  
 muffler  
     exhaust noise 349.12  
     regulations 345.22  
 rear-view mirror 345.23  
 red flag or light on load 345.06  
 safety belt 345.35  
 safety glass 345.26

**VEHICLE EQUIPMENT (Cont.)**

suspension system	345.33
theft alarm signal	345.21
tires	
peeling	349.12
regulations	345.25
windshield regulations	345.24

**VEHICLE LIGHTS**

auxiliary driving lights	349.09
back-up	345.11
bicycle	373.07
distance, height measurement	345.03
fender or cowl	345.11
hazard lights	345.11
headlights	
multiple-beam	345.12
required	345.04
single-beam	345.14
use of beams	345.13
license plate illuminated	345.05(c)
lighted, time	345.02
motorcycle, motorized bicycle	345.15
number permitted	345.17
parked or stopped vehicle	345.07
slow-moving vehicle	
less intensity	345.16
requirements	345.08
special restrictions	345.18
spotlight	345.09
stop lights	345.10
tail light	345.05
turn signals	345.10
two displayed	345.17

**VEHICLE LOADS**

explosives, transporting	345.27
extension on left side	347.02
leaking or dropping	347.04
obstructing driver's view	349.03
projecting	
passenger vehicle, on	347.02
red flag or light	345.06
truck loading zones	361.09

**VEHICLE SECURITY**

**VOYEURISM** 517.08

**WALLS**

Business/Highway District 1309.14

**WATER** Art. 921

**WATER BOARD**

composition	140.02
created	140.01
members appointment; term	140.02
powers and duties	140.03

**WATERCOURSE**

solid waste corrupting	533.07
------------------------	--------

**WATERWORKS**

administration of	140.03
-------------------	--------

**WEAPONS**

brandishing	545.08
carrying concealed	545.02, 545.03
definitions	545.01
discharging	545.11
display or sale	545.07
machine guns	545.06
missiles, shooting	545.12
penalty	545.99
persons prohibited from	
possession	545.04
possession by minors	545.05

**WEEDS**

prohibitions	1119.01
--------------	---------

**WEST VIRGINIA BUILDING CODE (see BUILDING CODE, WEST VIRGINIA)****WEST VIRGINIA STATE FIRE CODE (see FIRE CODE, WEST VIRGINIA STATE)****WINE (see INTOXICANTS)****WINE DEALERS (see also INTOXICANTS)**

license	
fee; period; separate	733.02
required	733.01
license tax imposition	733.01
prohibited acts	521.11
unlawful purchase	521.12

**YARD OR GARAGE SALE**

certificate	
fee	709.02(d)
required	709.01
restrictions	709.02
violation; fine	709.02(g)

**YARDS**

Business/Highway District	1309.14
Residential/Business District	1309.10

**YIELD SIGNS (see TRAFFIC CONTROL DEVICE)**

## COMPARATIVE SECTION TABLE

EDITOR'S NOTE: Source material for the Codified Ordinances of Eleanor was either ordinances or resolutions enacted by Council, or new matter ordained by the Adopting Ordinance. Sections of the Codified Ordinances without any history indicate that such sections contain new matter ordained by the Adopting Ordinance. In the following table, the disposition of all source material in the Eleanor Codified Ordinances is indicated.

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>	<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
68-1	3-8-68	121.02 to 121.05, 121.07 to 121.16, 123.01 to 123.05, 131.01 to 131.05, 133.01 to 133.18	92-3	11-5-92	1119.01 (a) to (d)
68-2	3-8-68	105.02 to 105.07, 105.09 to 105.14	Agreement dated	11-19-92	737.01 to 737.07
68-3	3-8-68	1109.01 to 1109.12	94-1	3-3-94	105.15 to 105.17
68-4	3-8-68	505.06 to 505.11	94-3	5-5-94	929.01
72-1	7-1-72	729.01 to 729.08	96-1	5-16-96	1305.01 to 1305.03
72-3	8-11-72	525.05	96-02	9-19-96	717.01 to 717.31
73-1	1-12-73	721.01, 721.02, 721.09 to 721.23	96-03	9-19-96	1711.01 to 1711.08
73-3	11-6-73	139.01 to 139.04	96-06	11-7-96	721.03 to 721.08
75-2	5-1-75	1721.01 to 1721.14, 1721.99	96-07	12-5-96	1129.01 to 1129.05
76-16	12-16-76	929.02	Adopting Ordinance		101.01 to 101.08, 101.99, 105.01, 105.08, 121.01, 121.06, 301.01 to 301.47, 303.01 to 303.08, 303.99, 311.01 to 311.04, 313.01 to 313.08, 331.01 to 331.08, 333.01 to 333.03, 333.99, 335.01 to 335.05, 335.99, 337.01 to 337.12, 339.01 to 339.10, 341.01 to 341.06, 343.01 to 343.08, 343.99, 345.01 to 345.35, 347.01 to 347.05, 349.01 to 349.20, 349.99, 351.01 to 351.11, 351.99, 353.01 to 353.06, 353.99,
78-2	3-2-78	1741.01 to 1741.04, 1741.99			
78-3	10-5-78	1751.02, 1751.03, 1751.99			
80-2	9-18-90	171.01 to 171.10			
81-4	8-6-81	733.01, 733.02			
83-1	7-21-83	725.01			
84-3	8-16-84	929.03			
84-4	8-16-84	709.01 to 709.02(c), (e) to (h)			
84-5	12-20-84	905.01			
Unno. Ord.	11-1-84	1751.01, 1751.04			
85-1	2-7-85	705.01 to 705.04			
86-1	12-18-86	140.01 to 140.03			
90-4	1-7-91	921.01			
92-1	11-5-92	921.02			
92-2	11-5-92	709.02(d)			

COMPARATIVE SECTION TABLE

28

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>	<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
Adopting Ordinance (Cont.)			04-01	11-18-04	929.04(e)(3)
		361.01 to 361.12,	05-03	4-21-05	349.21
		371.01 to 371.08,	05-04	4-21-05	533.10
		373.01 to 373.10,	05-05	4-21-05	909.01 to 909.17
		373.99, 501.01 to	05-07	10-20-05	105.01 to 105.48
		501.09, 501.99,	07-01	6-4-07	929.04
		505.01 to 505.05,	08-01	11-6-08	1309.01 to 1309.18,
		505.99, 509.01 to			1309.99
		509.04, 509.99,	08-02	12-4-08	1313.01 to 1313.09,
		513.01 to 513.09,			1313.99
		513.99, 517.01 to	08-03	12-18-08	913.01 to 913.12,
		517.10, 517.99,			913.99
		521.01 to 521.13,	09-01	3-19-09	905.01 to 905.09
		521.99, 525.01 to	09-02	9-17-09	929.08
		525.04, 525.99,	09-03	10-1-09	937.01 to 937.30
		529.01 to 529.03,			
		529.99, 533.01 to			
		533.08, 533.99,			
		541.01, 541.02,			
		541.99, 545.01 to			
		545.12, 1119.01(e),			
		1509.01 to 1509.04,			
		1509.99, 1731.01			
97-1	5-15-97	717.01 to 717.24			
97-2	5-15-97	1721.01 to 1721.22,			
		1721.99			
97-3	5-1-97	709.01, 709.02			
97-4	5-1-97	921.01			
97-6	8-7-97	713.01 to 713.23,			
		713.99			
97-7	9-18-97	1761.01, 1761.02			
Unno.	10-21-99	147.01 to 147.07			
99-02	12-16-99	105.08			
01-02	7-19-01	929.01			
01-03	7-19-01	Art. 921 Editor's			
		Note			
02-04	9-19-02	141.01			
02-05	9-19-02	505.01 to 505.27,			
		505.99			
02-06	10-3-02	929.01 to 929.07,			
		929.99			
03-01	4-3-03	1721.12(b)			
03-02	5-15-03	1721.06(a)			
03-04	10-2-03	905.01			
03-05	10-2-03	1721.07(e)			
03-06	10-2-03	1721.23			