

TABLE OF CONTENTS

“Code of General Ordinances of the Town of Glasgow, West Virginia”.

- 1. Adopting Provision**
- 2. Filing with Recorder**
- 3. Publication of Notice**
- 4. Effective Date**
- 5. Repeal of Other Ordinances**

CHAPTER ONE

ARTICLE I General Provisions

- 1.1.1 General Objective of Code**
- 1.1.2 Amendment, Repeal, Supplementation**
- 1.1.3 Numbering; Headings**
- 1.1.4 Definitions**
- 1.1.5 Repeal of Conflicting Ordinances**

CHAPTER TWO

Municipal Administration; Elections; Conflicts of Interests and Contracts, Purchases, and Competitive Bidding:

ARTICLE I Municipal Administration

- 2.1.1 Elective Officers, Designation**
- 2.1.2 Officers; Qualifications**
- 2.1.3 Oaths of Officers**
- 2.1.4 Terms of Office**
- 2.1.5 Filling Vacancies in Office**
- 2.1.6 Powers and Duties of Mayor**
- 2.1.7 Powers and Duties of Recorder**
- 2.1.8 Fire Chief – Appointment; Authority**
- 2.1.9 Governing Rules of Council**
- 2.1.10 Municipal Court; Judge Thereof; Appointment of Judge; Jurisdiction**
- 2.1.11 Salaries of the Mayor, Recorder, Treasurer, Judge and Members of Council**

TABLE OF CONTENTS

ARTICLE II Elections; Voter Registration; Poll Workers Rate of Pay

- 2.2.1 Qualifications of Voters
- 2.2.2 Provisions of Permanent Registration Law of State Made Applicable
- 2.2.3 Registration Records
- 2.2.4 Years In Which Election Is To Be Held
- 2.2.5 Filing by Candidates
- 2.2.6 Date of General Election
- 2.2.7 Poll Workers Rate of Pay

ARTICLE IV Contracts, Purchasers, Competitive Bidding

- 2.4.1 When Competitive Bidding Required
- 2.4.2 Publication of Notice To Bidders
- 2.4.3 Other Notices
- 2.4.4 Contents of Notices
- 2.4.5 Submission of Bids
- 2.4.6 Deposits by Bidders
- 2.4.7 When Deposit Forfeited
- 2.4.8 Return of Deposit of Successful Bidder
- 2.4.9 Opening of Bids
- 2.4.10 Rejection of Bids
- 2.4.11 Acceptance of Bids
- 2.4.12 Exceptions

CHAPTER THREE

ARTICLE I Crimes Against The Person

- 3.1.1 Assault
- 3.1.2 Assaulting or Insulting Females
- 3.1.3 Adultery and Fornication

CHAPTER FOUR

ARTICLE I Crimes Against Property

- 4.1.1 Trespass

TABLE OF CONTENTS

- 4.1.2 Malicious Destruction or Injury of Properties
- 4.1.3 Larceny and Related Offenses; Petit Larceny
- 4.1.4 Receiving Stolen Property
- 4.1.5 Larceny by Trick
- 4.1.6 False Representation
- 4.1.7 Town Property – Tampering With, etc., Generally
- 4.1.8 Town Property – Embezzlement and Larceny
- 4.1.9 City Work Projects Not To Be Interfered With
- 4.1.10 Shoplifting – Prohibited and Defined
- 4.1.11 Shoplifting – Presumption Arising by Reason of Concealment of Merchandise
- 4.1.12 Shoplifting – Constitutes Breach of The Peace; Detention of Suspects

CHAPTER FIVE

ARTICLE I Fire Arms and Other Weapons

- 5.1.1 Weapons – Not To Be Carried Concealed On Person
- 5.1.2 Weapons – Prohibited Discharge
- 5.1.3 Weapons – Brandishing or Exposing Weapons; Threatening or Causing Breach of Peace; Penalty
- 5.1.4 Weapons – Switchblade Knives
- 5.1.5 Weapons – Possession By Persons Under Age 16
- 5.1.6 Weapons – Slingshots, Bows and Arrows and Air Guns

CHAPTER SIX

ARTICLE I Streets; Other Public Ways; Abutting Premises

- 6.1.1 Fences, Walls, and Other Barriers
- 6.1.2 Playing Games in Streets
- 6.1.3 Throwing Missiles In Streets or Public Places
- 6.1.4 Dangerous Excavations or Structures
- 6.1.5 Entering Playgrounds and Swimming Pools After Hours
- 6.1.6 Obstructing Streets or Public Ways
- 6.1.7 Multi-residential Housing – Off Street Parking Required

TABLE OF CONTENTS

ARTICLE II Obstruction of Streets and Ways By Trees, Shrubs, Bushes, or Vegetation And To The Care and Trimming of Weeds and Vegetation On Private Property

- 6.2.1 Maintenance of Trees, Shrubs, Bushes, and Vegetation So As Not To Obstruct or Impede Street, Sidewalk, or Alley; Maintenance of Weeds and Vegetation on Private Property**
- 6.2.2 Finding by Council of Noncompliance; Notice Thereof**

CHAPTER SEVEN

ARTICLE I - Public Peace and Security

- 7.1.1 Peace Disturbances**
- 7.1.2 Disorderly Conduct**
- 7.1.3 Disorderly Crowds**
- 7.1.4 Town Officers and Employees – Interfering With, etc; Penalty**
- 7.1.5 Resisting, Obstructing, Refusing To Aid, or Abusing An Officer**
- 7.1.6 City Officers and Employees – Rescue Of Prisoner**
- 7.1.7 Impersonating An Officer**
- 7.1.8 City Officers And Employees – Courtesy, Etc., Due To And From; Prohibited Acts**
- 7.1.9 City Work Projects Not To Be Interfered With**
- 7.1.10 Disorderly Conduct – In Public Schools of The Town, Loitering After Being Requested To Leave School Premises**
- 7.1.11 Disturbance Of Assemblies**
- 7.1.12 False Police, Fire, or Emergency Call**
- 7.1.13 Governmental Functions Of Town Not To Be Hampered By “Sit-Ins” Or Other Methods**
- 7.1.14 Loitering**
- 7.1.15 Music Playing In Streets**
- 7.1.16 Noise**
- 7.1.17 Curfew Of Minors**
- 7.1.18 Failure to Supervise a Minor**

TABLE OF CONTENTS

CHAPTER EIGHT

ARTICLE I Miscellaneous Offenses

- 8.1.2 Attempts; Aiding and Abetting; Procuring Offense
- 8.1.3 Indecent Exposure; Obscenity
- 8.1.4 Sale, Possession, or Giving Away of Obscene Literature
- 8.1.5 Indecent Words, Pictures, etc., At Places Exposed To Public View
- 8.1.6 Indecent Shows or Exhibitions
- 8.1.7 Prostitution and Related Offenses
- 8.1.8 Peeping Toms
- 8.1.9 Suspicious Persons
- 8.1.10 Vagrancy

CHAPTER NINE

ARTICLE I Motor And Other Vehicles

- 9.1.1 Definitions
- 9.1.2 General Requirements As To Speed
- 9.1.3 Special Speed Restrictions
- 9.1.4 State Law Applicable
- 9.1.5 Unsafe Motor Vehicles

ARTICLE II Parking Of Motor Vehicles

- 9.2.1 Definition of "Motor Vehicles"
- 9.2.2 Parking Of Motor Vehicles Generally
- 9.2.3 Parking Of Unlicensed Or Improperly Licensed Motor Vehicles Prohibited
- 9.2.4 Parking Motor Vehicles So As To Obstruct or Impede Traffic Prohibited; Exceptions
- 9.2.5 Obstructing Street Or Alley By Structure, Appliance, etc., Without Permit Prohibited; Removal & Expense Thereof
- 9.2.6 Removal Of Motor Vehicles Which Are In Violation Of Sections 9.2.2; 9.2.3; Or 9.2.4; Expenses; Lien
- 9.2.7 Parking Motor Vehicles On Sidewalks
- 9.2.8 Penalties For Violation Of Article

TABLE OF CONTENTS

ARTICLE III Parking Of Non, Self-Propelled Vehicles

- 9.3.1 Purpose
- 9.3.2 "Non, Self-Propelled Vehicle" Defined
- 9.3.3 Parking Of Non, Self-Propelled Vehicles On Streets, Avenues, And Alleys Prohibited
- 9.3.4 Removal Of Vehicle By Officer Of Town; Expense; Lien
- 9.3.5 Penalty For Violation Of Article
- 9.3.6 Conflict With Other Ordinances

CHAPTER TEN

ARTICLE I Alcoholic Beverages And Controlled Substances

- 10.1.1 Findings of Fact
- 10.1.2 Interpretation
- 10.1.3 Intoxication Or Drinking In A Public Place; Illegal Possession of Alcoholic Liquor
- 10.1.4 Unlawful Manufacture or Sale of Alcoholic Liquor
- 10.1.5 Aiding, Abetting Unlawful Manufacture, Sale of Liquor
- 10.1.6 Marijuana – Possession of Fifteen Grams or Less of Marijuana; First Offense; Probation; Expungement of Records
- 10.1.7 Purporting to Sell Controlled Substances

CHAPTER ELEVEN

ARTICLE I Public Solicitations

- 11.1.1 "Public Solicitations" Defined
- 11.1.2 Permit
- 11.1.3 Permit Required For Public Solicitation
- 11.1.4 Exemption

CHAPTER TWELVE

ARTICLE I Dogs

- 12.1.1 Vicious Dogs
- 12.1.2 Noisy Dogs

TABLE OF CONTENTS

12.1.3 Dogs To Be Confined And Not Permitted To Roam At Large;
Taking Dog On A Leash

12.1.4 Impounding Dogs

ARTICLE II Membership In Upper Kanawha Valley Dog Control Board; Dog Warden

12.2.1 Definitions

12.2.2 Purpose; Effectuation Generally

12.2.3 Approval Of Agreement

12.2.4 Filing Agreement

12.2.5 Appropriation Of Funds

12.2.6 Appointment Of Board Members

12.2.7 Authority Of Dog Wardens

12.2.8 Term

ARTICLE III Animal Waste

12.3.1 Definition

12.3.2 Enforcement Duties

12.3.3 Removal And Disposal Of Animal Waste

12.3.4 Fines And Penalties

CHAPTER THIRTEEN

ARTICLE I Nuisances

13.1.1 Disorderly Houses; Maintenance Or Operations Of Place Of
Business In Disorderly Or Noisy Manner, Or In Manner
Injurious To Public; Illegal Consumption Of Intoxicating
Liquors, Gambling, Or Prostitution In Place of Business;
Prohibition Thereof

13.1.2 Ownership Of Premises Wherein Offense-Designated in
Section 13.1 Committed

13.1.3 Violation Of Chapter As Prima Facie Nuisance

13.1.4 Procedure For Abatement Of Nuisance Committed in
Violation Of Chapter

13.1.5 Service Or Publication Of Order

13.1.6 Order Of Abatement

TABLE OF CONTENTS

- 13.1.7 Expenses Of Procedure Or Action Under Sections 13.4; 13.5; and 13.6
- 13.1.8 Violation Of Chapter; Penalties; Jurisdiction

CHAPTER FOURTEEN

ARTICLE I Surface Drainage

- 14.1.1 "Surface Drainage" Defined
- 14.1.2 Discharge Of Surface Drainage Into Sanitary Sewer System Of Town Prohibited
- 14.1.3 Connections Of Surface Drainage Lines With Sanitary Sewer System of Town Prohibited
- 14.1.4 Disconnection Of Existing Surface Drainage Lines From Sanitary Sewer System Of Town
- 14.1.5 Penalties For Violation
- 14.1.6 Authority Of Town To Rectify Violation; Injunctive Relief
- 14.1.7 Effective Date

CHAPTER FIFTEEN

ARTICLE I Collection And Removal Of Refuse

- 15.1.1 Definition Of Terms
- 15.1.2 Preparation Of Garbage For Removal
- 15.1.3 Refuse Containers Required
- 15.1.4 Keeping Of Refuse In Refuse Containers
- 15.1.5 Removal Of Refuse
- 15.1.6 Unlawful Accumulation Of Refuse; Unlawful Throwing, Scattering or Burning Of Refuse
- 15.1.7 Offenses; Penalties; Injunction
- 15.1.8 Permit For Handling And Disposal Of Refuse In Manner Inconsistent With Chapter

CHAPTER SIXTEEN

ARTICLE I Buildings

- 16.1.1 Housing Board Created

TABLE OF CONTENTS

- 16.1.2 Maintenance Of Dwelling Or Other Buildings Unfit For Human Habitation Prohibited
- 16.1.3 Violation Of Article; Order To Show Cause
- 16.1.4 Hearing Upon Order To Show Cause; Order Of Violation
- 16.1.5 Order To Make Repairs
- 16.1.6 Failure To Comply With Order To Make Repairs; Hearing
- 16.1.7 Order To Close, Remove, Or Demolish Dwelling Or Other Building
- 16.1.8 Removal Or Demolition Of Dwelling Or Other Buildings by Housing Board; Removal Of Furnishings
- 16.1.9 Disposition Of Removed Or Demolished Buildings And Premises; Costs
- 16.1.10 Entry Upon Premises
- 16.1.11 Service Or Publishing Of Notices And Orders
- 16.1.12 Adjournment Of Meetings
- 16.1.13 Appeal; Injunction

ARTICLE II House Trailers

- 16.2.1 Finding of Facts
- 16.2.2 Restriction on the Placement of Mobile Homes in the Town of Glasgow
- 16.2.3 Owner or Tenant of Land Responsible for Violation on Land
- 16.2.4 Definition of Mobile Homes and Exceptions
- 16.2.5 Requirement as to Structure and Value of Mobile Homes and as to Method and Condition of Keeping, Maintaining, Placing, or Parking the Same in the Designated Areas of the Town of Glasgow
- 16.2.6 Exception Approved by Town Council for the Temporary Placement of Mobile Homes on Town Property
- 16.2.7 Liability of Persons Bringing into, or Moving or Transporting a Mobile Home Within or Through the Town
- 16.2.8 Permit Required; Fee; Determination of Compliance; Contents
- 16.2.9 Injunction Against Violation
- 16.2.10 Violation; Penalty
- 16.2.11 Grandfather Clause
- 16.2.12 Repeal of Inconsistent Ordinances; Construction of Said Ordinance

TABLE OF CONTENTS

ARTICLE III Building Permit

- 16.3.1 Findings of Facts
- 16.3.2 Procedure For Obtaining Permit
- 16.3.3 Compliance With Permit Requirements
- 16.3.4 Injunctive Relief

ARTICLE IV Movement of Homes, Mobile Homes, Double Wide Homes, Triple Wide Homes, and Buildings on Roads, Right-of-way And Other Property Within the Corporate Limits of the Town of Glasgow

- 16.4.1 Finding of Facts
- 16.4.2 Permit Requirement
- 16.4.3 Violation; Penalty
- 16.4.4 Repeal of Inconsistent Ordinances; Construction of Ordinance

CHAPTER SEVENTEEN

ARTICLE I Offenses By Railroads

- 17.1.1 Obstruction of View By Railroad; Standing Locomotives Or Cars Nearing Crossing
- 17.1.2 Obstruction By Railroad Engines or Cars; Backing; Freight Trains
- 17.1.3 Speed of Trains

CHAPTER EIGHTEEN

ARTICLE I Public Service In The Town Utilizing Wires or Cables Located On Any Street, Alley, Sidewalk, Public Recreation Area, or Other Public Place Within The Town

- 18.1.1 Definitions

TABLE OF CONTENTS

- 18.1.2 Franchise Required For Persons Providing Public Services; Exception
- 18.1.3 Compliance With Franchise, Ordinances, Rules and Regulations Required
- 18.1.4 Proceedings For Obtaining Franchise; Terms and Conditions; Rates
- 18.1.5 Safety Requirements
- 18.1.6 Rules and Regulations
- 18.1.7 Violations; Penalties; Compelling Compliance
- 18.1.8 Severability

ARTICLE II Granting Non-exclusive Franchise to Cedar Grove Cablevision Association, L. P.

CHAPTER NINETEEN

ARTICLE I Penalties

- 19.1.1 Duty of Mayor and Police To Aid In Enforcement of Criminal Laws of State
- 19.1.2 Duty of Mayor To Maintain Peace and Good Order
- 19.1.3 Trials by Mayor; Imposition and Enforcement of Penalties
- 19.1.4 Recovery of Fines, Penalties, and Costs
- 19.1.5 Penalties For Violations

CHAPTER TWENTY

ARTICLE I Business And Occupation Tax

- 20.1.1 Definitions
- 20.1.2 Impositions of Privilege Tax
- 20.1.3 Manufacturing, Compounding, or Preparing Products
- 20.1.4 The Business of Selling Tangible Property; Sales Exempt
- 20.1.5 Public Service or Utility Business
- 20.1.6 Business of Contracting
- 20.1.7 Business of Operating Amusements
- 20.1.8 Sale of Insurance by an Insurance Agent, Service Business, or Calling Not Otherwise Specifically Taxed
- 20.1.9 Business of Furnishing Property For Hire

TABLE OF CONTENTS

- 20.1.10 Banking and Other Financial Business; Finding of Town Council
- 20.1.11 Business of Generating or Producing Electric Power, or Natural Gas; Exception; Rates
- 20.1.12 Exemptions
- 20.1.13 Tax Cumulative
- 20.1.14 Computation of Tax; Quarterly Payments
- 20.1.15 Return and Remittance; Tax Year
- 20.1.16 Extensions of Time; Payment Plans
- 20.1.17 Records, Statements and Investigations
- 20.1.18 Secrecy of Returns
- 20.1.19 Reciprocal Exchange
- 20.1.20 Report of Change in Taxpayer's State Return
- 20.1.21 Mathematical Errors; Collection of Balance Due on Returns Without Remittance
- 20.1.22 Assessment of Tax When Insufficiently Returned
- 20.1.23 Notice of Assessment; Petition for Reassessment
- 20.1.24 Hearing Procedure; Administrative Decision
- 20.1.25 Appeals To Circuit Court
- 20.1.26 Methods of Collection
- 20.1.27 Tax Constitutes Debt; Lien Created; Enforcement of Lien
- 20.1.28 Injunction
- 20.1.29 Refunds
- 20.1.30 Limitation On Assessments
- 20.1.31 Interest and Penalties
- 20.1.32 Payment When Person Sells Out or Quits Business; Liability of Successor; Liens
- 20.1.33 Settlement Of Contracts Made With Town
- 20.1.34 Final Settlement With Non-resident Contractor; User Personally Liable
- 20.1.35 Limited Effect Of Recorder's Certificate
- 20.1.36 Business Activities In More Than One Municipality
- 20.1.37 Offenses
- 20.1.38 Administration and Enforcement
- 20.1.39 Severability
- 20.1.40 Effective Date

CHAPTER TWENTY-ONE

TABLE OF CONTENTS

Municipal Public Services

ARTICLE I Rates And Changes For Municipally Furnished Water Service

- 21.1.1 Findings Of Fact
- 21.1.2 Rates and Changes Imposed On Customers Other Than The Riverside Public Service District
- 21.1.3 Rates And Changes Imposed On The Riverside Public Service District
- 21.1.4 Time For Billings; Penalty
- 21.1.5 Effective Date
- 21.1.6 Establishing a Municipal Water Board Cross-Connection Control and Backflow Prevention Program

ARTICLE II Water Meter Deposits; Collection Procedure For Past Due Accounts; Discontinuance of Service Procedures; And Reconnection Fee

- 21.2.1 Findings Of Fact
- 21.2.2 Meter Security Deposit
- 21.2.3 Collection Procedure For Delinquent Accounts; Discontinuance Of Service
- 21.2.4 Reconnection Fee

ARTICLE III Fee For Customers Requesting A TAP Connection into The Town of Glasgow Water System

- 21.3.1 Tap Fee

ARTICLE IV Fee For Customers Requesting a TAP Connection Into The Town of Glasgow Sanitary Sewage System

- 21.4.1 Tap Fee

ARTICLE V The Imposition On All Users Of The Town of Glasgow Sewage Service Of A Monthly User Charge

- 21.5.1 Findings Of Fact
- 21.5.2 Imposition of Rate For Sewer Service

TABLE OF CONTENTS

- 21.5.3 Basis of Measurement Of Water Consumption
- 21.5.4 Definition Of "User"
- 21.5.5 Penalty For Late Payment
- 21.5.6 Compliance With Regulations
- 21.5.7 Effective Date
- 21.5.8 Publication Of Ordinance
- 21.5.9 Compliance With Law
- 21.5.10 Notice To Users
- 21.5.11 Repeal Of Inconsistent Ordinances & Rate Schedules
- 21.5.12 Abandon 14 Sewer Customers Residing East of Kelly's Creek

CHAPTER TWENTY-TWO

ARTICLE I Policy On Discrimination/Harassment

- 22.1.1 Policy
- 22.1.2 Procedures

CHAPTER TWENTY-THREE

ARTICLE I Business License Tax And Contractor's License Tax

- 23.1.1 Findings Of Facts
- 23.1.2 Definitions
- 23.1.3 Purpose
- 23.1.4 Business Conducted Pursuant To State Certificate
- 23.1.5 Contractors
- 23.1.6 Application For License
- 23.1.7 Issuance Of License
- 23.1.8 Record Retention
- 23.1.9 False Statements Prohibited
- 23.1.10 Separate License Required For Each Place of Business
- 23.1.11 Renewal, Prorating
- 23.1.12 Display of License
- 23.1.13 Assignment
- 23.1.14 Conditions Prerequisite To Doing Business