

ORDINANCE NO. 267



AN ORDINANCE AMENDING ORDINANCE NO. 34 OF THE CITY OF DUNDEE, OREGON, REGULATING THE ERECTION, MAINTENANCE, ALTERATION AND REPLACEMENT OF BILLBOARDS AND OTHER STRUCTURES USED FOR ADVERTISING PURPOSES IN THE CITY OF DUNDEE, PROVIDING PENALTIES, AND DECLARING AN EMERGENCY.

THE CITY OF DUNDEE DOES ORDAIN AS FOLLOWS:

Section 1. Section 1 of Ordinance No. 34, passed by the Council on March 1, 1937, and approved by the Mayor of the City of Dundee on March 3, 1937, is hereby amended to read as follows:

Section 1. License Required. That it shall be unlawful for any person, firm, corporation or association to erect, maintain, alter or replace any billboard or other structure used for advertising purposes in the City of Dundee, Yamhill County, Oregon, without first having secured a license therefor from the council of the City of Dundee, as herein provided. A billboard or other structure used for advertising purposes, as used herein, shall mean any sign which advertises goods, products or services which are not sold, manufactured or distributed on or from the premises on which the sign is located, or facilities not located on the premises on which the sign is located.

Section 2. Section 2 of said Ordinance No. 34, is hereby amended to read as follows:

Section 2. License Application; Fee; Issuance. Any person, firm or corporation desiring to erect, construct, maintain, alter or replace any billboard or other structure to be used for advertising purposes within the corporate limits of the City of Dundee shall first make written application to the recorder of the City of Dundee for a license so to do, and which application shall set forth the name and address of the applicant, the proposed location for such billboard or advertising structure with respect to distance from street lines, the name and address of the owner of the land upon which the same is to be located, and shall also specify the size and dimensions of such billboard; and which said application shall be presented by the recorder

to the council at its next regular meeting. The council of the City of Dundee shall cause such investigation to be made as it shall consider necessary and reasonable under the terms of this Ordinance, and shall thereupon grant or refuse such license. At the time of making such written application, the applicant therefor shall pay to the recorder of the City of Dundee the following license fee for each and every board or advertising structure to be constructed, maintained, altered or replaced. Those having a sign area of 32 square feet or less shall pay no fee. Those having a sign area in excess of 32 square feet shall pay the license fee of \$5.00 per square foot for each square foot in excess of 32 square feet. In the case of a billboard or advertising structure having advertising material on more than one side, the fee shall be based upon a figure equal to one-half the total square footage of all sides.

Section 3. Section 5 of said Ordinance No. 34, is hereby amended to read as follows:

Section 5. Penalty. Any person, firm, corporation or association who shall violate any of the provisions of this Ordinance shall, upon conviction thereof, be punished by a payment of a fine of \$500.00 or by confinement in the city jail for not to exceed 5 days, or by both such fine and imprisonment, for each and every offense. Each day of a continuing violation shall be deemed a separate offense for the purpose of this penalty provision.

Section 4. The council desires and deems it necessary for the preservation of the health, peace and safety of the City of Dundee that this Ordinance take effect at once, and therefore an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect from and after its passage and approval.

Passed by the Council this 4th day of AUG., 1986.

AYES: Hancock, Pohl, Wheeler & Osborne

NAYS: _____

Submitted to and approved by the Mayor of this 4th day
of AUGUST, 1986.

Floyd S. Rylor
Mayor

ATTEST:
[Signature]
Recorder