

ORDINANCE NO. 34



AN ORDINANCE regulating the erection, maintenance, alteration and replacement of billboards and other structures used for advertising purposes in the Town of Dundee, providing a penalty for the violation thereof; and declaring an emergency.

THE PEOPLE OF THE TOWN OF DUNDEE DO ORDAIN AS FOLLOWS:

Section 1. 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 Town of Dundee, Yamhill County, Oregon, without first having secured a license therefor from the Council of the Town of Dundee, as herein provided.

Section 2. 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 Town of Dundee shall first make written application to The Recorder of the Town 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 Town 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 Town of Dundee the sum of \$2.00 for each and every board or advertising structure to be constructed, maintained, altered or replaced, and in the case of billboards, each panel, whether or not in conjunction with other panels, shall be considered as a separate board for the purposes of this Ordinance.

The license herein provided for shall be in effect for a period of one year from and after the date thereof. The provisions of this Ordinance shall apply to all billboards and other structures used for advertising purposes now erected within the corporate limits of the Town of Dundee and to all billboards and advertising structures which may be hereafter erected, constructed, maintained, altered or replaced.

Section 3. That no billboard erected, constructed, maintained, altered or replaced within the Town of Dundee shall exceed 16 feet in height above the ground, and every such billboard shall have an open space of at least 3 feet between the lower edge thereof and the ground, which space shall not be closed in such a manner as to permit the collection of weeds and other debris; nor shall any such billboard or other structure used for advertising purposes approach the street line on any street, alley, or right-of-way on which any lot

fronts or abuts, nearer than 15 feet; no such billboard shall exceed 300 square feet in area and all such billboards and other structures used for advertising purposes shall be constructed and maintained in such proper manner so as to provide a minimum amount of hazard to the lives and property of the people of the Town of Dundee.

Section 4. That all billboards and other structures used for advertising purposes constructed, maintained, altered or replaced in violation of the terms of this Ordinance shall be and the same are hereby declared to constitute a nuisance per se, which may be abated in the same manner as any other nuisance within said Town.

Section 5. That any person, firm, corporation or association who shall erect, construct, maintain, alter or replace any billboard or other structure used for advertising purposes within the corporate limits of the Town of Dundee without first securing a license therefor as herein provided, upon conviction thereof before the Recorder of the Town of Dundee, shall be punished by payment of a fine than not less than \$2.50 nor more than \$20.00, or by imprisonment for not less than two days nor more than ten days in the Town Jail, or by both such fine and imprisonment.

Section 6. WHEREAS, The Town of Dundee has no adequate regulation governing the erection, construction, maintenance, alteration and replacement of billboards and other structures used for advertising purposes within the corporate limits of said Town, and it is necessary for the preservation of the peace,

health and dignity of the people of said Town that such regulation be immediately provided, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from and after its passage by the Council and the approval of the Mayor.

Passed by the Council this 1 day of March, 1937.

Approved by the Mayor this 2 day of March, 1937.

 Morris S. Parks.
Mayor.

 Ellen Allan
Recorder.