

AN ORDINANCE

AMENDING CHAPTER 4 OF TITLE 4 OF THE MUNICIPAL CODE OF THE CITY OF PAYETTE, IDAHO, BY PROVIDING FOR THE REGULATION OF SIGNS OVER SIDEWALKS, THE REMOVAL OF SAID SIGNS IN THE EVENT OF FAILURE TO COMPLY WITH SAID REGULATIONS; PROVIDING FURTHER FOR THE ASSESSMENT OF THE COSTS OF THE REMOVAL OF SAID SIGNS AND PROVIDING THAT FAILURE TO COMPLY WITH THE DEMAND FOR REMOVAL SHALL CONSTITUTE A MISDEMEANOR.

Be it ordained by the Mayor and City Council of the City of Payette,

Idaho:

4-4-9: SIGNS OVER SIDEWALKS:

No permanent sign shall be erected, constructed, placed, permitted or maintained over or across any portion of the sidewalks or streets within the municipality, unless the sign shall accurately, correctly, and continuously advertise and represent to the public the existing use, or business of the real property adjoining the street or sidewalk over or across which the sign is located.

4-4-10: REMOVAL OF SIGNS WITHIN THE CITY:

All occupants, tenants, owners, and agents of such owners of real property within the municipality are hereby required to remove, within one year after the effective date of this ordinance, all signs not complying with the requirements of Section 4-4-9.

4-4-11: FAILURE TO COMPLY:

The City Administrator or other duly authorized representative is hereby authorized and empowered to give actual notice to the owner, agent of such owner, tenant, or occupant of real property to comply with Sections 4-4-9 and 4-4-10; provided, however, if actual notice is not possible, the City Administrator shall give written notice by registered mail, addressed to said owner, agent of owner, tenant or occupant at his last known address; providing further that upon the failure, neglect, or refusal of any such owner, agent of owner, tenant or occupant to comply with Sections 4-4-9 and 4-4-10, the designated official is hereby authorized and empowered to pay for and employ labor for the removal of the sign. The amount of the reasonable value of services rendered in removing the sign, plus accrued interest computed thereon at the legal rate from the date of completion of said work, if not paid within thirty (30) days after actual notice is given to the owner, agent of owner, tenant or occupant of the real property that the sign has been removed, shall be declared delinquent and be certified to the tax collector of the county by the City Clerk, and shall be by said tax collector placed upon the tax roll and collected in the same manner and subject to the same penalties as other City taxes.

4-4-12: VIOLATION:

The failure, neglect, or refusal of a tenant, occupant, owner, or agent of such owner, or agent of such owner to comply with Sections 4-4-9 or 4-4-10 shall constitute a misdemeanor.

4-4-13: EACH TEN DAYS SEPARATE OFFENSE:

Each and every ten (10) days any such owner, agent of owner, tenant or occupant shall fail, refuse, or neglect to comply with provisions 4-4-9 or

4-4-10 shall constitute a separate and distinct offense, and each of such separate offenses shall be punishable as a misdemeanor.

4-4-14: SAVINGS CLAUSE:

Should any section or part of any section herein be held to be unconstitutional and void, the remaining sections shall continue to be enforced unless the intention of the City Council would be defeated or thwarted by the enforcement of said sections.


That this ordinance shall take effect and be in force from and after its publication in the Independent Enterprise, a newspaper of general circulation in the City and County of Payette, Idaho.

Passed and Approved by the Mayor and Council this 21st day of

January, 1974.

ATTEST:


Barbara A. Millard, Clerk of the
City of Payette, Idaho


Wesley O. Rofahr, Mayor of the City of
Payette, Idaho