

Bill # 2002-02

Ordinance # 180

AN ORDINANCE PROHIBITING THE SIGNS ON PUBLIC PROPERTY AND UTILITY EASEMENTS WITHIN THE MUNICIPAL LIMITS OF THE CITY OF FOLEY, ESTABLISHING PENALTIES FOR THE VIOLATION THEREOF AND MATTERS RELATED THERETO:

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF FOLEY, MISSOURI, AS FOLLOWS:

SECTION 1: That cities of the fourth class, Foley being such, have the authority to prohibit temporary and permanent signs on public property or recorded utility easements, including public rights of way, except those permitted by the city council. Any sign placed on public property or public rights of ways without city council approval shall be removed without notice if they are located within the City Limits of Foley, Missouri.

SECTION 2: Definition of Terms

Prohibited Signs: Animated Signs (with intermittent or moving lights)
Banners, Pennants, Streamers
Billboards
Flashing Signs
Portable Signs
Rotating Signs
Snipe Signs (a temporary sign or poster which is tacked, nailed, posted, pasted, glued or otherwise attached to trees, stakes, poles, fences or to other objects)

SECTION 3: Exception: One day display of a Banner and/or Temporary Sign if such person obtains a permit issued by the City Clerk under the approval of the City Council.

SECTION 4: Nuisance: Any prohibited sign shall be considered a nuisance.

SECTION 5: Penalty. Any person, firm, property owner, corporation or other entity violating any provisions of this ordinance shall be guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine of up to \$500.00 (Five Hundred Dollars) or imprisonment in the county jail for up to 90 days or both such fine and imprisonment.

SECTION 6: Repealer. Any ordinance or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 7: Severability Clause. If any section, provision or part of this ordinance shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 8: This ordinance shall be in full force and effect immediately upon its enactment and approval.

READ THREE TIMES AND APPROVED THIS 17th DAY OF April, 2002

MAYOR: Billie S. Duchowski