

ORDINANCE NO. 2786

AN ORDINANCE REPEALING TITLE 12 OF THE
COTTAGE GROVE MUNICIPAL CODE, ADOPTING A NEW TITLE 12

The City of Cottage Grove ordains as follows:

Section 1. Purpose. The purpose of this ordinance is to repeal Title 12 of the Cottage Grove Municipal Code and to adopt a new Title 12.

Section 2. Enactment. Title 12 of the Cottage Grove Municipal Code is hereby repealed and a new Title 12, a copy of which is attached hereto marked Exhibit A and by this reference incorporated herein, is hereby adopted.

Passed by the Common Council and approved by the Mayor this
23rd day of September, 1996.



Jeff Towery, City Manager



Bob Baysinger, Council President

Dated: 24 Sept 96

Title 12

STREETS, SIDEWALKS, PUBLIC UTILITIES, PUBLIC PLACES

Chapters:

<u>12.04</u>	<u>Street Alteration -- Permits</u>
<u>12.08</u>	<u>Sidewalk Construction and Alteration Regulations</u>
<u>12.12</u>	<u>Signs and Banners Over Streets</u>
<u>12.10</u>	<u>Street and Improvement Construction Requirements</u>
<u>12.16</u>	<u>Street Naming and Building Numbering</u>
<u>12.20</u>	<u>Street Tree Regulations</u>
<u>12.24</u>	<u>City Parks and Public Playgrounds</u>

Chapter 12.04

STREET ALTERATION -- PERMITS

Sections:

ARTICLE I. GENERAL PROVISIONS

12.04.010	Definitions.
12.04.020	Permit -- Required.
12.04.030	Permit -- Application.
12.04.040	Permit -- Fees.
12.04.050	Permit -- Standards for issuance of permit.
12.04.060	Inspection by city engineer.
12.04.070	Barriers placed at street alterations.
12.04.080	Failure to comply by permittee.

ARTICLE II. STANDARD SPECIFICATIONS FOR
ALTERATION OF PUBLIC STREETS

12.04.090	General.
12.04.100	Curbs and gutters -- Construction standards.
12.04.110	Curbs and gutters -- Curb radius.
12.04.120	Curbs and gutters -- Duty of property owners to fill.
12.04.130	Curt cuts -- Necessity for curb cut.
12.04.140	Curb cuts -- Condition of permit.
12.04.150	Driveways -- Prohibited locations.
12.04.160	Driveways -- Driveway approach dimensions.

- 12.04.170 Driveways -- Safety islands.
- 12.04.180 Driveways -- Council approval -- Special permit.
- 12.04.190 Driveways -- Limits.
- 12.04.200 Driveways -- Specifications.
- 12.04.210 Driveways -- Restoration of curb.
- 12.04.220 Sidewalks -- Concrete sidewalk required.
- 12.04.230 Sidewalks -- Storage of materials in street.
- 12.04.240 Sidewalks -- Width.
- 12.04.250 Sidewalks -- Grade and fall.

ARTICLE III. VIOLATION -- PENALTY

- 12.04.260 Violation -- Penalty.

ARTICLE I. GENERAL PROVISIONS

12.04.010 Definitions. As used in this chapter, except where the context indicates otherwise, the following terms shall mean:

- A. "ADA" means the "Americans with Disabilities Act" and any subsequent modifications thereto.
- B. "City engineer" means the city engineer of the city or his authorized deputy.
- C. "Driveway approach" means that portion of a driveway within the street right-of-way. The component parts of the driveway approach are the apron, and end slopes or the curb return, and the sidewalk section.
- D. "Frontage" means that boundary of private property abutting the city right-of-way line.
- E. "Person" means every natural person, firm, partnership, association or corporation.
- F. "Street" means area between the boundaries of a public right-of-way. (Ord. 1591 §1, 16, 1959)
- G. "Driveway" means that portion of a vehicular access outside the street right-of-way.

12.04.020 Permit -- Required. No person, company or franchisee shall begin to construct, reconstruct, repair or alter any sidewalk, curb and gutter, curb cut, driveway approach, or public or private utility in the public right-of-way without first applying for and obtaining a permit from the city engineer's office as provided by this chapter. All permitted

work shall be subject to the provisions of this title 12. (Ord. 1591 §2, 1959)

12.04.030 Permit -- Application. An applicant for a permit shall file with the city engineer's office an application on a form prescribed by the city, showing:

- A. Name and address of the person doing the work;
- B. Location of the property upon which or adjacent to which the construction is intended;
- C. Attached plans showing details of the proposed alteration;
- D. Such other information as the city engineer shall find reasonably necessary to determine whether a permit should be issued. (Ord. 1591 §3, 1959)

12.04.035 Posting of bonds or other security. Prior to the construction of any public improvements the permittee shall post a bond, or other security acceptable to the city, for the completion of said improvements. Said bond shall remain in full force and effect until the completion of the one year warranty period for said improvements.

12.04.040 Permit -- Fees. A permit fee as determined in Ordinance 2361, set out in this code in "Fee Schedule", shall accompany the application and shall be paid for a permit for a sidewalk, curb and gutter, curb cut, driveway approach or utility installation or repair. (Ord. 2514 §1, 1984: Ord. 2221 §4, 1977: Ord. 1591 §4, 1959)

12.04.050 Permit -- Standards for issuance of permit. The city engineer shall issue a permit under this chapter when it is found that:

- A. The plans for the proposed project accompanying the application have been approved by the city staff, to whom they shall be forwarded within a reasonable time after receipt thereof; and
- B. The work shall be done according to the standard specifications of the city for work of like character. (Ord. 1591 §4, 1959)

12.04.060 Inspection by the city engineer. All projects for which a permit is granted shall be inspected by the city engineer. After any permit is issued, the permittee shall notify the office of the city engineer of the start of any work and shall request inspections thereof 24 hours in advance of any concrete pours, paving, or trench backfilling. Upon receipt of a request for inspection the City Engineer shall, within one work day, inspect the construction and materials used to insure compliance with the provisions of this chapter and the city's standard specifications. No work shall be covered or concrete poured until inspection by and approval from the city engineer is obtained. Work which is completed without the benefit of inspection by the city engineer may be required to be removed or exposed prior to final

approval.

12.04.070 Barriers placed at street alterations. A. Whenever construction or repair work is commenced on any part of a city street, the contractor or person directly in charge of the work, with the consent of the city engineer, may close such street or part of a street to vehicular or pedestrian traffic, whenever the street by reason of such work is made dangerous for travel or whenever such closing is necessary to properly carry on the work, and such street or part of a street will remain closed during the progress of such work.

B. When a street or part of a street is so closed, the contractor or person directly in charge of the work shall construct and maintain at either end of the work area and at such other places as indicated in the "Manual of Uniform Traffic Control Devices", proper and suitable barriers, detour signs, warning lights, and other signs notifying the public of the work and that such street or part of a street is closed to traffic.

C. When a street is closed as provided in this section, it is unlawful for any person to break down, alter, or remove, or ride or drive over any barrier erected, as required, in this chapter, or to travel over such closed street or part of a street. Violations of this section shall be subject to penalties as set forth in Article III, Section 12.04.260 of this Code.

D. Immediately upon completion of any construction or other work done in a street, the contractor or person directly in charge of the work shall clear away materials, litter and rubbish, and upon failure to do so, the city engineer may cause such cleanup work to be done, and the costs thereof shall be recovered from and paid by the contractor or other person in charge of the project.

12.04.080 Failure to comply by permittee. In any case where a permittee shall be in default or shall fail to comply with the requirements of this chapter, the city engineer shall order the completion or correction of the work by the city and cost thereof shall be recovered from the permittee.

ARTICLE II. STANDARD SPECIFICATIONS FOR ALTERATION OF PUBLIC STREETS

12.04.090 General. Any construction, reconstruction, repair or alteration of any improvement in the public right-of-way shall be made in accordance with the provisions of this chapter and with standard specifications of the city adopted by the council and filed in the office of the city engineer. (Ord. 1591 §10, 1959)

12.04.100 Curbs and gutters -- Construction standards. All curbs and gutters shall conform to the street grades, and shall be uniform as to material and dimensions. The distance from property lines along which curbs and gutters are constructed shall be uniform except that curbs and gutters shall be constructed to the established or official width of the

roadway. (Ord. 1591 §11, 1959)

12.04.110 Curbs and gutters -- Curb radius. Unless permitted otherwise by the council, all curb corners shall have a uniform radius of at least ten feet. Regardless of location the minimum allowable curb radius shall be large enough to accommodate an ADA standard handicap ramp. If physical conditions make it impractical or if traffic conditions make it desirable, the council may provide a curb corner radius other than as required by this chapter. (Ord. 1591 §12, 1959)

12.04.120 Curbs and gutters -- Duty of property owners to fill. In areas with parkway strips between the curb and sidewalk, it shall be the duty of the abutting property owners to fill in with earth, the space between the curb and sidewalk to a level grade with the curb and sidewalk.

12.04.130 Curb cuts -- Necessity for curb cut. Curb cuts shall be limited to those necessary to provide ingress and egress to property, the length of the cut shall be determined according to the frontage of the property in accordance with the standards applicable to driveway approaches. (Ord. 1591 §14, 1959)

12.04.135 Permits issued. Permits issued to construct or to widen, relocate or replace existing driveway approaches will require that the driveway be paved along its full length at least 10 feet wide. Unless otherwise approved by the staff review committee.

12.04.140 Curb cuts -- Condition of permit. The permittee shall restore the curbing at the cut to a proper and smooth finish. (Ord. 1591 §15, 1959) Removal and restoration of the curb shall include removal and restoration of the gutter pan.

12.04.145 Handicap ramps. Handicap ramps shall be provided at all intersection corners for streets and alleys. Ramps shall comply with the city standard specifications and A.D.A. requirements.

12.04.150 Driveways -- Prohibited locations. A. No driveway approach shall be permitted to encompass any municipal facility. Under the permit provided for in this chapter, the applicant may be authorized to relocate any municipal facility, including any within the limits of a curb return, which may be encroached upon.

B. At intersections, no portion of a driveway approach including tapers shall be permitted within 30 feet of the crosswalk at the curblines. Additional distance from the intersection may be required if it is determined by the City Engineer to be essential to public safety. (Ord. 1591 §17, 1959) (Ord. 2739 . . . 1994)

12.04.160 Driveways -- Driveway approach dimensions. The length of driveway approaches along the curblines shall not exceed the following dimensions:

MAXIMUM LENGTH

<u>Frontage</u> (in feet)	<u>One Driveway Approach</u> (in feet)	<u>Two Driveway Approaches</u> (in feet)
Under 30	16	Not Permitted
30 to 60	20	Not Permitted
60 to 80	30	22
Over 80, but not exceeding 100	30	30

(Ord. 1591 §18, 1959)

12.04.170 Driveways -- Safety islands. A safety island of not less than ten feet of full height curb shall be provided between driveway approaches under one ownership or, where physically possible, under separate ownership. On any frontage in excess of one hundred feet, each one hundred feet or fraction of frontage shall be considered under separate ownership for the purposes of this section. (Ord. 1591 §19, 1959)

12.04.180 Driveways -- Special permits. Any driveway approach in excess of the above maximum lengths specified in Section 12.04.160 must be justified as "essential" to the property and must receive special approval by the City Engineer. (Ord. 1591 §20, 1959) (Ord. 2739, 1994)

12.04.190 Driveways -- Limits. In no event shall the driveway approach extend beyond the property line extended or rights of the owner requesting the curb cut. A driveway permit shall not be issued unless there is space entirely within the private property lines for vehicle parking. (Ord. 1591 §21, 1959)

12.04.200 Driveways -- Specifications. A. All driveway approaches between the curblines and the property line shall be constructed of Portland cement concrete. The driveway approach, including the sidewalk section, shall be constructed according to the standard specifications and plans of the city.

B. Driveway approaches located within five feet of the existing curblines return at an alley intersection may be merged with the alley width, measured at the curblines, the combined width shall not exceed forty feet.

C. Where standard gutters and curbs have not been installed, the length of driveway approach set forth in this chapter shall be measured along the property line and there shall be not less than sixteen feet of frontage between driveway approaches serving any

one property.

D. Permits shall not be issued for any surface improvement or paving on the street right-of-way between driveway approaches unless a concrete curb or other physical obstruction designed to standard city specifications is constructed and maintained by the applicant so that the entrance and exit of vehicles to and from the applicant's property will be restricted to the established driveway approaches.

12.04.210 Driveways -- Restoration of curb. When a driveway approach is no longer in use, the city engineer by order of the council, shall notify the owner of the abutting property to restore the curb and sidewalk to conform to the adjacent curb and sidewalk. If the owner shall neglect to do so for a period of six months, then the city engineer shall proceed to restore the curb and the cost of the same shall be a lien upon the property until paid, and shall be assessed and entered in the lien docket of the city and shall be foreclosed in the same manner as other city street improvement liens. (Ord. 1591 §23, 1959)

12.04.220 Sidewalks -- Concrete sidewalks required. Sidewalks shall be constructed in accordance with the city's standard specifications and plans. (Ord. 1591 §24, 1959)

12.04.230 Sidewalks -- Storage of materials in street. There may be included in a sidewalk permit permission to use the abutting street for the purpose of storing material to be used in the sidewalk project, but not more than one-fourth of the street shall be used for such purpose. (Ord. 1591 §25, 1959) Permission will not be granted in areas where parking is prohibited.

12.04.240 Sidewalks -- Width. All sidewalks shall have a width in conformance with current city construction standards on file in the office of the city engineer. (Ord. 2514 §2, 1984; Ord. 1591 §26, 1959)

12.04.250 Sidewalks -- Grade and fall. All sidewalks shall be laid to smoothly join existing improvements. All sidewalks shall be laid with a fall toward the curb of one-quarter of an inch to the foot and if built to the curb, shall meet the curb flush with the top thereof. (Ord. 1591 §27, 1959)

ARTICLE III. VIOLATION -- PENALTY

12.04.260 Violation -- Penalty. Any person violating any of the provisions of this chapter shall, upon conviction, be punished by a fine of not more than two hundred dollars or by imprisonment of not more than forty days, or both. Each day's violation shall be considered a separate offense. (Ord. 1591 §9, 1959)

Chapter 12.08

SIDEWALK CONSTRUCTION AND ALTERATION REGULATIONS

Sections:

- 12.08.010 Duty to construct, repair or improve sidewalks.
- 12.08.020 Standards and specifications.
- 12.08.030 Required sidewalk work.
- ~~12.08.040 Lien may attach.~~
- 12.08-050 Lien records and foreclosure proceedings.

owning 12.08.010 Duty to construct, repair or improve sidewalks. It is the duty of any person owned any lot, parcel of land or portion of land adjoining a street within the corporate limits of the city to construct, repair, or improve the adjacent sidewalk when required by order of the city council. (Ors. 2518 §1, 1984)

12.08.020 Standards and specifications. All sidewalks shall be constructed in accordance with current City standard specifications on file in the office of the city engineer. All walks shall be inspected by the city engineer. (Ord. 2518 §2, 1984)

12.08.030 Required sidewalk work. A. When the council determines that a sidewalk needs construction, repair, or improvement, a notice shall be issued to the adjoining landowner by the city engineer.

B. The notice shall require the owner of the property adjacent to the sidewalk to complete the sidewalk work within thirty days after service of notice. The notice shall also state that if the property owner refuses or neglects to construct, repair, or improve the sidewalk within the thirty day time period, the city may do the sidewalk work and assess the cost of the work against the property adjacent to the sidewalk.

C. The city engineer shall cause a copy of the notice to be served personally upon the owner of the property adjacent to the sidewalk, or the notice may be served by registered or certified mail, return receipt requested, to the owner's address as shown on the county tax assessor's rolls. If after diligent search the owner is not discovered, the city engineer shall cause a copy of the notice to be posted in a conspicuous place on the property, and such posting shall have the same effect as service of notice by mail or by personal service upon the owner of the property.

D. The city engineer shall file with the city recorder a statement of the time, place, and manner of service of notice. (Ord. 2518 §3, 1984)

12.08.050 Lien records and foreclosure proceedings. A. The assessment levied in pursuance of this chapter shall be entered in the docket of the city liens by the city recorder. This statement shall contain the amount assessed upon each particular lot, parcel of land, or portion of land, together with a description of the improvement, the name of the owner and date of the assessment. Upon entry in the lien docket, the amount so entered shall become a lien as of that date.

B. All assessment liens of the city shall be superior and prior to all other liens of encumbrances on property insofar as state law permits.

C. Interest shall be at a rate to be determined by the city and a commercial lending institution within the city. The interest rate shall not exceed the prime interest rate generally available at other lending institutions within the city.

D. The city may cause the real property to be sold, as provided by state law, for any assessment, lien or installment thereof at any time after one year from the date the assessment, lien or installment becomes due and payable, if bonded; otherwise, at any time after sixty days from the time it is entered in the docket.

E. The city may enter a bid for the property being offered at a foreclosure sale, which bid shall be prior to all bids except those made by persons who would be entitled under state law to redeem the property. (Ord. 2518 §5, 1984)

Chapter 12.10

STREET AND IMPROVEMENT CONSTRUCTION REQUIREMENTS

Sections:

- 12.10.010 Improvement construction required.
- 12.10.020 Improvement security required.
- 12.10.030 One year warranty required.
- 12.10.040 Design and development standards.

Section 12.10.010 Improvement construction required. Prior to obtaining any development approvals, right-of-way use permits, or building permits owners of properties which front onto unimproved rights-of-way or rights-of-way with substandard improvements shall be required to construct city standard improvements along the full frontage of their property. Where existing improvements do not comply with current standards, new developments shall be required to upgrade infrastructure improvements to comply with the current standard. City standard improvements include but are not limited to streets, curbs and gutters, water lines, sanitary sewer lines, storm drainage lines, and any improvements delineated in the city's facilities master plans. At the discretion of the city, and where compatible with needs, construction of improvements may be deferred until some future date, provided that adequate security, acceptable to the city, is in-place to guarantee funding for the future construction of said improvements. Excepting therefrom those lots covered under Resolution No. 1257.

12.10.020 Improvement security required. Prior to the granting of development plan approvals; right-of-way use permits or building permits the city will require the owner to provide a bond or other security which guarantees the construction of city standard

improvements. Said security shall be equal to 100 percent of the cost to complete the improvements. The required security must be in the form of a security bond, irrevocable letter of credit, certificate of deposit, cash or other form acceptable to the city. Any such security must be provided in favor of the city of Cottage Grove and remain in full force and effect until such time as it is released in writing by the city of Cottage Grove. In no case shall the security be released in full until completion of one years satisfactory service of all improvements. If requested by the owner in writing the city may at its discretion reduce the amount of the security held during the warranty period to a reasonable percentage of the construction cost.

12.10.030 One year warranty required. All public improvements within the public rights-of-way or easements shall be guaranteed for a period of one year. The warranty period will commence upon completion and acceptance by the city of all items of work. During said warranty period, the permittee shall be responsible for any deficiencies of said improvements. If upon notice of any failure the permittee does not within thirty days commence repairs, the city may call upon the posted security to make any and all required repairs to said improvements. In the event the actual cost of repairs exceed the amount of security available, the permittee will be responsible for the outstanding balance.

12.10.040 Design and development standards. The design and construction of streets, alleys and other improvements shall comply with the provisions of Municipal Code, Title 17, Chapter 17.28, the city's standard specifications and drawings, and this Title. Design and construction of public utilities shall comply with all applicable state statutes and the city's standard specifications and drawings.

Chapter 12.12

SIGNS AND BANNERS OVER STREETS

Sections:

- 12.12.010 Purpose.
- 12.12.015 Applicability.
- 12.12.020 Regulations.
- 12.12.030 Violation -- Penalty.

12.12.010 Purpose. The purpose of this chapter is to provide regulations for the allowance of signs and/or banners which are suspended over the public right-of-way on city streets. (Ord. 2401 §1, 1981)

12.12.015 Applicability. Signs authorized by this chapter shall be allowed only on Main Street between River Road on West Main Street and the underpass of I-5 on East Main Street.

12.12.020 Regulations. No person, business or organization shall erect or install a sign or banner which extends across the public right-of-way of city streets without first making application to and receiving written authorization from the city engineer for the installation.

A. The application for permission to install or erect a sign or banner under this chapter shall be in writing and shall specify the proposed location, size, and written message and the period of time requested for maintaining the sign or banner.

B. There shall be a limit of two signs or banners within a four block distance at any one time.

C. No signs or banners will be allowed which are for political candidates or measures, or for promotion of commercial ventures.

D. The city engineer shall approve or deny an application made under this chapter within seventy-two hours of the filing of the application. A denial of any application may be appealed to the city council and shall be heard by the council at its next regularly scheduled meeting. The applicant shall have fifteen days from the denial from which to file a written notice of appeal with the city manager who shall have the matter brought before the council pursuant to this chapter.

E. No sign or banner permitted under the terms of this chapter shall be attached to city property or to any other property without the consent of the property owner. No banner shall be installed prior to fifteen days before the advertised event.

F. All signs or banners suspended over public right-of-way must be removed within forty-eight hours after event being promoted has concluded. Signs or banners installed pursuant to this chapter shall be at a height of not less than fourteen feet above the street or roadway. (Ord. 2405 §2, 1981)

12.12.030 Violation -- Penalty. Any person who violates this chapter shall be punished on conviction by a fine not exceeding five hundred dollars. (Ord. 2405 §3, 1981)

Chapter 12.16

STREET NAMING AND BUILDING NUMBERING

Sections:

- 12.16.010 Uniform system.
- 12.16.020 Streets and avenues -- Prefixes.
- 12.16.030 Streets and avenues -- Suffixes.
- 12.16.040 Street names.

- 12.16.050 Numbering of structures.
- 12.16.060 Placing of numbers.
- 12.16.070 Authority to assign numbers.
- 12.16.080 Violation -- Penalty.

12.16.010 Uniform system. All streets shall be designated and all structures, except sheds and outbuildings, shall be numbered in accordance with this chapter. (Ord 1631 §a, 1960)

12.16.020 Streets and avenues -- Prefixes. For the purpose of establishing and adopting a universal system of naming streets of the city:

A. Main Street shall constitute the east-west base line for naming north-south streets, and the Coast Fork of the Willamette River shall constitute the north-south base line for naming east-west streets.

B. All streets lying south of Main Street shall bear the prefix "South" and all streets lying north of Main Street shall bear the prefix "North".

C. All avenues lying east of the Coast Fork of Willamette River shall bear the prefix "East" and all avenues lying west of the river shall bear the prefix "West". (Ord. 1631 §2, 1960)

12.16.030 Streets and avenues -- Suffixes. To indicate the general direction of a street and to indicate other physical features, each street shall bear a suffix as follows:

A. A street generally running north and south and Main Street shall be called a street, except such a street not over three blocks long so located that its extension ^{if} is impossible or impracticable, shall be called a court.

B. A street generally running east and west, except Main Street, shall be called an avenue, except such a street not over three blocks long so located that its extension is impossible or impracticable, shall be called a place.

C. A street which is an arterial, collector, or related right-of-way other than a state or county roadway, shall if deemed appropriate by the city council, be called a boulevard rather than a street or avenue. In the event the council uses a designation other than street or avenue for a given right-of-way the restrictions of this chapter related to names shall not be applicable to the right-of-way so designated.

12.16.040 Street names. A. To name a street, order shall begin at the north-south base line and progress as follows:

1. Streets west of the Coast Fork of the Willamette River shall be named

by the letters of the alphabet, beginning with the letter "G", the letters preceding G being left for future development.

2. Streets east of the river shall be name numerically beginning with "First".

B. To name an avenue, the order shall begin at the east-west base line and progress as follows:

1. Avenues east of the Coast Fork of the Willamette River and south of Main Street shall be named after the Presidents of the United States in their order beginning with Washington, the sixth avenue being called Quincy after John Quincy Adams.

2. Avenues east of the river and north of Main Street shall be named after the Governors of the state in their order beginning with Whiteaker.

3. Avenues west of the river and south of Main Street shall be named alphabetically for other famous persons. (Ord. 1631 §4, 1960)

4. Avenues west of the river and north of Main Street shall be named alphabetically for trees.

12.16.050 Numbering of structures. Property numbers shall consist of the assigned structure number, the quadrant prefix, if any, the proper name of the street such lot or structure faces and the appropriate suffix.

A. Commencing at the base lines, each block shall be allotted one hundred numbers, and number shall be assigned within each block on a frontage basis proportionate to the length of the block, except that hereafter in new subdivision any block more than eight hundred feet in length shall be allotted an additional one hundred numbers.

B. Structures or lots on the east side of the streets and on the north side of the avenues shall bear even numbers, and on the west side of the streets and the south side of the avenues shall bear odd numbers. (Ord. 1631 §5, 1960)

12.16.060 Placing of numbers. A. All dwelling houses and places of business in the city shall be numbered with figures of sufficient size and of such a color and so located as to be easily read from the sidewalk in front of the property.

B. All such structures shall bear the number assigned to the space on the street line where a line through the center of the door at right angles to the street line intersects the street line. (Ord. 1631 §6, 1960)

12.16.070 Authority to assign numbers. A. Except as heretofore provided in this

title, the city engineer shall assign numbers to all structures and names to all streets in accordance with the provisions of this chapter.

B. It shall be the duty of every owner or agent in charge of any structure required by this chapter to be numbered to apply to the city engineer for assignment of a number. It shall be the duty of every owner or agent in charge of any structure to have the proper number or numbers placed thereon, and every owner or agent in charge of a structure hereafter erected shall place the proper number or numbers thereon within ten days from the completion of such structure. (Ord. 1631 §7 1960)

12.16.080 Violation -- Penalty. Any person who fails, refuses, or neglects to comply with the provisions of this chapter shall, upon conviction thereof, be punished by a fine of not less than ten dollars for each day of neglect or refusal. (Ord. 1631 §8, 1960)

Chapter 12.20

STREET TREE REGULATIONS

Sections:

- 12.20.010 Title.
- 12.20.020 Enforcement authority.
- 12.20.030 Planting or removal prohibited without permission.
- 12.20.040 Change of list of approved trees by resolution.
- 12.20.050 List of trees.
- 12.20.060 Trimming, pruning, or removal requirements -- Notice.
- 12.20.070 Endangerment as nuisance -- Removal -- Failure.
- 12.20.080 Appeals.
- 12.20.090 Abuse or destruction of trees, shrubs or plants.
- 12.20.100 Violation -- Penalty.

12.20.010 Title. This chapter shall hereafter be referred to and cited as the street tree ordinance of the city. (Ord. 1934 §1, 1970)

12.20.020 Enforcement authority. The city engineer or his duly authorized representative shall be charged with the enforcement of this chapter. (Ord. 1934 §2, 1970)

12.20.030 Planting or removal prohibited without permission. No trees or shrubs shall hereafter be planted in or removed from any public parking strip or any other public place in the city without permission from the engineer or his duly authorized representative. (Ord. 1934 §3, 1970)

12.20.040 Change of list of approved trees by resolution. The council of the city may, from time to time, by resolution, change the trees approved for street planting and trees

not permitted for planting as referred to in Section 12.20.050. (Ord. 1934 §4, 1970)

12.20.050 List of trees. A list of trees that may not be planted in the city, and a list of trees that may not be planted on parking strips in the city are available in the office of the city engineer. (Ord. 2415 §1, 1970: Ord. 1934 §5, 1970)

12.20.060 Trimming, pruning, or removal requirements -- Notice. The city manager or his duly authorized representative may cause to be trimmed, pruned, or removed any trees, shrubs, plants or vegetation in a parking strip or other public place, or may require any property owner to trim, prune, or remove any trees, shrubs, plants or vegetation in a parking strip abutting upon the owners property, and failure to comply therewith after thirty days' notice by the city recorder, shall be deemed a violation of this chapter. (Ord. 1934 §6, 1970)

12.20.070 Endangerment as nuisance -- Removal -- Failure. Any tree or shrub planted in a parking strip or any public place, or on private property, which is endangering or which in any way may endanger the security or usefulness of any public street, sewer, or sidewalk, is declared a public nuisance, and the city may remove or trim such tree, or may require the property owner to remove or trim any such tree on private property, or in a parking strip abutting upon the owners property. Obstruction of the safe stopping sight distance as determined by the city engineer is considered to be endangering the usefulness of the public street. Failure of the property owner to remove or trim such tree after thirty days' notice by the city recorder shall be deemed a violation of this chapter, and the city engineer may then remove or trim the tree and assess the cost against the property. (Ord. 1934 §7, 1970)

12.20.080 Appeals. Appeals from owners made under this chapter, may be made by filing written notice thereof with the city recorder within ten days after such order is received, stating in substance that appeal is being made from such order to the city council. The recorder shall thereupon call such appeal to the attention of the city council at the next regularly scheduled meeting, at which meeting the appellant and the city engineer may present evidence. Action taken by the city council after such hearing shall be conclusive. (Ord. 1934 §8, 1970)

12.20.090 Abuse or destruction of trees, shrubs or plants. It is a violation of this chapter to abuse, destroy, or mutilate any tree, shrub, or plant in a public parking strip or in any public place, or to attach or place any rope or wire (other than one used to support a young or broken tree), sign, poster, handbill, or other thing to or on any tree growing in a public place, or to cause or permit any wire charged with electricity to come in contact with any such tree. (Ord. 1934 §9, 1970)

12.20.100 Violation -- Penalty. Any person violating any of the provisions of this chapter or failing to comply with them shall upon conviction thereof be punished by a fine not to exceed fifty dollars or by imprisonment in the city jail not to exceed two days or both

such fine and imprisonment. (Ord. 1934 §10, 1970)

Chapter 12.24

CITY PARKS AND PUBLIC PLAYGROUNDS

Sections:

- 12.24.010 Hours of use.
- 12.24.020 Animals.

12.24.010 Hours of use. City parks and public playgrounds shall be closed to the public after the hour of ten p.m. each day, except that persons may obtain permits from the chief of police to conduct special group activities or public events which may continue after ten p.m. No person shall enter or remain in any park or public playground between the hours of ten p.m. and six a.m. of the following day except to participate in or attend an authorized group activity or public event. (Ord. 2410 §115(1), 1981)

12.24.020 Animals. No person shall permit any horse, cow, or other livestock owned by him or under his control to enter or remain in a city park or public playground (Ord. 2410 §115(2), 1981)