

**CITY OF DAPHNE, ALABAMA
ORDINANCE NO. 2017-48**

**NAMING CITY-OWNED PUBLIC BUILDINGS,
PROPERTIES, PARKS, AND PARK FACILITIES**

WHEREAS, there is a need to establish criteria and a process for the naming of certain public buildings, properties, parks, and park facilities;

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, AS FOLLOWS:

SECTION I **CRITERIA FOR THE NAMING OF CITY-OWNED BUILDINGS,
PROPERTIES, PARKS, AND PARK FACILITIES**

1.01 The naming of City-owned public buildings, properties, parks, and park facilities (referred to collectively as “property” within this section) shall be approached with caution, patience, and deliberation. Names submitted for consideration should provide some form of individual identity in relation to the following:

- A. The geographic location of the property.
- B. An adjoining subdivision, street, school, or natural feature. No property shall be given the same name as an existing school site or public facility, except where the sites abut one another.
- C. The property’s purpose.
- D. A natural or geological feature within the City.
- E. An individual or organization that contributed significantly to the acquisition or development of the property to be named. This can include either a deed or substantial monetary contribution, or contribution toward acquisition and/or development of the property (typically not less than 50 percent of the value of the property or improvements).
- F. Outstanding accomplishments by an individual for the good of the community. The quality of the contribution should be considered along with the length of service by the individual.
- G. Any individual who provided an exceptional service to the City of Daphne. While serving in a public office, public officials shall not be considered as a candidate for naming.

1.02 City-owned property shall not ordinarily be named for a living person unless stipulated by a donor as a condition of the donation of property to the City. Naming rights are not guaranteed if the donation of property is a dedication as defined by the City of Daphne Land Use & Development Ordinance. When considering naming City property after an individual, a period of at least two (2) years shall have passed following the death of such person to allow perspective and an appropriate period of reflection.

1.03 City-owned property shall not be assigned a name that is related to a historical event or individual accomplishment until at least one (1) year following the date of the event or accomplishment.

SECTION II **PROCEDURE FOR NAMING CITY-OWNED BUILDINGS & PROPERTIES (OTHER THAN PARKS AND PARK FACILITIES)**

2.01 Whenever the City Council wishes to consider naming a City-owned building or property (other than parks and park facilities), the issue shall be referred to the Council's Buildings and Properties Committee to establish the specific process and to make recommendation(s) to the Council.

2.02 The interior features of a City-owned building may be named separately from the main building subject to the criteria and procedures set forth in this Ordinance.

2.03 If a contest or competition is to be held to determine the name of a public building or property, the Buildings and Properties Committee shall establish guidelines and rules for the contest. No city funds shall be used for any contest prizes.

2.04 Before taking action, the City Council shall provide an opportunity for public comment on the recommendation(s) from the Buildings and Properties Committee.

2.05 Designation of a name shall not prohibit the renaming of the building or property at a future date, or the designation of a sunset for the name at the time of approval. Buildings or properties named after individuals shall not be changed unless the Council determines that, because of the individual's character, the continued use of the name would not be in the best interest of the community.

2.06 Following the naming of a public building or property, the Public Works Department shall identify the specific building or property by appropriate signage specifying the name. All signage shall comply with the City's sign specifications.

SECTION III **PROCEDURE FOR NAMING CITY-OWNED PARKS AND PARK FACILITIES**

3.01 Whenever the City Council wishes to consider naming a City-owned park, park area, or park facility, the issue shall be referred to the appropriate board or committee as determined by the Council, and the board or committee to which the issue is referred shall within sixty (60) days of referral make recommendation(s) to the Council.

3.02 Suggestions for names for parks or park facilities shall be solicited from organizations, neighborhood residents, individuals, and the media. All suggestions must be in writing using a "Park Naming Form" that outlines the naming criteria. The "Park Naming Form" shall be made available on the city website and at City Hall. All suggestions, solicited or not, shall be acknowledged and recorded for consideration by the board or committee to which the issue is referred by the Council.

3.03 If the Council determines that a contest or competition is to be held to determine the name of a public park or park facility, the board or committee to which the issue is referred by the Council shall establish guidelines and rules for the contest. No city funds shall be used for any contest prizes.

3.04 Before taking action, the City Council shall host a public hearing to provide an opportunity for public comment on name recommendations.

3.05 Designation of a name shall not prohibit the renaming of the park or park facility at a future date, or the designation of a sunset for the name at the time of approval. Parks and park facilities named after individuals shall not be changed unless the Council determines that, because of the individual's character, the continued use of the name would not be in the best interest of the community.

3.06 Parks and park facilities that are donated to the City may be named by deed restriction by the donor. The naming and acceptance of land is subject to approval by the City Council.

SECTION IV **MONUMENTS, BENCHES, AND TREES**

4.01 Monuments in honor or in memory of individuals may be permitted on City property with permission from the City Council under the following conditions:

- A. The individual memorialized is closely associated with the area where the monument will be located. The individual memorialized is known to, and revered by, a significant number of City residents.
- B. The monument design is discreet, unobtrusive, and designed to blend into the surrounding area. The location of the monument will be determined by City staff with approval of the City Council.
- C. All costs of design, installation, and maintenance of the monument will be determined by the City and borne by the requestor at the discretion of the City. Only City personnel or City contractors may perform work on City property.
- D. The monument is only a marker and is not a place of worship, a cemetery, or an official gathering place. Flowers and other memorabilia are not permitted and will be removed by City personnel.
- E. The City is not responsible for damage to or deterioration of the monument and may remove it at any time and for any reason as determined by the City Council.

4.02 Benches or trees in honor or in memory of deceased persons may be placed in City parks or other City-owned properties at the discretion of the City Council under the following conditions:

- A. The bench design or tree species shall be subject to approval by the City Council upon recommendation by the Buildings and Properties Committee.
- B. The location of the bench or tree shall be subject to approval by the City Council upon recommendation by the Buildings and Properties Committee.
- C. A relatively small plaque (no larger than five (5) inches by eight (8) inches) with an inscription or other written memorial information may be affixed to the bench or displayed near the tree.

- D. All costs of design, installation, and maintenance of the bench or tree will be determined by the City and borne by the requestor at the discretion of the City. Only City personnel or City contractors may perform work on City property.
- E. The bench or tree is only a marker and is not a place of worship, a cemetery, or an official gathering place. Flowers and other memorabilia are not permitted and will be removed by City personnel.
- F. The City is not responsible for damage to or deterioration of the bench or tree and may remove it at any time and for any reason as determined by the City Council.

SECTION V SEVERABILITY

The sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared unconstitutional by a court of competent jurisdiction, then such ruling shall not affect any other paragraphs and sections, since the same would have been enacted by the City Council without the incorporation of any such unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION VI EFFECTIVE DATE

This Ordinance shall take effect immediately upon its due adoption and publication as required by law.

ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA THIS THE 19TH DAY OF JUNE, 2017.



DANE HAYGOOD, MAYOR

ATTEST:



REBECCA A. HAYES, CLERK

JUNE 23, 2017

CITY OF DAPHNE)
STATE OF ALABAMA)
COUNTY OF BALDWIN)

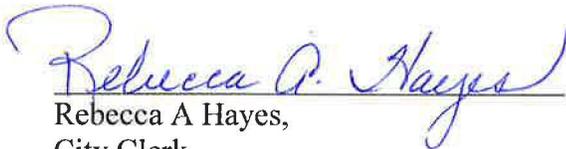
I, Rebecca A. Hayes, City Clerk for the City of Daphne, Alabama, do hereby certify that Ordinance No. 2017-48 was published in accordance with Section 11-45-8, Code of Alabama (1975) by posting for at least thirty (30) days in the following places:

- The Mayor's Office at City Hall
- The Daphne Public Library
- Daphne Utilities

A copy of the ordinance will also be posted on the City's website, www.daphneal.com, for thirty (30) days.

Pursuant to Section 11-45-8, Code of Alabama (1975), this Ordinance became effective on June 29, 2017.

ATTEST:



Rebecca A Hayes,
City Clerk
City of Daphne, AL