

ORDINANCE NUMBER 1989-04
City of Daphne, Alabama

Section 1: Purpose. An Ordinance of the City of Daphne, Alabama, establishing rules and regulations for sign control during political campaigns.

Section 2: Enactment. The City of Daphne, Alabama, in order to promote the health, safety, convenience, order, prosperity, and general welfare of the residents; to assure equal opportunity to political candidates during the election process; and to maintain the beauty and natural attraction of the local environment hereby ordains and enacts into law a sign control Ordinance applicable to political campaigns. The requirements of this Ordinance shall be supplementary to any other ordinances, rules and regulations of the City of Daphne and the State of Alabama currently in force and effect.

Section 3: Authority. The Ordinance set forth herein is hereby adopted pursuant to authority granted by Title 11, Subtitle 2, Chapter 52, Articles 1 through 4, Code of Alabama, 1975 and 1986 Cumulative Supplement.

Section 4: Requirements. Political signs are exempt from the permit requirements of the Land Use and Development Ordinance of the City of Daphne, but are subject to the following regulatory controls.

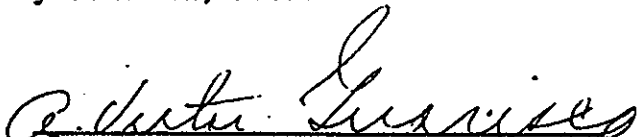
- 4.1 Political signs shall not be erected, constructed, posted or painted on any public right-of-way, utility pole, tree, bench, fence, awning, stand pipe, nor attached to any City, County, State or Federal roadway marker, directional sign or informational sign.
- 4.2 Political signs shall not be attached to any existing identification, announcement or pricing sign for any business or commercial establishment.
- 4.3 Political signs shall not be located in such a manner as to materially impede the view of any street or highway intersection or to adversely affect ingress or egress from parking lots or driveways.
- 4.4 Two (2) non-illuminated political signs per lot or parcel may be placed on private property in any zoning district in the City of Daphne.
 - 4.41 Political signs in residential districts shall not exceed four (4) square feet in area or four (4) feet in height.
 - 4.42 Political signs in business, commercial and industrial districts shall not exceed fifteen (15) square feet in area or eight (8) feet in height.

- 4.5 Political signs not more than four (4) square feet in area may be attached to private or commercial vehicles used for transportation or business purposes.
- 4.6 Customary size party balloons imprinted with a political ad may be tethered to any political sign, provided such balloons do not rise more than four (4) feet above the sign to which they are attached and that not more than two (2) such balloons are attached to any one (1) sign.
- 4.7 Political signs may be placed only after a candidate has qualified to run for office and must be removed within five (5) days after the election.
- 4.8 If political signs are not removed within five (5) days after the election, candidates whose names appear on such signs shall be subject to a fine of twenty-five (\$25.00) dollars per sign and each day such sign shall continue to be left after the election shall constitute a new offense.
- 4.9 Any sign found not to be in compliance with the requirements of this Ordinance shall be removed by City personnel and the candidate whose name appears on such sign shall be subject to a fine of twenty-five (\$25.00) dollars, for each non-conforming sign.

Section 5: Conflict With Other Laws. Whenever the requirements of this Ordinance are at variance with the requirements of any other lawfully adopted statutes, rules, regulations or ordinances, the more restrictive, or that imposing the higher standards, shall govern.

Section 6: Validity. Each phrase, sentence, paragraph, section or other provision of this Ordinance is severable from all other such phrases, sentences, paragraphs, sections and provisions. Should any phrase, sentence, paragraph, section or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such declaration shall not affect any other portion or provision of this Ordinance.

Section 7: Adoption. This Ordinance was approved and adopted by the City Council of Daphne, Alabama on the 20th day of March, 1989.


A. Victor Guarisco, Mayor


Anne Wilson, Clerk-Treasurer

STATE OF ALABAMA)
COUNTY OF BALDWIN)

I, ANNE WILSON, CITY CLERK-TREASURER OF THE CITY OF DAPHNE, ALABAMA, DO HEREBY CERTIFY THE FOREGOING TO BE A TRUE AND EXACT COPY OF AN ORDINANCE APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, AT ITS MEETING HELD ON THE 20th