

CITY OF DALTON GARDENS

ORDINANCE NO. 136

AN ORDINANCE OF THE CITY OF DALTON GARDENS, IDAHO, ESTABLISHING REGULATIONS FOR COMMERCIAL ANTENNAS IN THE CITY OF DALTON GARDENS, IDAHO, AND REPEALING ANY ORDINANCES IN CONFLICT THEREWITH.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DALTON GARDENS, IDAHO:

SECTION 1: Except as provided in this Ordinance, no person shall erect, maintain, alter, repair or remove any commercial antenna in violation of this Ordinance. Nothing in this Ordinance is intended to permit the erection or maintenance of any commercial antenna at a place or in any manner unlawful under state or federal law. "Commercial Antenna" shall be defined as an antenna used in a business or commercial enterprise for profit.

SECTION 2: No person shall erect, alter, replace, relocate or reconstruct any commercial antenna without first obtaining a commercial antenna permit from the City Building Inspector. Applications for a commercial antenna permit shall be in writing upon forms furnished by the City of Dalton Gardens.

SECTION 3: All applications for commercial antenna permits shall be accompanied by a fee as set forth and

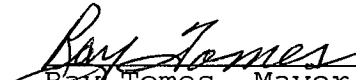
placed in effect by the City Council.

SECTION 4: There shall be no permit given for any commercial antenna exceeding 30 feet in height from ground level. Commercial antennas shall be allowed only in the City's commercial zone.

SECTION 5: All ordinances or part of ordinances in conflict herewith are hereby repealed.

SECTION 6: This Ordinance shall take effect and be in full force and effect upon its passage, approval and publication in one (1) issue of the Coeur d'Alene Press, a newspaper of general circulation in said City, published and printed in Coeur d'Alene, Idaho, being the official newspaper of said City.

Passed under suspension of the rules upon which a roll call vote was taken and enacted an ordinance of the City of Dalton Gardens at a regular meeting of the Mayor and City Council held on May 2, 1996.

  
Ray Tomes, Mayor

ATTEST:

  
Gayle Clayeux, Clerk

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }  
County of Kootenai, } ss.

Michelle Price

..... being first duly sworn  
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The Legal Notice

.....  
.....  
of which the annexed is a printed copy, was published in the regular Wednesday  
issue of said newspaper for 1 consecutive day  
commencing on the 15<sup>th</sup> day of May, 1996, and  
ending on the 15<sup>th</sup> day of May, 1996, and such  
publication was made as often during said period as said daily  
newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

Michelle Price

Subscribed and sworn to before me this 15<sup>th</sup> day of May  
1996.

Roberta Manley

Notary Public for the State of Idaho,  
residing at Coeur d'Alene, Idaho.

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Ray Tomes, Mayor

ATTEST:  
Gayle Clayeux, Clerk  
Legal 650  
May 15, 1996

ROBERTA MANLEY 2-5-99  
My commission expires