

SUMMARY OF
CITY OF DALTON GARDENS, IDAHO
ORDINANCE NO. 211
AMENDING THE SIGN ORDINANCE

In accordance with Idaho Code §50-901A, the following is a Summary of Ordinance 211 of the City of Dalton Gardens, Idaho:

1. Ordinance 211 completely replaces Title 5 Chapter 11 of the Dalton Gardens Municipal Code. This ordinance is known as the DALTON GARDENS SIGN ORDINANCE.
2. Sections 5-11-1 through 5-11-5 of Ordinance 211 set forth the Title, Purpose, Scope, Coordination With State Law, and Definitions.
3. Section 5-11-6 provides for alteration, relocation and replacement of nonconforming signs, and signs made non-conforming by eminent domain action.
4. Section 5-11-7 requires permits from the City for all signs unless specifically exempted, requires all signs to be constructed, designed, and maintained in a quality manner, and sets forth setback requirements.
5. Section 5-11-8 sets forth exemptions from the permitting requirements for official signs, traffic signals, warning signs, monument plaques, historical markers, interior signs, credit card signs, flags, decorations, temporary signs, institutional and nonprofit organizational signs, and directional signs.
6. Section 5-11-9 prohibits signs that obstruct doors, windows, or fire escapes, are on poles or fences, in right-of-ways, in the vision triangle, resemble traffic signs, are obscene, billboards, off premises signs, and portable signs on frames, axle or tires.
7. Section 5-11-10 sets forth the criteria for signs allowed without permits in residential areas, including but not limited to address, political, real estate, garage and yard sale signs, and prohibits A-frame signs and detached free standing signs without a permit in the residential zones of Dalton Gardens.
8. Section 5-11-11 sets forth the type and number of certain signs allowed for individual businesses on one parcel and shopping centers and multiple businesses on one parcel; sets forth the criteria for permitted a-frame signs, awnings and canopy signs, banners, electric and message signs, free standing signs, nontraditional signs, projecting signs, roof signs,

vehicular signs, wall murals, construction areas, off-premise signs, event locator signs, temporary promotion signs, and political signs within the commercial and light industrial zones of Dalton Gardens.

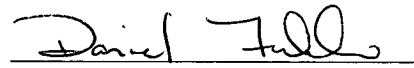
9. Sections 5-11-12 and 5-11-13 set forth the standards for painting, maintenance, repair and replacement of signs, procedure for removal by the city of certain signs with and without notice; provides that signs be removed within 30 days after cessation of the business or advertised products; provides that painted over signs shall constitute a removal thereof; and further provides that merchandise signs must meet all requirements of the Ordinance.

10. Sections 5-11-14 and 5-11-15 set forth the requirements for sign permits, enforcement procedures and penalties for violations.


11. The ordinance takes effect upon publication of this summary in the Coeur d'Alene Press.

12. A full text of Ordinance 211 is available at the Dalton Gardens City Hall or online at www.daltongardens.com .

DATED this 2nd day of December, 2010.


Daniel Franklin, Mayor

ATTEST:


Marcia Wingfield, Clerk

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

ss.

Aylene Farmer 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.

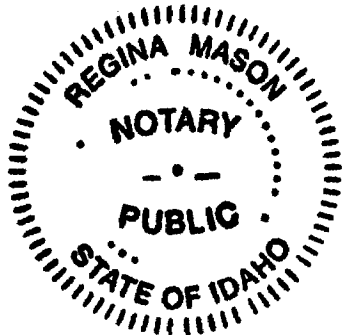
3. The

Ugao Notice

of which the annexed is a printed copy, was published in the regular Monday issue of said newspaper for 1 consecutive day commencing on the 6 day of December 2010, and ending on the 6 day of December, 2010, and such publication was made as often during said period as said day 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.

On this 6 day of December in the year of 2010, before me, a Notary Public, personally appeared Aylene Farmer, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.



Regina Mason

Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.
MY COMMISSION EXPIRES 6/18/15

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DATED this 2nd day of

December, 2010.

Daniel Franklin, Mayor

ATTEST:

Marcia Wingfield, Clerk

Legal 1525

December 6, 2010

RECEIVED
MAY 20 2010
CITY OF DALTON GARDENS, IDAHO

DOLAN & JACOBSEN
ATTORNEYS AT LAW
LIBERTY BUILDING
118 N. 7TH ST. - P.O. BOX 1116
COEUR D'ALENE, IDAHO 83816-1116


December 1, 2010

City of Dalton Gardens
Attn: Marcia Wingfield, City Clerk
6360 N.4th Street
Dalton Gardens, ID 83815

RE: Ordinance 211
Dear Marcia:

Pursuant to Idaho Code § 50-901A, this letter is to certify that the summary of Ordinance No. 211, DALTON GARDENS SIGN ORDINANCE, is true and complete and provides adequate notice to the Public of the contents of said Ordinance.

Very truly yours,



Kenneth T. Jacobsen
City Attorney

KTJ/rs