

**Advance Packet for
Monday, September 28, 2015 City Council Meeting**

Dated: September 21, 2015

1. Ordinances

- a. Ordinance 15-O-747 Amending Sign Provisions In The Brookings Municipal Code.

Documents: [SIGNS AND FLAGS CAR.PDF](#), [SIGNS AND FLAGS.ATT.A.15-O-747.PDF](#)

- b. Ordinance 15-O-746 Amending The Brookings Municipal Code To Prohibit Smoking In All City Parks.

Documents: [SMOKING PROHIBITED CAR.PDF](#), [SMOKING PROHIBITED.ATT.A.15-O-746.PDF](#)

2. Public Notice

Documents: [9-28-15 PN ORD BY TITLE ONLY.PDF](#)

*Obtain [Public Comment Forms](#) on this website or at City Hall prior to the meeting. Return completed forms to the City Recorder before the start of meeting or during regular business hours.

All public meetings are held in accessible locations. Auxiliary aids will be provided upon request with 14 days advance notification. Please contact 469-1102 if you have any questions regarding this notice.

CITY OF BROOKINGS

COUNCIL AGENDA REPORT

Meeting Date: September 28, 2015

Originating Dept: PWDS - Planning

Donna Colby-Hanks LSH
Signature (submitted by)
[Signature]
City Manager Approval

Subject: Ordinance amending Section 17.88.020(R) of Chapter 17.88, Signs, Title 17, Land Development Code, of the Brookings Municipal Code.

Recommended Motion: Motion to adopt Ordinance 15-O-747.

Financial Impact: None.

Background/Discussion: Revisions to add provisions to for business owners to display a flag with or without text as an option to displaying a sandwich board sign were considered by the City Council at their August 24, 2015, meeting. City Council approved the revisions.

Policy Considerations: N/A

Attachment(s): Adopting Ordinance 15-O-747.

IN AND FOR THE CITY OF BROOKINGS
STATE OF OREGON
ORDINANCE 15-O-747

IN THE MATTER OF ORDINANCE 15-O-747, AN ORDINANCE AMENDING SECTION 17.88.040(R) OF CHAPTER 17.88, SIGNS, TITLE 17, LAND DEVELOPMENT CODE, OF THE BROOKINGS MUNICIPAL CODE.

Sections:

- Section 1. Ordinance Identified.
- Section 2. Amends Section 17.88.040(R).

The City of Brookings ordains as follows:

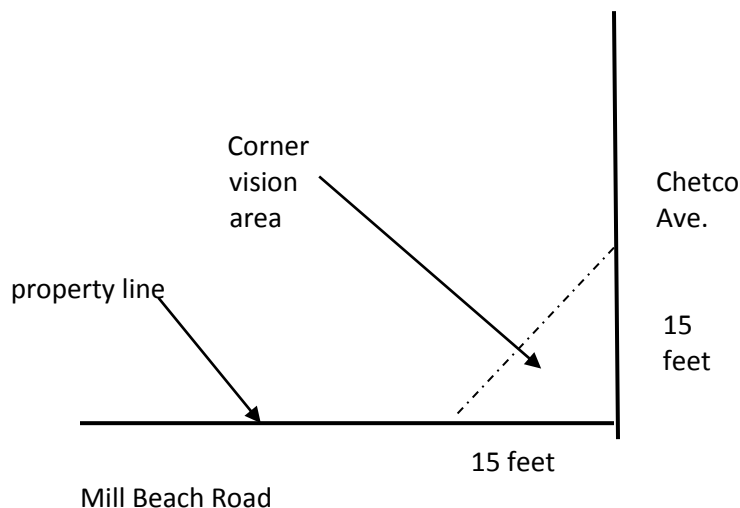
Section 1. Ordinance Identified. This ordinance amends Section 17.88.040(R) of Chapter 17.88 Signs, Title 17, Land Development Code, of the Brookings Municipal Code.

Section 2. Amends Section 17.88.040(R). Section 17.88.040(R) is amended to read as follows:

17.88.040(R). Sandwich Board Signs and flags with or without text. Sandwich board signs and flags with or without text may be displayed in commercial zones on private property, or within city rights-of-way, or in rights-of-way under the city's jurisdiction. Only one sandwich board sign or flag shall be permitted for each business provided the following conditions are met:

1. Sandwich Board Sign.
 - a. The sign shall not exceed two feet in width and four feet in height. Any sign placed within the corner vision area located at the intersection of streets shall not exceed three feet in height. The corner vision area shall consist of a triangular area measured from the corner of the intersection property lines for a distance of 15 feet. The third side of the triangle is a line across the corner joining the nonintersecting ends of the other two sides.
 - b. Each sign must be sufficiently weighted at the bottom to prevent toppling by wind.
 - c. Placement of sign must leave at least 36 inches of continuous unobstructed sidewalk area to provide accessibility for pedestrians, not be placed in parking spaces or parking areas, and be located outside of vehicular travel lanes.
 - d. Signs shall be displayed only at such times as the business they are intended to identify is open for business.
2. Flag with or without text. This is in addition to decorative flags provided for in BMC 17.92.040(M).
 - a. The flag shall not exceed 30 inches in width and eight (8) feet in height.
 - b. The flag shall be securely installed to prevent toppling by wind.

- c. Placement of the flag, when it is unfurled, must leave at least 36 inches of continuous, unobstructed sidewalk area to provide accessibility of pedestrians, not be placed in parking spaces or parking areas, be located outside of vehicular travel lanes and not encroach into bicycle lanes.
- d. Flags shall be displayed only at such times as the business they are intended to identify is open for business.
- e. Flags shall not utilize the holes located in the rights-of-way when the American Flags are being displayed for holidays and events.
- f. Any flag with or without text placed within a corner vision area of a commercial driveway described and shown in BMC 17.92.100(E) or located at the intersection of streets (diagram below) shall not exceed three feet in height. The corner vision area shall consist of a triangular area measured from the corner of the intersection property lines for a distance of 15 feet. The third side of the triangle is a line across the corner joining the nonintersecting ends of the other two sides.



First Reading: _____ Passage: _____
 Second Reading: _____ Effective Date: _____
 Signed by me in authentication of its passage this _____, day of _____, 2015

ATTEST:

 Mayor Ron Hedenskog


 City Recorder Joyce Heffington

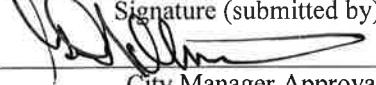
CITY OF BROOKINGS

COUNCIL AGENDA REPORT

Meeting Date: 9/23/15

Originating Dept: Parks



Signature (submitted by)


City Manager Approval

Subject: Prohibit Smoking in Parks

Motion: Motion to adopt Ordinance 15-0-746, revising section 12.25.017, Persons are prohibited from smoking in city parks at all times.

Background/Discussion: The matter of prohibiting smoking in parks was brought up in 2011 and at that time the Parks and Recreation Commission approved a revision to the BMC that included specific areas and not all areas. After receiving additional complaints and concerns about unsightly debris (butts), fire hazard, and the health risk to park visitors the Commission voted unanimously to recommend prohibiting smoking in all areas at the May 2015 meeting.

Enforcement will be similar to other City ordinances and that an officer would not be dedicated to looking for violators but if a complaint was received or a violation was observed a citation would be issued.

Section 1. Ordinance Identified. This ordinance amends Brookings Municipal Code Subsection 12.25.017(A), Smoking prohibited in designated park areas, of Chapter 12.25, Public Parks and Recreational Areas.

Section 2. Amends Subsection 12.25.017 : Subsection 12.25.017(A) is amended to read as follows:

12.25.017(A). Persons are prohibited from smoking in city parks at all times.

Financial Impact: Cost to install signs prohibiting smoking in parks is estimated to be around \$475.

Attachments:

a. Ordinance 15-0-746

IN AND FOR THE CITY OF BROOKINGS

STATE OF OREGON

ORDINANCE 15-O-746

IN THE MATTER OF ORDINANCE 15-O-746, AN ORDINANCE AMENDING BROOKINGS MUNICIPAL CODE SUBSECTION 12.25.017(A), SMOKING PROHIBITED IN DESIGNATED PARK AREAS, OF CHAPTER 12.25, PUBLIC PARKS AND RECREATIONAL AREAS.

Sections:

- Section 1. Ordinance identified.
- Section 2. Amends Subsection 12.25.017(A)

The City of Brookings ordains as follows:

Section 1. Ordinance Identified. This ordinance amends Brookings Municipal Code Subsection 12.25.017(A), Smoking prohibited in designated park areas, of Chapter 12.25, Public Parks and Recreational Areas.

Section 2. Amends Subsection 12.25.017 : Subsection 12.25.017(A) is amended to read as follows:

12.25.017(A). Persons are prohibited from smoking in city parks at all times.

First Reading: _____ Passage: _____
Second Reading: _____ Effective Date: _____

Signed by me in authentication of its passage this _____, day of _____, 2015

ATTEST:

Mayor Ron Hedenskog

City Recorder Joyce Heffington



Legal

Publish: Wednesday, September 23, 2015

Public Notice

NOTICE IS HEREBY GIVEN that on Monday, September 28, 2015, at 7:00pm in City Hall Council Chambers, 898 Elk Drive, during a regular Common Council meeting, the Brookings City Council will consider for adoption, by title only, the following:

- In the matter of Ordinance 15-O-747, an ordinance amending Section 17.88.040(R) of Chapter 17.88, Signs, Title 17, Land Development Code of the Brookings Municipal Code.
- In the matter of Ordinance 15-O-746, an ordinance amending Brookings Municipal Code Subsection 12.25.017(A), Smoking prohibited in designated parks, of Chapter 12.25, Public Parks and Recreational Areas.

All persons wishing to address these matters may do so in person at the meeting, or by submitting written evidence to the City Manager, Brookings City Hall, 898 Elk Drive, Brookings, 97415, prior to the meeting. Copies of the ordinance and associated staff report are available for inspection at City Hall, on the City's website at www.brookings.or.us, and at the Chetco Community Public library. Copies of the documents may also be purchased.

All public meetings are held in accessible locations. Auxiliary aids will be provided upon request with at least 14 days advance notification. Please contact 469-1102 if you have any questions regarding this notice.