

Introduced by Commissioner

Robinson

AN ORDINANCE PROVIDING FOR THE PREVENTION AND REMOVAL OF NUISANCES, DEFINING WHAT SHALL CONSTITUTE THE SAME, PROVIDING A PUNISHMENT FOR THE VIOLATION OF THIS ORDINANCE AND MAKING THE EXPENSE OF ABATING A NUISANCE A LIEN UPON THE PROPERTY AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith AND REPEALING ORDINANCE NO. 65A.

THE CITY OF WARRENTON DOES ORDAIN AS FOLLOWS:

Section 1. No person or persons, firm, company, corporation or association shall within the corporate limits of the City of Warrenton, Clatsop County, Oregon, conduct, carry on, or engage in, or cause to be conducted, carried on or engaged in the business of rendering, heating, or steaming of any animal, fish or vegetable product or substance, or carry on, conduct, or engage in, or cause to be carried on, conducted or engaged in the manufacture of fish meal, and/or fish oil made and/or derived from fish or any part thereof generating noisome or unwholesome odors or gaseous vapors, unless the same shall be conducted under such method as shall entirely condense, decompose, deodorize, and/or destroy the odors, vapors or gaseous products, and no person, persons, firm, company, corporation or association shall within the corporate limits of the City of Warrenton, be permitted to burn, cook, prepare or manufacture upon his, its or their premises, or in any street, alley, or other place, any animal, fish or vegetable substance which shall create noisome or unwholesome odor.

Section 2. No person, persons, firm, company, corporation or association shall within the corporate limits of the City of Warrenton, accumulate or cause to be accumulated fish or any parts of fish in its raw state or otherwise for the purpose of cooking the same for the manufacture of fish meal and fish oils or any other product made from fish, fish heads or from offal from fish from which shall emanate noisome or unwholesome odor and putrid stench.

Section 3. No person, persons, firm, company, corporation or association shall within the corporate limits of the City of Warrenton, Clatsop County, Oregon interfere with, obstruct, fill, drain, or tend to obstruct or render dangerous for passage or

change the course of a lake, navigable river, stream, ditch, drainage ditch, drain, natural drain, canal, or a public park, square, street, alley, sidewalk, or highway.

Section 4. No person, persons, firm, company, corporation or association shall within the corporate limits of the City of Warrenton, Clatsop County, Oregon;

- (1) Offer decayed or unwholesome food for sale to the public.
- (2) Permit diseased animals to run at large.
- (3) Allow ponds or pools to become stagnant.
- ✓ (4) Fail to bury or destroy carcasses of animals within 24 hours after death.
- (5) Accumulate manure, ofal, garbage or rubbish except in a safe and sanitary manner.
- (6) Keep privy vaults or garbage cans which are not fly tight.
- (7) Pollute any public well or cistern, stream, lake, or canal or body of water by sewage, creamery or industrial wastes, or other substances.
- (8) Allow noxious weeds and other rank growths upon public or private property.
- (9) Permit dense smoke, noxious fumes, gas and soot, or cinders, in unreasonable quantities.
- (10) Carry on offensive trades and businesses not licensed by the City.
- (11) Publicly expose themselves if they have a contagious disease.
- (12) Allow the use of a common public drinking cup or roller towel.
- (13) Permit any stockyard, horse pen, horse stable, cattle pen, hog pen, mink pen, rabbit hutch, goat yard, pig sty, chicken house to be in close proximity to dwelling houses or allow any mink, rabbit, horse, cattle, hog, goat, pig, chicken farm or ranch or any part thereof to be kept in an unsanitary or offensive condition.
- (14) Allow the discharge of sewage, garbage, filth, or refuse, or other noxious matter on public or private premises so as to affect the health or safety of the public.
- (15) Allow dogs to bark unreasonably or excessively.
- (16) Allow excessive ringings of bells, blowing of whistles, or broadcasting by public address system.
- (17) Allow the keeping of a dangerous, ferocious or biting animal and allow it to go at large.
- (18) All other acts, omissions of acts, occupations and uses of property which are deemed by the City Health Officer to be a menace to the health of the inhabitants of this City, or any considerable number thereof.

- (19) Fail to remove snow and ice from public sidewalks twelve hours after the snow and ice has ceased to be deposited thereon.
- (20) Fail to remove trees, hedges, billboards or other obstructions which prevent persons from having a clear view of traffic approaching an intersection from cross streets in sufficient time to bring a motor vehicle driven at a reasonable speed to a full stop before the intersection is reached.
- (21) Failure to remove limbs of trees which are less than ~~eight~~ feet above the surface of any public sidewalk, or ~~four~~ feet above the surface of any street.
- ✓ (22) Failure to remove all wires which are strung less than fifteen feet above the surface of the ground.
- (23) Failure to remove all buildings, walls, and other structures which have been damaged by fire, decay, or otherwise to an extent exceeding one-half their original value, and which is so situated as to endanger the safety of the public.
- (24) Fail to keep explosives, inflammable liquids and other dangerous substances stored in a proper manner.
- (25) Make unnecessary noises and annoying vibrations. reconstruct
- (26) Construct/alter or repair buildings in violation of City Building Code.
- (27) Permit obstructions and excavations affecting the ordinary use by the public of streets, alleys, drain, ditch, drainage ditch, or public grounds except under such conditions as provided by ordinance.
- (28) Allow radio or television aerials to be strung or erected so as to interfere with the public or a considerable number thereof.
- (29) Allow any use of property abutting on a public street or sidewalk or any use of a public street or sidewalk which causes large crowds of people to gather, obstructing traffic, and the free use of the streets or sidewalks.
- (30) Allow hanging signs, awnings and other similar structures over the streets or sidewalks, or so situated as to endanger the public safety.
- (31) Allow rain water, ice or snow to fall from any building or structure upon any street or sidewalk or to flow across any sidewalk.
- (32) Use or possess any barbed wire fences which are located within three feet of any public sidewalk.
- (33) Allow dangerous, unguarded machinery, in any public place, or so situated or operated on private property as to attract the public.
- (34) Blast within the city limits unless permission is secured from the City Commission and adequate safeguards are provided.
- (35) Abandon motor vehicles or personal property of any kind and leave them on public streets, sidewalks, parks, squares or buildings.
- (36) No person shall permit or allow conditions or do things which are liable to cause injury to the person or property of anyone or the public or a considerable number thereof.

Section 4. That the doing, allowing, or permitting to be done of any act or thing which is prohibited by or forbidden by the above sections of this Ordinance is hereby declared to be a public nuisance and unless the owner or occupant of any place, manufacturing establishment, premises, yard, or lot shall abate or remove the same, whether it occurs on his, hers, or its property or the property occupied by the occupant or upon any street, gutter, sidewalk, ditch, drain or drainage ditch adjacent or abutting upon said place, manufacturing establishment, yard, lot or premises, within forty-eight hours after service of notice by the Chief of Police of the City of Warrenton so to do, such owner or occupant of any place, manufacturing establishment, or the adjacent or abutting property above described yard or lot/shall be deemed guilty of a misdemeanor and upon conviction thereof before the Auditor and Police Judge shall be fined for each offense not less than Ten Dollars nor more than three Hundred Dollars, or be imprisoned in the City Jail not less than five nor more than one hundred days, or by both such fine and imprisonment; and in case such owner or occupant as aforesaid neglects or refuses to abate or remove such nuisance when notified so to do as aforesaid, the Manager of the City of Warrenton is hereby authorized to remove or abate the said nuisance as herein-after directed, and the cost of such removal or abatement shall be made a lien on the lots or premises where such nuisance existed.

Section 5. Whenever the Chief of Police of the City of Warrenton shall be informed or have reason to suspect the existence of a nuisance prohibited by this ordinance, he shall immediately make or cause to be made an examination of the place, manufacturing establishment, yard, lot, street, gutter, sidewalk or premises on which it is charged that such nuisance is suffered or permitted and if such nuisance is found to exist thereon or therein or in or upon any ditch, drain, drainage ditch, street, gutter, sidewalk/adjacent or abutting said place, manufacturing establishment, yard, lot or premises, he shall forthwith give or cause to be given to either the owner, agent or occupant of such place, manufacturing establishment, or premises as hereinbefore specified, a written or printed notice to remove or abate such nuisance, and if such nuisance be not abated or removed within forty-eight hours after such notice as aforesaid shall have been given, it shall be the ^{discretionary} duty of the City Manager to cause the same

to be removed or abated and for that purpose the said Manager is hereby authorized to expend such sum of money, (not exceeding One Hundred Dollars in any one case) as may be required for the removal or abatement of such nuisance; provided that whenever a greater expenditure is found necessary to be made than the sum of One Hundred Dollars, the said Manager shall report the same to the Commission of the City of Warrenton previous to incurring such expense, and request authority to make such expenditure.

Section 6. The said Manager shall keep an accurate account of all sums expended under the provisions of this ordinance and forthwith make a report thereof to the Commission of the City of Warrenton showing the amount expended for the abatement or removal of a nuisance as aforesaid, on each lot, piece or parcel of land, describing the same together with the name of the owner or owners thereof, or that the owner's name is unknown. Whereupon the Commission shall by Ordinance declare such sum or sums so expended as aforesaid a lien on the particular lot or parcel of land upon which the said sum was expended, and direct the Auditor and Police Judge to enter the same on the docket of city liens and thereafter such liens shall be enforced against the property therein described in like manner and with like effect as a lien for the improvement of a street.

Section 7. That all Ordinances or parts of ordinances in conflict with this Ordinance be and the same are hereby repealed.

Section 8. That Ordinance No. 65A be and is hereby repealed.


Passed by the City Commission of the City of Warrenton this 16th day of January, 1956.

Approved by the Mayor this 16th day of January, 1956.



Mayor

ATTEST:



Auditor and Police Judge.