

Ordinance Bill No 100  
Ordinance No 96.

Copied

An Ordinance to Prevent the Construction and Maintaining Wooden Awnings in the City of Lebanon, Linn County, Oregon, and to Provide the Manner for the Taking down and removal of the Same.

The People of the City of Lebanon do Ordain as follows:-

Section 1

It shall be unlawful for any person, firm, company or corporation to construct or cause to be constructed any wooden awning over or above any street or part thereof or over or above any sidewalk or part thereof in the City of Lebanon, Linn County, Oregon,

Section 2

All wooden awning now constructed or maintained, or heretofore built over, or above any street or part thereof or over or above any sidewalk or part thereof in the City of Lebanon, Linn County, Oregon, shall be taken down and removed within such time as the Common Council may by resolution duly passed by the said Council order.

Section 3

Whenever the Council orders any wooden awning to be removed and taken down, and the owner of the building shall neglect, fail or refuse to take down and remove the same within such time as shall have been ordered by the Council, the same shall be taken down and removed by the Marshall of the City of Lebanon, and the expense shall be made a charge and a lien upon the Building from which it is taken and upon the ground upon which the said building stands and the said lien shall be enforced in the same manner as lien for street improvements.

Section 4

The proceeding for the enforcement of the taking down and removing any wooden awning shall be the same as the building and construction of side walks in the said city, except as herein provided.

Section 5

That whenever any owner of any building on which there is a wooden awning who has been duly notified to take the same down and remove the same and he refuses, neglects and fails to do so within the time prescribed in the notice and ordered by the Council, the Marshall of Lebanon shall at once proceed to take the same down and remove it, and he shall file with the Recorder of Lebanon a statement of the costs and charges for so taking the same down and removing it, and if no objections are made by the next meeting of the Council the same shall be ordered to be placed on the City lien docket in the same manner that other liens are placed on such docket. If objection are filed against the said costs and charges the Council shall proceed to hear and determine the same and shall find and determine such sum as may be just not exceeding the sum filed by the Marshall, and the sum so found by the Council to be just shall be entered in the said lien docket and enforced as other lien are enforced, and if the said sum is not paid within ten days after demand for the payment of the said lien and the sum the said property shall be sold to satisfy the said lien. The said sale shall be made in all respects as other lien sales are made in the said city, and the said property shall be subject to redemption as property is redeemed from sales for street improvement.

Section 6

That in as much as there are a number of wooden awnings in a dangerous condition, and the City is in danger from conflagration by reason of the condition of the wooden awnings and that the same are unsightly and the posts of many of them obstruct the free passage of the streets and there is a great necessity of the removal of wooden awnings at once, an emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after its passage by the Council and approval by the Mayor.

That three-fourths of all the Council having voted in favor of the passage of this ordinance  
 Passed by the Council this 7 day of Dec 1909.

Approved by the Mayor this 8 day of Dec 1909.

500

J. C. Mayer  
 Mayor of the City of Lebanon

Attest

G. Lovell  
 Recorder of the City of Lebanon