

ORDINANCE NO. _____

AN ORDINANCE to amend and reordain Article G (Posting of Signs in the Right of Way) of Chapter 2 (STREETS AND SIDEWALKS) of Title 5 (TRANSPORATION AND ENVIRONMENTAL SERVICES) of the Code of the City of Alexandria, Virginia, 1981, as amended.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Article G of the Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended by deleting the text shown in strikethrough and adding the text shown in underline as follows:

ARTICLE G - Posting of Signs in the Right-of-way

Sec. 5-2-173 - Removal and collection of costs.

Any violation of this article is hereby declared to be a nuisance **and may be forthwith removed, obliterated, or abated by the Director of the Department of Planning and Zoning or his representatives without notice.** No person shall have any legal right to the continued presence of a sign in a public way in violation of this article. ~~nor shall there be any legal remedy against any person solely for the removal from a public way of a sign which is in violation of this article. Any person may abate the nuisance created by a violation of this article without liability for doing so. If abatement is made by the city,~~ **T**he reasonable costs incurred in removal may be assessed against any person responsible for or benefited by the violation, and such costs shall be collected in the same manner as city taxes. For a willful violation, the city shall be entitled to recover costs, the reasonable value of attorney's fees, and punitive damages in any proceeding which it may bring to enjoin future violations.

Sec. 5-2-174 – **Enforcement of Article and** Penalty for violation.

The Director of the Department of Planning and Zoning, or his designee, shall be responsible for the enforcement of this Article. Violation of this article shall be a class four civil violation which shall be enforced through the levying of a civil penalty pursuant to section 1-1-11 of this code, provided, that the penalty for the first violation shall be \$100, for a second violation of the same regulation or requirement the penalty shall be \$250, and for each additional violation of the same regulation or requirement the penalty shall be \$500. Each individual sign shall be deemed a separate offense. Each day during which any such violation is continued may be treated for all purposes as a separate offense.

Section 2. That Article G as amended pursuant to Section 1 of this ordinance, be, and the same hereby is, reordained as part of the City of Alexandria City Code.

1
2 Section 3. That this ordinance shall become effective upon the date and at the time
3 of its final passage.
4

5 ALLISON SILBERBERG
6 Mayor
7

8
9 Introduction:
10 First Reading:
11 Publication:
12 Public Hearing:
13 Second Reading:
14 Final Passage:
15