

ORDINANCE NO. 372

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI BEACH, FLORIDA, REGULATING THE ERECTION OF BILLBOARDS, SIGNBOARDS, AND OTHER ADVERTISING DEVICES, AND FIXING A PENALTY FOR VIOLATIONS OF THE PROVISIONS HEREOF.

WHEREAS, billboards, signboards and other advertising devices heretofore and now being erected and/or constructed and installed are in many cases dangerous to the public, increase the danger of loss by fire, are unsanitary, and have a tendency to collect trash and rubbish and are in other ways detrimental to the best interests and general welfare of the City of Miami Beach; and

WHEREAS, it is deemed necessary to the public health, safety, morals and general welfare of said City that the construction, erection, and/or installation of billboards, signboards and advertising devices be controlled;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MIAMI BEACH, FLORIDA:

SECTION 1. It shall be unlawful to erect or construct any billboard, signboard or other advertising device in the City of Miami Beach without a permit therefor of the Building Inspector.

SECTION 2. Applications for the erection or construction of any billboards, signboard, or other advertising device shall be accompanied by the written consent of the owner or owners of the lessee or lessees of the property on which it is to be erected or constructed, and the applications shall also designate the location and specify the plans and specifications of the proposed construction and set out the exact words of the proposed advertisement, to the end that the public health, safety, morals and general welfare may be preserved and maintained.

SECTION 3. Applications made by one purporting to be a real estate broker or salesman must be accompanied by proof showing that said broker or salesman is licensed as such under the laws of the State of Florida.

SECTION 4. It shall be unlawful to erect or construct any billboard, signboard or other advertising device in residential sections of the City within ten (10) feet of any public highway abutting the land upon which such erection or construction shall be proposed.

SECTION 5. Upon the receipt of said application it shall be the duty of the building inspector to make a thorough examination of the plans and specifications of the proposed billboard, signboard or other advertising devices and of the place where it is proposed that said billboard signboard or other advertising devices is proposed to be constructed and/or installed. If upon such examination the building inspector is of the opinion that the construction, erection and/or installation of said billboard, signboard or other advertising devices is detrimental to the health, safety, morals and/or general welfare of said City, he shall reject such application, otherwise he shall approve same.

SECTION 6. Appeals from the decision of the building inspector shall be to the City Manager, and from the decision of the City Manager to the City Council whose discretion and decision in the matter shall be final.

SECTION 7. Before any permit herein provided for shall be granted the applicant therefor shall pay to the City of Miami Beach a fee in the sum of Ten Dollars (\$10.00) which is hereby declared to be a reasonable sum to provide for the inspections, approvals and hearing hereinabove provided.

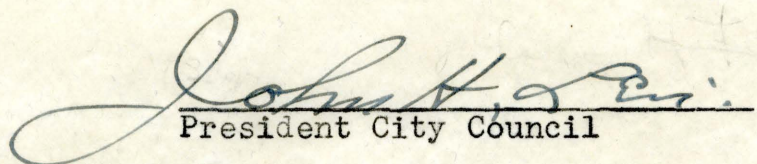
SECTION 8. Any person who shall violate or fail to comply with any of the provisions of this ordinance shall be punished by a fine of not less than Five Dollars (\$5.00) nor more than Five Hundred Dollars (\$500.00) or be imprisoned for not more than ninety (90) days, with or without hard labor, or both, in the discretion of the court.

SECTION 9. In the event any section, sub-section, sentence clause or phrase of this ordinance shall be declared or adjudged invalid or unconstitutional

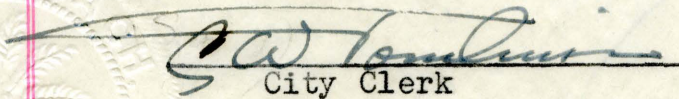
such adjudication shall in no manner affect the other sections, sub-sections, sentences, clauses, or phrases of this ordinance which shall be in full force and effect, as if the section, sub-section, sentence, clause or phrase so declared or adjudged invalid or unconstitutional was not originally a part thereof.

SECTION 10. All ordinances or parts of ordinances in conflict herewith or inconsistent with the provisions of this ordinance are hereby repealed.

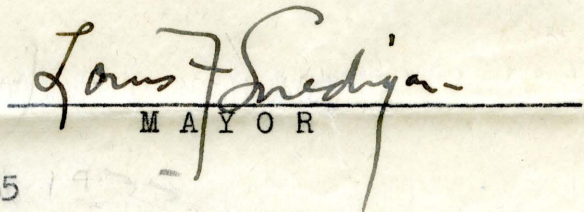
PASSED AND ADOPTED this 6th day of February
A. D. 1935.


President City Council

ATTEST:


City Clerk

APPROVED by me this 6th day of February
A. D. 1935.


MAYOR

First reading: January 25, 1935

Second Reading: January 25, 1935.


Third Reading: February 6, 1935.

Posted: February 8, 1935.

STATE OF FLORIDA)
COUNTY OF DADE)

I, C. W. TOMLINSON, City Clerk in and for the City of Miami Beach, Florida, do hereby certify that Ordinance No. 372 entitled "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAIMI BEACH, FLORIDA, REGULATING THE ERECTION OF BILLBOARDS, SIGNBOARDS, AND OTHER ADVERTISING DEVICES, AND FIXING A PENALTY FOR VIOLATIONS OF THE PROVISIONS HEREOF" having been duly passed and adopted by the City Council of the City of Miami Beach, Florida, has been posted by me in three conspicuous places in the City of Miami Beach, one of which was at the door of the City Hall in said City on the 8th day of February, A. D., 1935, and that said ordinances remained posted for a period of at least thirty days in accordance with the requirements of the City Charter of the said City of Miami Beach.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the City of Miami Beach, Florida, on this the 12th day of March, A. D., 1935.


City Clerk



(ORIGINAL)

ORDINANCE NO. 372

AN ORDINANCE OF THE CITY COUNCIL
REGULATING THE ERECTION OF BILL-
BOARDS, SIGNBOARDS, etc., and
FIXING PENALTY FOR VIOLATION
THEREOF.

J. HARVEY ROBILLARD

TEN HUNDRED LINCOLN ROAD

MIAMI BEACH