

First Reading: October 06, 2009  
Second Reading: October 20, 2009  
Approved: October 20, 2009  
Effective Date: October 30, 2009

ORDINANCE NO. 65 A

TOWN OF DAUPHIN ISLAND, ALABAMA

AN ORDINANCE TO REQUIRE HOUSE BUILDING NUMBERS ON ALL IMPROVED PROPERTIES WITHIN THE CORPORATE LIMITS OF THE TOWN OF DAUPHIN ISLAND, ALABAMA AND THE REPEAL OF ORDINANCE 15, 15A, AND 15B IN THEIR ENTIRETY.

BE IT ORDAINED by the Town Council of the Town of Dauphin Island, Alabama in the State of Alabama as follows:

Section 1. HOUSE BUILDING NUMBERS

- A. Five (5) inch (minimum height) house numbers should be posted on all buildings or other approved surface.
- B. The numbers must be a minimum of at least five (5) inches in height, be covered with a reflective surface (paint) or be of a contrasting color to the building or other approved surface.
- C. No property shall be rented, leased, or placed for sale that does not have house numbers posted.
- D. Existing building: Building permits will not be issued or any inspections made unless a house number is affixed to the building or other approved surface...
- E. New Construction: No inspections will be made unless a temporary house number is placed above or below the posted onsite building permit.
- F. Definition: Building shall mean house, commercial building, church, condo, duplex, apartment building, high rise, public building, hotel, motel, bed and breakfast, rooming house, boarding house, trailer (in mobile home park) or structure.

Section 2. LOCATION OF HOUSE NUMBERS

Numbers shall be affixed to the building, clearly visible from the street, preferably on a porch/deck column adjacent to the building entrance, or above the front entrance. NOTE: If, for any reason, house/building numbers are not "clearly visible from the street" when placed in either of these suggested locations, property owner shall post similar numbers on a mailbox, curb, post, sign, etc. to insure number is visible from the street. (Minimum size of numbers on mailboxes shall be three (3) inches.)

Section 3: ENFORCEMENT PROCEDURES

- a. When any police officer or other employee of the Town designated by law or ordinances as an enforcement officer, finds any violation of any provision of this Ordinance which he is authorized to enforce, such person may issue on forms provided by the Town, a citation and deliver it to the person in violation, directing said person to appear in the municipal court of the Town at a time and on a date stated therein to answer to the charge or charges for the violations, which shall be stated in said citation.

- b. If the violation is the first violation of such provision of this Ordinance by the person cited, such person, in lieu of appearing on the municipal court may pay a fine of Twenty-five (\$25.00) Dollars. If the violation is a second or subsequent offense, person shall be required to appear in municipal court.
- c. The police officers and other employees of the Town, designated by law or ordinance enforcement officers are authorized to issue citations as above provided, are hereby further authorized to swear out warrants and execute affidavits or complaints charging persons with the violations of this ordinance, without first having issued a citation for such violation.
- d. Any employee of the Town of Dauphin Island designated by the Mayor may issue corrective notices to persons, corporations, establishments, companies, owners, tenants, occupants, and agents found to be in violation of any of the provisions of this ordinance. The issuance of such corrective notice is not necessary for the prosecution of violations of this ordinance.

**Section 4. FAILURE TO COMPLY WITH A NOTICE.**

Any person, corporation, company, firm, business, institution, owner, lessee, agent, tenant or occupant who has been served such notice in accordance with the provisions of this ordinance, and who shall neglect or shall refuse or shall fail to fully comply with the corrective notices so ordered and/or within the time frame so ordered therein, shall be in violation of this ordinance.

**Section 5. PENALTIES**

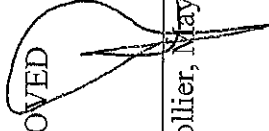
Any person found guilty of violating any of the provisions of this ordinance shall be punished by a fine of Twenty-five (\$25.00) for the first offense. Persons cited for all second and subsequent violations shall be required to appear in municipal court and penalized by a fine of not more than Five hundred (\$500.00) Dollars, or by imprisonment in the town jail or at hard labor for a period not exceeding six (6) months, or by both such fine and imprisonment is at the discretion of the Judge trying the case. Each day such violation is permitted to continue shall constitute a separate offense and shall be punished as such thereunder. Any person found guilty of any of the provisions of this ordinance may, in the discretion of the Court be punished by fine, imprisonment, or in the alternative, may be sentenced to community service as designated by the court in lieu of fine or imprisonment.

This Ordinance shall be effective as of October 30, 2009

ATTESTED

  
Nannette Davidson, Town Clerk

APPROVED

  
Jeff Collier, Mayor