

Resolution No. 09-610

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, KING COUNTY, WASHINGTON, TEMPORARILY SUSPENDING CERTAIN SECTIONS OF CHAPTER 18.92 OF THE BLACK DIAMOND MUNICIPAL CODE TO ENABLE USE OF BANNERS AND ADDITIONAL SIGNS TO PROMOTE LOCAL BUSINESSES AS PART OF THE REOPENING OF THE GREEN RIVER BRIDGE ON SR 169

WHEREAS, during the emergency closure of the Green River Bridge on State Route 169 local businesses have seen a dramatic decrease in sales due to the sharp reduction in vehicle traffic related to the bridge closure; and

WHEREAS, the scheduled reopening of the bridge on or about July 4, 2009 offers an important opportunity to remind persons who are passing through our community that Black Diamond businesses are open and eager to serve; and

WHEREAS, since a strong local business community makes our City a better place to live by providing services within the community, as well as by generating jobs and tax revenues that make most public services possible, it is in the public interest to temporarily allow additional types of signage to promote local business.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND DOES RESOLVE AS FOLLOWS:

Section 1. Notwithstanding any restrictions in chapter 18.92 of the Black Diamond Municipal Code, the following types of temporary signs shall be allowed to be installed or set in place by local business owners, with no permit or fee required, for purposes of promoting a local business, subject to the restrictions described in this resolution:

- A. Banners, flags, pennants and similar devices.
- B. Sandwich board or "A" frame signs.
- C. Wind-driven sign accents, such as spinners, attached to a sign and intended to attract the attention of the public.

Section 2. During the period this resolution is in effect, each licensed business within the city shall be allowed no more than two banners and two additional sandwich board or A-frame signs without a permit.

Section 3. During the period this resolution is in effect, the temporary signs allowed under section one may be placed closer to public right of way than is normally allowed under chapter 18.92, *provided:*

- A. Such signs must be placed in front of the business they are advertising, or placed on city-owned right of way, provided that the city shall retain the right to remove any sign in the public right of way per section C below.
- B. Such signs cannot block signs advertising other businesses.
- C. Any temporary sign that inhibits the free movement of pedestrian or vehicular traffic, or otherwise appears to create a hazard to the public, may be required to be relocated so as to no longer inhibit public movement or create an apparent hazard.
- D. Except as specifically amended by this resolution, all other requirements and restrictions in chapter 18.92 remain in force while this resolution is in effect.

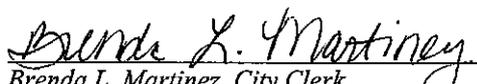
Section 4. This resolution shall be in effect from June 5, 2009 through September 12, 2009 and shall automatically expire without further action necessary by the City Council. Any signs allowed under this resolution that are otherwise prohibited by the municipal code must be removed by that date or may be removed by the city at the business owner's expense, and the business owner shall be liable for any applicable fines and penalties under the municipal code.

RESOLVED this 4th day of June, 2009

CITY OF BLACK DIAMOND


Mayor Howard Botts

ATTESTED BY:


Brenda L. Martinez, City Clerk

DATE OF PASSAGE BY THE CITY COUNCIL: 6/4/09

DATE OF FILING WITH THE CITY CLERK: 6/5/09