

UPDATED

INFORMATION FOR CITY OF PENSACOLA

POLITICAL CANDIDATES AND CAMPAIGN WORKERS

If you have any questions, please contact the CODE ENFORCEMENT OFFICE at 436-5500.

Code of the City of Pensacola

Sec. 11-4-73. - Signs prohibited in the public rights-of-way.

- (a) *Prohibition.* Except as otherwise provided in this Code, it shall be unlawful and a violation of this section for any person, business, entity, or organization to erect, post, or maintain a sign of any type or size on, in, or upon the following public rights-of-way, parkways, sidewalks, easements, or other streetscape property:

<i>East/West</i>	
Main St.	Barrancas to Tarragona
Bayfront Pkwy.	Tarragona to Pensacola Bay Bridge
Government St.	Pace to Bayfront
Garden St.	Pace to Alcaniz
Navy Blvd.	Bayou Chico to Pace Blvd.
Chase St.	"A" to Bayfront
Gregory St.	"A" to Bayfront
Jackson St.	"S" to "A"
Cervantes	"V" to Chipley
Jordan	"A" to 12th
Maxwell	"A" to 12th

Blount	"A" to 12th
Texar	Davis to 12th
Fairfield	Palafox to 12th
Brent Ln.	Linden to 9th
Airport Blvd.	Davis to the Airport
Langley	Everything within city limits
Burgess Rd.	Davis Hwy. to Sanders
Creighton Rd.	Schwab to Scenic
Summit	12th to Scenic
Hyde Park	Bayou to Scenic
<i>North/South</i>	
"W" St.	Navy to Idlewood
Pace Blvd.	Cypress to Strong
Barrancas	Pace to Garden
"E" St.	Main to Avery
"A" St.	Main to Maxwell
Palafox	Leonard to Cypress
MLK Dr.	Texar to Cervantes
Alcaniz	Cervantes to Bayfront

Davis Hwy.	Wright to Selina
Davis Hwy.	Airport to Village Oaks
9th Ave.	Bayfront to Olive
12th Ave.	Cervantes to 9th
17th Ave.	Bayfront to Texar
Bayou Blvd.	Cervantes to 9th
Firestone	Bayou to Summit
College Blvd.	Bayou to Langley
Tippin	John Carroll to Creighton
Spanish Trail	Summit to Bonway
Scenic Hwy.	Chipley to Baywood

Any such sign not regulated elsewhere in this Code may be removed from the subject right-of-way and disposed of by the city. This section may be enforced pursuant to Chapter 13 of this Code.

(b) *Penalties for violations.* A code enforcement officer designated by the mayor or a police officer may issue a notice to appear in court or a civil penalty citation for a fine to the person found to be in violation of this section for each sign in the amount specified below:

- (1) First citation, one hundred fifty dollars (\$150.00);
- (2) Second citation, two hundred twenty-five dollars (\$225.00);
- (3) Third citation, three hundred twenty-five dollars (\$325.00);
- (4) Fourth citation and all subsequent citations, four hundred fifty dollars (\$450.00).

For purposes of this section, a single violation shall occur when a person places one (1) or more similar subject matter signs in the public rights-of-way as prohibited herein. The person in violation shall be presumed to be the person, business entity, or

organization whose name or other identifying information is displayed in the sign's text or illustrations and that person ordered, directed, or otherwise allowed the subject sign to be placed in the public right-of-way. This presumption may be rebutted by competent and substantial evidence to the contrary.

In addition to the penalties provided above, the violator shall be responsible for the reasonable costs incurred by the city in the removal and disposal of such signs which shall be specified on the subject citation.

- (c) *Mandatory court appearance.* Court appearance shall be mandatory for violations of this section involving fourth or subsequent violations. In the event a mandatory court appearance is required, the citation must clearly inform the violator of such mandatory appearance, and records shall be maintained by the city code enforcement office regarding such cases. Violators required to appear in court do not have the option of paying the civil penalty instead of such an appearance.
- (d) *Payment of civil penalty.* Subject to subsection (c), a violator may pay the civil penalty and the costs of removal and disposal of the violator's signs within fifteen (15) days of the date of receiving the citation. If the person cited follows this procedure, he or she shall be deemed to have admitted the civil infraction and to have waived his or her right to a trial on the issue of the commission of the violation.
 - (1) If a violator fails to pay the civil penalty within fifteen days of receipt of the citation, the clerk of the circuit court shall issue a notice to appear. An additional amount of twenty-five dollars (\$25.00) and clerk of the circuit court service charges shall be assessed as a late fee for each penalty paid after the initial fifteen-day period.
 - (2) If a violator fails to pay the civil penalty or fails to appear in court to contest the citation as required by subsection (c) of this section, the court then may issue an order to show cause upon the request of the city. This order shall require such person to appear before the court to explain why no action on the citation has been taken by the person. If any person, who is issued such order, fails to appear in response to the court's directive, that person shall be held in contempt of court.
- (e) *Refusal to sign or accept citation.* Any person refusing to sign and accept a citation shall be in violation of this section and shall be punished as provided for in section 13-2-2.