

ORDINANCE NO. 4380

AN ORDINANCE AMENDING PROVISIONS OF  
CHAPTER FIVE OF THE BEAVERTON CITY CODE  
RELATING TO NUISANCES AFFECTING PUBLIC SAFETY.

**WHEREAS**, the City has the legal authority to and currently does regulate nuisances affecting public safety; and

**WHEREAS**, the Council finds that graffiti tends to attract other types of criminal behavior, contributes to juvenile delinquency, tends to reduce property values, and contributes to a feeling of community disorder and may affect public safety; and

**WHEREAS**, graffiti is often associated with gang activity and allowing graffiti to remain may promote gang activity; and

**WHEREAS**, the City will continue to seek to apprehend, prosecute and obtain restitution from graffiti vandals, the City recognizes the need for property owners to act quickly to remove these blemishes from their property; and

**WHEREAS**, the City needs a means to encourage and, if necessary, quickly enforce the removal of the graffiti by property owners; and

**WHEREAS**, the City seeks to help prevent the spread of graffiti vandalism, to establish an orderly means for the removal of graffiti from public and private property, and to promote public safety; Now therefore;

**THE CITY OF BEAVERTON ORDAINS AS FOLLOWS:**

**Section 1.** BC 5.05.093 is added as follows:

“5.05.093 Grffiti

No person shall place, or cause to be placed, graffiti upon any property in the City of Beaverton.

No owner or occupant of property shall allow graffiti to be on the property. Property upon which graffiti has been placed and has remained for more than seven (7) days is hereby declared to be a public nuisance, and shall be subject to the provisions of BC 5.05.230 relating to summary abatement.

A. Definitions

Graffiti: Any unauthorized drawing, inscription, etching, or scratching made on a wall, fence, building, sidewalk, or other structure, that is visible from public rights of way, bike paths, walking paths, sidewalks, publicly owned property, or premises open to the public.

B. Graffiti Removal Required

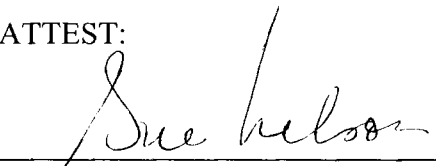
The owner or occupant of any property in the City shall remove, or cause to be removed, any graffiti from such property within seven (7) days of the graffiti's appearance. The failure of any owner or occupant of property to remove or to cause the removal of graffiti within seven (7) days shall be a Class 1 civil infraction."

First reading this 6<sup>th</sup> day of February, 2006.


Passed by the Council this 13<sup>th</sup> day of February, 2006.

Approved by the Mayor this 14<sup>th</sup> day of February, 2006.

ATTEST:

  
SUE NELSON, City Recorder

APPROVED:

  
ROB DRAKE, Mayor