

ORDINANCE NO. 4389

AN ORDINANCE AMENDING ORDINANCE NO. 2050,  
THE DEVELOPMENT CODE,  
CHAPTERS 60 and 90;  
TA 2006-0001 Scoreboard Sign

**WHEREAS**, the purpose of the Scoreboard Sign Text Amendment is to amend selected sections of the Beaverton Development Code currently effective through Ordinance 4365 (November 2005) to allow for the insertion of signs on Scoreboards that are visible from the public right-of-way. Affected chapters of the Development Code include Chapter 60 (Special Regulations) and Chapter 90 (Definitions); and

**WHEREAS**, pursuant to Section 50.50.5 of the Development Code, the Beaverton Development Services Division, on March 1, 2006, published a written staff report and recommendation a minimum of seven (7) calendar days in advance of the scheduled public hearing before the Planning Commission on March 8, 2006; and,

**WHEREAS**, the Planning Commission held a public hearing on March 8, 2006 and approved the proposed Scoreboard Sign Text Amendment based upon the criteria, facts, and findings set forth in the staff report dated May 19, 2003, and as amended at the hearing; and

**WHEREAS**, on March 8, 2006 the Planning Commission conducted a public hearing for TA 2006-0001 Scoreboard Sign at the conclusion of which the Planning Commission voted to recommend to the Beaverton City Council to adopt the proposed amendments to the Development Code as summarized in Planning Commission Land Use Order No. 1854; and,

**WHEREAS**, no written appeal pursuant to Section 50.75 of the Development Code was filed by persons of record for TA 2006-0001 Scoreboard Sign following the issuance of the Planning Commission Land Use Order No. 1854; and,

**WHEREAS**, the City Council adopts as to criteria, facts, and findings described in Land Use Order No. 1854 dated March 23, 2006 and the Planning Commission record, all of which the Council incorporates by this reference and finds to constitute an adequate factual basis for this ordinance; and now therefore,

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

**Section 1.** Ordinance No. 2050, effective through Ordinance No. 4365, the Development Code, is amended to read as set out in Exhibit "A" of this Ordinance attached hereto and incorporated herein by this reference.

**Section 2.** All Development Code provisions adopted prior to this Ordinance which are not expressly amended or replaced herein shall remain in full force and effect.


**Section 3. Severance Clause.** The invalidity or lack of enforceability of any terms or provisions of this Ordinance or any appendix or part thereof shall not impair or otherwise affect in any manner the validity, enforceability or effect of the remaining terms of this Ordinance and appendices and said remaining terms and provisions shall be construed and enforced in such a manner as to effect the evident intent and purposes taken as a whole insofar as reasonably possible under all of the relevant circumstances and facts.

First reading this <sup>10th</sup> day of April, 2006.

Passed by the Council this 17th day of April, 2006.

Approved by the Mayor this 18th day of APRIL, 2006.

ATTEST:

  
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SUE NELSON, City Recorder

APPROVED:

  
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ROB DRAKE, Mayor

**Section 1: The Development Code, Ordinance No. 2050, Ordinance 4248, Chapter 60 - Special Regulations, Section 60.40, Signs, specifically Section 60.40.15.3., will be amended to read as follows:**

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**60.40.20. Signs Subject to Ordinance Regulation - Permit Required.** The following signs are subject to all ordinance regulations and permits are required prior to on-site construction, installation or placement.

Scoreboard Sign - Public and private school and public park facility athletic scoreboards visible from a public right-of-way may include one scoreboard sign that comprises no more than 25 percent of the area of the scoreboard and is no larger than 85 square feet in size, and no portion of the sign shall be located higher than 15 feet above grade on which the sign is located.

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**Section 2: The Development Code, Ordinance No. 2050, Ordinance 4248, Chapter 90 - Definitions, will be amended to read as follows:**

**Scoreboard Sign - A sign located on a scoreboard that is accessory to an athletic field used to record or tally scores at athletic or sporting events.**