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ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE 24 TULSA REVISED ORDINANCES, TITLED "NUISANCES", SECTION 103, "NUISANCES AFFECTING PEACE AND SAFETY"; ADDING A NEW, SUBSECTION "P", DECLARING THAT CERTAIN LIGHTING WHICH IS DISTURBING TO THE PUBLIC PEACE AND SAFETY SHALL BE A PUBLIC NUISANCE; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY OF TULSA:

Section 1. That Title 24, Tulsa Revised Ordinances, "Nuisances," Section 103, "Nuisances affecting peace and safety", be and the same is now amended to read as follows:

"Section 103. Nuisances affecting peace and safety.

The following are declared to be public nuisances affecting public peace and safety:

- A. All trees, hedges, signs or other obstructions, or any portion of the same, located within a sight-distance triangle which prevent persons driving vehicles approaching an intersection of streets from having a clear view of traffic approaching such intersection. Sight-distance triangle shall mean the area within an imaginary triangle formed at a street corner as follows: Extend the curb lines (or the edge of the pavement where no curbs exist) into the street to a point where those lines intersect; from that point of intersection, measure along both curb lines (or edges of pavement) to two (2) points, each of which is thirty-five (35) feet from the point of intersection; the connecting of these three (3) points shall form the sight-distance triangle;
- B. All limbs of trees which project over a public sidewalk or street and which are less than eight (8) feet above the surface of the public sidewalk and nine (9) feet above the surface of the street;
- C. All wires over streets, alleys or public grounds which are not licensed by the City or which are strung so that the lowest portion is less than fifteen (15) feet above the surface of the ground;
- D. Any usage of land, and/or the structures upon it, which violates any City ordinances; all buildings, walls and other structures which have been damaged by fire, decay or otherwise and which are so situated as to endanger the safety of the public, or which are otherwise built, erected or maintained in violation of any ordinance;

- E. All explosives, inflammable liquids and other dangerous substances stored in any manner, in any amount other than that provided by ordinance;
- F. All noises, sounds or vibrations of such a character or duration so as to be unreasonably loud or disturbing to the peace and quiet of persons of ordinary sensibilities, including but not limited to those persons inside a building or structure used in whole or in part as a domicile, residence or dwelling;
- G. All buildings and all alterations to buildings made or erected, within the City of Tulsa fire protection limits as established by ordinance, which are in violation of any ordinance concerning the manner and materials of construction;
- H. Obstructions and excavations affecting the ordinary use by the public of the streets, alleys, sidewalks or public ground except under such conditions as are provided by ordinance;
- I. Any use of the public streets or sidewalks which causes large crowds of people to gather, obstructing the flow of traffic and the free use of the streets or sidewalks;
- J. All hanging signs, awnings, canopies and other similar structures over the streets or sidewalks so situated or constructed as to endanger public safety or to be contrary to ordinance;
- K. The allowing of rainwater, ice or snow, to fall from any building or structure upon any sidewalk or the causing of water to flow across a sidewalk;
- L. All barbed wire fences which are located within three (3) feet of any public sidewalk; and
- M. The keeping of any animal or reptile, wild by nature or dangerous, except when kept by a licensed circus or show, in a zoo or in an accredited school;
- N. The repeated use of any real property or structure to commit acts which result in a felony conviction under the Oklahoma Uniform Controlled Dangerous Substances Act.
- O. Any privately-owned sign (including a poster, banner, flyer or other device) placed in or on an existing public street or sidewalk; or in or on a right-of-way or within twelve (12) feet of a curb or road edge, whichever is less; or affixed to any tree, utility pole or other structure located in or on a public street or sidewalk; or in or on a right-of-way or within twelve (12) feet of a curb or road edge, whichever is less, without permission from the City of Tulsa, as provided in Title 42 Tulsa Revised Ordinances, Subsections 60.020.E and H. Any such sign so placed or affixed shall be considered both litter, and abandoned and may be summarily removed.
- P. Except as authorized in Title 42 Tulsa Revised Ordinances, Chapter 60, 'Signs' and Chapter 67, 'Outdoor Lighting,' any light, lamp, filament, laser or similar device which is of such a character or duration so as to be unreasonably infringing, or disturbing to persons of ordinary sensibilities, including but not limited to those persons inside a building or structure used in

whole or in part as a domicile, residence or dwelling. These devices may include, but shall not be limited to a strobe, flash, twinkle, chase, or any other lighting feature which creates an illusion of motion and is visible from another property or the right-of-way; or which due to positioning, location or lighting intensity is capable of causing temporary blindness to or otherwise obstruct or limit the view of any motorist, bicyclist, or pedestrian traffic.”

Section 2. Severability Clause. If any section, sentence, clause, or phrase of this ordinance or any part of it is for any reason found to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remainder of this ordinance or any part of it.

Section 3. Emergency Clause. That an emergency is now declared to exist for the preservation of the public peace, health and safety, by reason of which this Ordinance shall take effect immediately from and after its adoption by the City Council and approval by the Mayor.

ADOPTED, by the Council on this _____ day of April 2022.

Chair of the Council

ADOPTED, as an emergency measure, on this _____ day of April 2022.

Chair of the Council

OFFICE OF THE MAYOR

Received by the Mayor: _____, at _____.
Date Time

G.T. Bynum, Mayor

By: _____
Secretary

APPROVED by the Mayor of the City of Tulsa, Oklahoma: _____, 2022,
Date
at _____.
Time

Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM AND LEGALITY:

City Attorney