

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GREENVILLE, TEXAS, AMENDING CHAPTER 28, SECTION 5-4 SIGN REGULATIONS OF THE CODE OF ORDINANCES OF THE CITY OF GREENVILLE, BY AMENDING REGULATIONS RELATED TO FREESTANDING SIGNS AND MONUMENT SIGNS; PROVIDING FOR A REPEALING, SEVERABILITY, AND PENALTY CLAUSE AND PROVIDING THAT THIS ORDINANCE SHALL BE EFFECTIVE FROM AND AFTER JULY 28, 2009.

WHEREAS, City Staff has been requested by members of the City Council that Chapter 28, Section 5-4 Sign Regulations of the Code of Ordinances of the City of Greenville related to freestanding signs and monument signs be amended; and

WHEREAS, proposed changes are as follows:

(7) Free-Standing Signs.

(a) Each free-standing building shall only be allowed one (1) free-standing sign except that there may not be both a free-standing sign and a separate monument sign on the same street frontage. Churches with a minimum street frontage of 500' may have both a free-standing sign and a monument sign, provided all other requirements of this ordinance are met.

(9) Monument Signs. Except for multi-tenant monument signs, the following standards shall apply to all monument signs.

(d) The maximum number of monument signs shall be one per street frontage, except that there may not be both a free-standing sign and a separate monument sign on the same street frontage. Churches with a minimum street frontage of 500' may have both a free-standing sign and a monument sign, provided all other requirements of this ordinance are met.

WHEREAS, City Staff has also prepared a minor change related to the required clearance for signs located within or near driveways and parking lots:

5-4.6 Sign Standards

(C) Clearance. All signs, including those that project away from a wall or overhang a sidewalk or driveway, shall maintain a clearance of at least eight feet (8') when located over a public sidewalk and at least thirteen and one-half feet (13.5') when located over a driveway.

WHEREAS, notice of a hearing was published in a newspaper of general circulation in the City, which stated the time and place of hearing, which time was not fewer than fifteen (15) days after first day of such publication; and

WHEREAS, on June 15, 2009, the Planning and Zoning Commission, and, after the public hearing, denied approval of this request; and

WHEREAS, a public hearing was held by the City Council prior to approval of the proposed amendment; and

WHEREAS, this request was approved by a ¾ majority of the City Council; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENVILLE, TEXAS:

SECTION 1. The recitals set forth above are hereby found by the Council to be true and correct, and are incorporated by reference herein and expressly made a part hereof as if copied verbatim.

SECTION 2. The City Council of the City of Greenville hereby amends Chapter 28, Section 5.4, Sign Regulations to read as follows:

(7) Free-Standing Signs.

(a) Each free-standing building shall only be allowed one (1) free-standing sign except that there may not be both a free-standing sign and a separate monument sign on the same street frontage. Churches with a minimum street frontage of 500' may have both a free-standing sign and a monument sign, provided all other requirements of this ordinance are met.

(9) Monument Signs. Except for multi-tenant monument signs, the following standards shall apply to all monument signs.

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SECTION 3. All Ordinances or parts of Ordinances in conflict herewith are repealed to the extent of conflict only.

SECTION 4. A person who violates this Ordinance is guilty of a separate offense for each day or part of day the violation is committed, continued, or permitted. Each offense, upon conviction, is punishable by a fine not to exceed \$2,000.00.


SECTION 5. That if any section, provision, subsection, paragraph, sentence, clause, phrase, or word in this Ordinance or application thereof to any person or circumstance is held invalid by any court of competent jurisdiction, such holdings shall not affect the validity of the remaining portions of this Ordinance, and the City Council of the City of Greenville, Texas hereby declares it would have enacted such remaining portions, despite such invalidity.

SECTION 6. This Ordinance shall be in full force and effect from and after July 28, 2009.

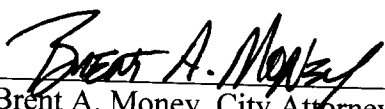
PASSED AND APPROVED, this the 28th day of July, 2009.


Thomas B. Oliver, Mayor

ATTEST:


Debra Newell, City Secretary

APPROVED AS TO FORM:


Brent A. Money, City Attorney