

ORDINANCE NO. 70-2005

AN ORDINANCE AMENDING CHAPTER 23, "PLANNING AND COMMUNITY DEVELOPMENT," SUBPART C, "SIGNS AND BILLBOARDS," OF THE ABILENE MUNICIPAL CODE, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; DECLARING A PENALTY AND CALLING A PUBLIC HEARING.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

PART 1: That Chapter 23, Subpart E, "Zoning," of the Abilene Municipal Code be amended as set out in Exhibit "A," attached hereto and made a part of this ordinance for all purposes.

PART 2: That if any provision or any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way affect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

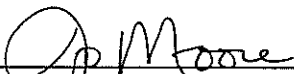
PART 3: That any person, firm or corporation violating any of the provisions of this chapter shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not more than Five Hundred Dollars (\$500.00). Each day such violation shall continue or be permitted to continue, shall be deemed a separate offense.

PASSED ON FIRST READING this 1st day of December A.D. 2005.

A notice of the time and place, where and when said ordinance would be given a public hearing and considered for final passage, was published in the Abilene Reporter-News, a daily newspaper of general circulation in the City of Abilene, said publication being on the 18th day of October 20, 2005, the same being more than fifteen (15) days prior to a public hearing to be held in the Council Chamber of the City Hall in Abilene, Texas, at 8:30 a.m., on the 15th day of December, 2005, to permit the public to be heard prior to final consideration of this ordinance. Said ordinance, being a penal ordinance, becomes effective ten (10) days after its publication in the newspaper, as provided by Section 19 of the Charter of the City of Abilene.

PASSED ON SECOND AND FINAL READING THIS 15th day of December, A.D. 2005.

ATTEST:




CITY SECRETARY



MAYOR

APPROVED:



CITY ATTORNEY

ORDINANCE NO. 70-2005

AMEND:

23-161(F)(4)

Front setback for free-standing pole signs shall be a minimum of ten feet (10') from back of curb or edge of pavement where there is no curb, provided, however, that no sign shall project into the public right-of-way of any street or alley except in the Central Business district as provided in Section 23-129 (D), "General Provisions." **The setback from street side property lines for monument signs shall be 5 feet from the property line or 15 feet from the curb, whichever is greater.**

AMEND:

23-161(F)(5)

Freestanding signs shall have a minimum grade clearance of 8 feet.

ADD: Footnote 6 will be added to the height column for all zoning districts in the "Standards for Area, Height, Placement and Number" chart that are incorporated into Section 23-161 of the Sign Regulations.

23-161(F)(6)

Monument signs shall not exceed a height of 8 feet.