

ORDINANCE NO. 14-2013

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 C, "Signs and Billboards," 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.

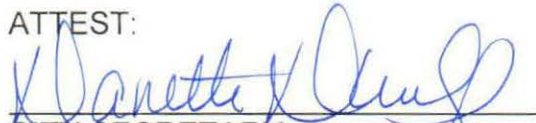
PART 3: That any person, firm or corporation violating any of the provisions of this chapter shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not more than Five Hundred Dollars (\$500.00). Each day such violation shall continue or be permitted to continue,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

PASSED ON FIRST READING this 28th day of March A.D. 2013.

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 28th day of February, 2013, 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 11th day of April, 2013, 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 11th day of April, A.D. 2013.

ATTEST:


CITY SECRETARY


MAYOR

APPROVED:

CITY ATTORNEY

ORDINANCE NO. 14-2013

EXHIBIT "A"

AMEND: Section 23-161 (F) and Section 23-161 (F)(3) Sign Regulations

—**REVISE:** Revise sign chart to add footnote #3 for illumination and motion in the RS zoning and amending the language for footnote #3.

ARTICLE III. LOCATION STANDARDS

23-161 Area, Height, Placement and Number

(F) Sign Standards

3. Freestanding institutional signs (identifying churches and other public service non-profit institutions) located within residential districts are permitted to be up to 80 square feet in area and up to 25 feet in height. Such institutions are permitted only one freestanding sign per street front. In addition, such institutions shall be permitted one wall sign (for identification purposes) per street frontage so long as such sign exceeds no more than 100 square feet in area. Such signs shall be permitted to be illuminated and may be an electronic message sign. A permit from the City shall be required for installation of all signs identifying churches and other institutions within residential districts. Except as otherwise stated above, all other requirements for identification signs in residential districts shall be applicable to those identifying churches and other institutions.

**STANDARDS FOR AREA, HEIGHT, PLACEMENT, AND
NUMBER FOR PERMANENT, NON-PORTABLE SIGNS**

Sign Classification	Permitted Zoning Districts	Maximum Area	Maximum Height	Minimum Setback Required	Number and/or Spacing Limitations	Illumination Permitted	Motion Permitted	Additional Requirements	
OFF SITE	Type I SC GC HC LI HI AO (SE) ①	672 sq.ft.	42.5 ft or bottom of sign 8 ft above primary roadway ① ⑤ ⑥	10 feet if abutting RM-1, RM-2, CU, or AO	1,500 ft spacing on same side of street 250 ft radial spacing ②	Yes	Yes	Permit Required ①	
	Type II SC GC HC LI HI AO (SE) ①	378 sq.ft.	35 ft ① ⑤ ⑥	10 feet if abutting RM-1, RM-2, CU, or AO	750 ft spacing on same side of street, except 1,500 ft on interstate or primary 250 ft radial spacing ②	Yes	Yes	Permit Required ①	
ON SITE	Business and/or Identification	AO	700 sq.ft.	35 ft ⑤ ⑥	10 ft from property line	One per business or activity	Yes	Yes	Permit Required
		MU O	36 sq.ft.	12 ft	10 ft from property line	One per business or activity	Yes	Yes	Permit Required
		SC CB GC HC LI HI	300 sq.ft. (no limitation for wall signs)	50 ft, except in CB (no restrictions) ⑤ ⑥	④	One freestanding sign per business per street frontage	Yes	Yes	Permit Required
		LC PI	100 sq.ft. (no limitation for wall signs)	36 ft ⑤ ⑥	④	One freestanding sign per business per street frontage	Yes	Yes	Permit Required
		RM MH CU	20 sq.ft. ③	10 ft ③	10 feet from property line	One per business or activity per street frontage	Yes	Yes	Permit Required
		RS	6 sq.ft. ③	③	④	One per premises ③	No ③	No ③	

● = Footnote

* = no size or number limitation for wall signs

**STANDARDS FOR AREA, HEIGHT, PLACEMENT, AND
NUMBER FOR PERMANENT, NON-PORTABLE SIGNS**

	Instructional, Private	All Districts, except RS	8 sq.ft.	10 ft		As needed	Yes	Yes	Permit Required
ON SITE	Construction	All Districts	80 sq.ft.	15 ft	10 feet from all property lines, except in CB	n/a	Yes	Yes	Maximum Duration: until approx. 90% complete Permit required if electrical
	Special Development	All Districts	80 sq.ft.	15 ft	10 feet from all property lines, except in CB	n/a	Yes	Yes	

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