

ORDINANCE 092-071

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING SECTION 14-11 THROUGH SECTION 14.25, AND SECTIONS 14-2, 14-66(2), AND 14-68 OF CHAPTER 14, SIGNS, OF THE CODE OF ORDINANCES, TOWN OF ADDISON, TEXAS; PROVIDING FOR A LICENSE TO ERECT, RELOCATE, AND MAINTAIN SIGNS; FEES FOR SUCH SIGNS, BOND TO ERECT, RELOCATE, AND MAINTAIN SIGNS; CANCELLATION OF SIGN LICENSE; MANDATORY NATURE OF THIS SECTION; APPLICATION FOR SIGN PERMIT; A NEW DEFINITION OF SPECIAL EVENTS IN SECTION 14-2; A REVISED SECTION 14-66(2) AND SECTION 14-68; CONFLICTING ORDINANCES; SEVERABILITY; AND EFFECTIVE DATE OF ORDINANCE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

Section 1. Scope.

The provisions of this Ordinance shall govern the erection, construction, relocation, alteration, repair, removal, and maintenance of all signs, together with their appurtenant and auxiliary devices, and the erection, location, and definition of special event banners, political signs, and temporary banners.

Section 2. Definitions.

Section 14.2. Definitions. shall be amended by amending the definition for "Special event" to read as follows:

Special event means events which are sponsored in whole or in part by the City and include only: Kaboom Town, Oktoberfest, and other events designated by the City Council.

Section 3. License Required.

Article II. Permit, shall be amended as needed to provide for a license, a license fee, a required surety bond, cancellation of a license, an application for a license, and a

requirement that a license be issued prior to the issuance of any sign permits, in accordance with the following:

**LICENSE REQUIRED:** No person, firm or corporation shall install or erect, relocate, or maintain any sign, or contract for such service, until such person, firm, or corporation has applied through the building inspection department for a license to install, erect, relocate, and maintain such sign, and such license has been approved and issued, except as otherwise provided in this section.

**FEE:** The fee for licenses issued pursuant to this section shall be Fifty Dollars (\$50.00), and each license must be renewed on an annual basis.

**BOND REQUIRED:** No license for the installation, erection, relocation and maintenance of signs shall be issued to any person, firm, or corporation until such person, firm or corporation has filed with the Building Official, or his designee, a surety bond, and shall be conditioned for the installation and erection of signs in accordance with the ordinances of the Town, for any and all damages or liability which may accrue against it by reason of faulty installation, erection, demolition, repair, removal, or defects in, or collapse of, any signs, for a period of one year after erection and for such period of time that such sign is maintained or serviced by or under the direction of the maker of such bond. Such bond shall further provide for the indemnification of any person, firm, or corporation who shall, while upon public property or in any public place, incur damage for which the principal named in the bond is legally liable.

**CANCELLATION:** The license of any sign contractor may be canceled by the building official, when such contractor persistently violates the requirements of this section. Conviction in municipal court, whether appealed or not, on two (2) violations over a period of two (2) calendar years shall constitute evidence of persistent violation. Any license thus canceled shall not be renewed until such violations have been corrected. Upon correction of the violations, the contractor's license shall be renewed upon the Town's discretion, provided the contractor furnished an additional bond in the amount of Five Thousand Dollars (\$5,000.00) guaranteeing compliance, and that this compliance bond is renewed for two (2) years following the renewal of the license.

**REQUIRED:** No permits for the erection, construction, relocation, alteration, repair, or maintenance of any sign shall be issued until a license has been approved and issued by the Building Official and the fee paid, except as otherwise provided in this section.

APPLICATION: An application for license shall be made upon blanks provided by the building inspection department, and shall contain or have attached thereto the following information:

- (1) Name, address and telephone number of applicant.
- (2) Name, address and telephone number of applicant's company.
- (3) Names of all persons who are authorized to apply for sign permits under applicant's license.

Section 4. Revised Section 14.66(2).

Section 14.66, Paragraph (2) shall be revised to read as follows:

Any premises or any nonresidential occupancy may display banner signs containing a message directly relating to a special event provided, however, that such banners may be displayed no more than fourteen (14) days prior to the special event and must be removed within two (2) days after the conclusion of the special event.

Section 5. Revised Section 14.68.

Section 14.68, shall be revised to read as follows:

- (1) An occupant may erect special purpose political signs for a period of thirty (30) days prior to any primary or general election and shall remove the signs within two (2) days after the election.
- (2) Special purpose political signs on any property are limited to one (1) grouping, limited to the number of candidates running for a particular office with only one sign per candidate.
- (3) Persons wishing to place special purpose political signs on commercial property must have written property owner's approval on file with the code enforcement administrator prior to placement of signs.
- (4) Persons wishing to place special purpose political signs on multi-family property must have written approval of the property manager or homeowner's association on file with the code enforcement administrator prior to placement of signs.
- (5) For purposes of this section, "grouping" is defined as an area not exceeding 100 square feet and contained within the same lot.

(6) There is no limitation placed on the total number of standard-sized political signs within the Town of Addison, defined as no greater than three (3) square feet. However, only three (3) signs larger than standard-sized political signs are allowed per candidate within the Town of Addison, with the maximum size of any such sign being twenty-four (24) square feet.

Section 6. Conflicting Ordinances.

That all ordinances of the Town in conflict with the provisions of this ordinance be, and the same are hereby repealed and all other ordinances of the Town not in conflict with the provisions of this ordinance shall remain in full force and effect.

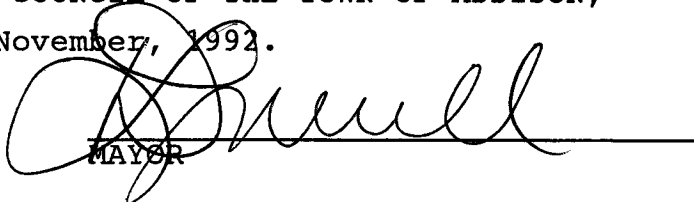
Section 7. Severability.

That should any paragraph, sentence, subdivision, clause, phrase or section of this ordinance be adjudged or be held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provisions thereof other than the part so decided to be invalid, illegal, or unconstitutional.

Section 8. Effective Date.

This ordinance shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the Town of Addison, and it accordingly so ordained.

DULY PASSED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS, this the 10th day of November, 1992.

  
MAYOR

ATTEST:

  
CITY SECRETARY

APPROVED AS TO FORM:

  
CODE ENFORCEMENT

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