

Ordinance No. \_\_\_\_\_ Passed \_\_\_\_\_, 20\_\_\_\_

ORDINANCE NO. F -09

AN ORDINANCE AMENDING CHAPTER 1109 OF THE ORRVILLE ZONING CODE REGARDING ON-PREMISES SIGNS.

BE IT ORDAINED by the Council of the City of Orrville, Ohio:

Section 1: That Chapter 1109 of the Codified Ordinances of the City of Orrville is hereby amended as follows.

1109.09 SUPPLEMENTARY REGULATIONS

All signs are subject to the following regulations.

- A. Any type of illuminated sign shall require the approval of the Planning Commission.
- B. No sign or outside lighting shall flash, be animated, rotate, or have the appearance of movement.
- C. No sign shall contain banners, posters, pennants, ribbons, streamers, strings of light bulbs, spinners, or similarly fixed or moving devices. The devices when not part of any sign are similarly prohibited unless they are approved by the Director of Public Safety and Service, who will specify location and the permitted period of time such devices may be displayed.
- D. All electrical wiring serving free-standing signs must be underground.
- E. No free-standing sign may be erected closer than 40 feet to any intersection with the exception of those signs incidental to the legal process and necessary to the public welfare or wall signs attached to the building of businesses closer than 40feet to an intersection.
- F. All signs must be constructed and placed so as not to obstruct traffic sight lines.
- G. No sign shall be located in or project over a public right-of-way or public property, except for temporary signs with approval and receipt of a permit from the Director of Public Safety and Service, or signs on awnings, canopies, or marquees in the CBDD as provided in Section 1109.04(D).
- H. All signs shall comply with all other requirements of the Building Code.

I. Billboards and roof signs are not permitted in the City of Orrville.

1109.10 REGULATIONS FOR NONCONFORMING SIGNS

- A. Nonconforming signs shall be maintained in good condition pursuant to Section 1109.09(I).
- B. Nonconforming signs shall be removed and any subsequent modification or replacement (excluding maintenance pursuant to section 1109.09(I)) shall conform to all requirements of this ordinance as follows:
  - 1. When more than fifty (50) percent of the value of the sign has been destroyed or has been taken down; and

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2. When the use which the nonconforming sign is accessory to is vacant for ninety (90) consecutive days.
- C. A nonconforming sign shall not be altered, modified, or reconstructed other than to comply with this ordinance except:
  1. When the existing use has new ownership which results in a change in the name of the use or business on the property; or
  2. When the space is reoccupied by a similar use and the new occupant requires no external building or site renovation; or
  3. When the existing owner intends to update their current sign and requires no external building or site renovation; or
  4. A new sign pursuant to (1), (2), or (3) above may be changed by replacing a sign panel or by repainting a sign face only. Such alterations shall not require changes to the structure, framing or erection, or relocation of the sign unless such changes conform to this ordinance. Such alterations shall not exceed 50% of the replacement cost of the sign.

## 1109.11 ABANDONED SIGNS & FAILURE TO MAINTAIN

- A. The face of any permanent sign which advertises a business that has not been conducted on the premises for 180 consecutive days, or fails to serve the purposes for which it was intended, or evidences a lack of maintenance, shall be removed by the owner, agent, or person having the beneficial use of the building, structure, or land upon which such sign is located, within ten (10) business days after written notice by the Safety-Service Director, and the sign area shall be replaced by a neutral, single background color panel or similar cover. If the sign is comprised of individually raised letters, the letters shall be removed.
- B. Upon failure to comply with such notice within the time specified in such order, the Safety-Service Director is hereby authorized to cause removal of such sign. After the work is done by or under the direction of the City, the City shall give notice, by regular mail, to the owner of the building, structure, or land upon which such sign is located, at their last known address, to pay all service charges and expenses, including labor cost and fees for service of notice and return. In the event the same is not paid within thirty days after the mailing of the notice, then such amount shall be certified to the County Auditor for collection the same as other taxes and assessments are collected and returned to the General Fund.

Section 2. All legislation inconsistent herewith is hereby repealed.

Section 3. That this Ordinance shall be in full force and effect from and after the earliest period allowed by law.

Passed this 16<sup>th</sup> day of March 2009.

  
President of Council

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Attest:

T Peppard  
Clerk of Council

Approved:

David J. Handland  
Mayor

Date 3/16/09

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