

SUMMARY VERSION
MEADE COUNTY FISCAL COURT
ORDINANCE: 2015-_____

**AN ORDINANCE AMENDING SECTION 4.2.7 OF ORDINANCE NO. 920.00, THE
MEADE COUNTY ZONING ORDINANCE, RELATING TO SIGN PLACEMENT AND
SIGN CONSTRUCTION IN MEADE COUNTY**

This is a summary version of an ordinance amending Ordinance No. 920.00, The Meade County Zoning Ordinance, Section 4.2.7, relating to sign placement and sign construction in Meade County

The full version of this ordinance can be obtained in the Meade County Judge Executive's office at the Meade County Courthouse, 516 Hillcrest Drive, Brandenburg, KY 40108

Given First Reading on _____ day of _____, 2015, and approved by at least a majority of the fiscal court members.

This ordinance will be read again, considered again, and possibly adopted by the Meade County Fiscal Court in the courtroom of the Meade County Courthouse, 516 Hillcrest Drive, Brandenburg, KY on the _____ day of _____, 2015, at 7:00 p.m. EST.

MEADE COUNTY FISCAL COURT

ORDINANCE NO. _____

**AN ORDINANCE AMENDING SECTION 4.2.7 OF ORDINANCE NO. 920.00, THE
MEADE COUNTY ZONING ORDINANCE, RELATING TO SIGN PLACEMENT AND
SIGN CONSTRUCTION IN MEADE COUNTY**

WHEREAS, the Meade County Fiscal Court has duly passed a comprehensive ordinance relating to Planning and Zoning in Meade County, excluding the incorporated area of any City unless otherwise agreed, and

WHEREAS, it has been determined by the Meade County Fiscal Court that there is a need to amend that portion of the Planning and Zoning Ordinance insofar as it relates to the construction and placement of signs in Meade County;

NOW, THEREFORE, be it **ORDAINED** by the Fiscal Court of the County of Meade, Commonwealth of Kentucky, as follows:

Section 4.2.7 of Ordinance No. 920.00, Meade County Zoning Ordinance, be and hereby is amended in its entirety as follows:

4.2.7 General Regulations for Signs and Outdoor Advertising

4.2.7a Classification - Outdoor Advertising shall be classified as a business use and shall be permitted in Business and Industrial Districts. Outdoor advertising devices except as provided in Section 4.4 shall be prohibited in all Residential and Agriculture zones.

4.2.7b. Definitions: For the purpose of this ordinance, certain words or terms used herein shall be interpreted as follows:

- 1. Erect: Shall mean to build, construct, attach, hang, suspend, affix or the painting of walls with a message.**
- 2. Facing: Shall mean the surface area of the sign upon, against or through which the message is displayed or illustrated on the sign.**
- 3. Owner: Shall include and be synonymous with "manager", "lessee", "tenant", and "supervisor".**
- 4. Sign: Shall mean a representation of any kind for the purpose of advertising and shall include billboards, projection signs, roof signs, temporary signs and wall signs.**
- 5. Ground sign: Shall mean a sign supported by one or more poles, steel structures or other base placed on the ground.**

6. Projected sign: Shall mean any sign which is all or in part supported by or attached to a vertical portion of a building and extended beyond the surface of the building to which it is attached with or without ground support.
7. Roof sign: Shall mean any sign erected wholly upon or wholly over the roof of any building with the principal support on the roof structure.
8. Temporary Sign: Shall mean any sign displayed on an interim basis for a period of time not to exceed thirty (30) days, and said sign may be redisplayed after sixty (60) days.
9. Wall Sign: Shall mean any sign painted upon or secured and affixed to a building.
10. Off-Site Sign (Billboard sign): Shall mean any sign or representation of any kind for the purpose of advertising at a location other than the premise.

4.2.7c. General Regulations: The following requirements shall apply with any zoning district.

1. No sign shall be erected at any location where by reason of its position, wording, illumination, size, shape, or color may obstruct, impair, obscure or interfere with the view of or be confused with any authorized traffic sign, signal or device.
2. All signs shall be erected in conformity with the required side and rear yard setbacks.
3. Flashing signs or intermittent illumination shall be prohibited.
4. No illuminated sign shall be permitted within twenty-five (25) feet of a residential district unless the sign is designed to not shine or reflect onto the residential property or street.
5. Signs may be illuminated by internal lighting or from an exterior source provided the beam of light from an external source shall be effectively concealed from view.
6. Only one (1) ground sign shall be permitted per street frontage including a shopping center or a building containing two (2) or more businesses.
7. A property having frontage on more than one (1) street may have one (1) sign located at the corner of the two (2) frontages.
8. One (1) wall and one (1) ground sign shall be permitted for each business.
9. No billboard or ground sign shall exceed thirty-five (35) feet in height.
10. No projection sign shall extend more than ten (10) feet outwardly nor extend above the height of the building.
11. Political signs shall be removed within ten days following the election. Signs for successful primary election candidates, eligible for the general election, may remain after the primary election.
12. No sign shall contain or make use of any word, phrase, symbol, shape, form or character in such as to interfere with, mislead or confuse the public.
13. No rotating sign shall exceed eight (8) rounds-per-minute (RPM) and no direct beam of light shall rotate or revolve.
14. No sign shall project over any public right-of-way.
15. The setback, spacing and facing area of billboards along all state or municipal highways shall be in compliance with all applicable state and/or federal regulations and all county ordinances.

16. A temporary sign shall not be suspended across public streets or at other public places without written permission issued by the Judge Executive.
17. No signs, placards or notices shall be attached to poles, stanchions or supports constructed primarily for other purposes or functions which would under this ordinance constitute a ground or projection sign or temporary sign.
18. All abandoned signs or signs relating to abandoned use shall be removed within thirty (30) days after abandonment and such removal shall be responsibility of the owner of the sign. If not removed within thirty (30) days a \$50.00 fine could be leveled to the owner of the sign.
19. All signs shall be maintained by the owner in a good state of repair. Painted faces or structural members shall be repainted whenever peeling or fading occurs. Neon tubes, lamps, ballast and transformers shall be kept in a safe working condition. The Administrator or their appointee may order the removal of any sign which becomes a public hazard due to lack of maintenance or repair.

4.2.7d. Permits: A sign permit shall be required for all signs, except as specified in Section 4.4, for the placement of all signs. Sign permit applications shall be made upon forms provided by the Administrator. All signs shall comply with the provisions of this ordinance and it shall be the duty of the Administrator or appointee to examine the specifications and premise involved for compliance of all applications. The application will contain the following information.

1. Name of applicant, location of business and a contact number
2. Plans (blueprints) for proposed sign.
3. Materials to be used for construction of the sign.
4. Proposed location of the sign on the building or property or off-site location.
5. Sketch of the proposed sign and wording to be used (if sign is for a specific business or other type of advertisement).

Sign Permit fee shall be:

_____ \$75.00 for each new approved sign
_____ \$50.00 for each existing sign revitalized
_____ \$50.00 for each neighborhood business sign

4.2.7e. Location:

1. Industrial and General Business Districts - No outdoor advertising sign or display shall be erected, placed, painted, or repainted or hung nearer to any street right-of-way line upon which said display faces the building lines provided in zones where the use is permitted except that one sign advertising the primary nature of the business or industry conducted on the premises may be placed not closer than six (6) feet to the street right-of-way line, but in no case be permitted to obstruct the view of traffic.

2. Neighborhood Business District- Only one ground sign shall be permitted per Neighborhood Business (Home Occupation). No billboards or projection, wall or roof signs shall be permitted.

4.2.7f. Size and Placement

1. Industrial and General Business Districts- A single sign, billboard or advertising device containing no more than 200 square feet (including border) shall be permitted in industrial, general business zones. No more than four (4) signs may be erected together containing no more than two hundred (200) square feet each in total. Any other sign or billboard shall be at least two thousand (2000) feet from this point.
2. Neighborhood Business- All outdoor advertising signs shall have no more than twelve (12) square feet. No sign shall exceed three (3) feet in height once constructed.

4.2.7g. Maintenance and Compliance-All signs existing at the time of the enactment of this regulation and not conforming to its provisions shall be considered nonconforming signs. Non-conforming signs may be continued as long as the sign is maintained in good condition. If for any reason the non-conforming sign is damaged or not maintained the Administrator or their appointee may order the removal of any sign which becomes a public hazard if not repaired or maintained within sixty (60) days of being damaged or notified. The non-conforming sign may not be replaced without obtaining a permit from the Administrator. Any and all repairs to an existing sign must not significantly change the structure of the original sign.

4.2.7h. Penalties- Any sign erected in Meade County without a sign permit is subject to a fine not to exceed fifty (\$50.00) dollars to the business and/or individual erecting the unauthorized sign. Any owner causing or allowing a violation of any of the provisions of this regulation shall be deemed guilty of a misdemeanor and, upon conviction thereof, be fined not less than twenty five dollars (\$25.00) nor more than one hundred (\$100.00) dollars. Each twenty-four (24) hour period of said violation shall be deemed a separate offense.

If any part of this Ordinance shall be held invalid, such part shall be deemed severable and the invalidity thereof shall not affect the remaining parts of this ordinance.

Given first reading on the ____ day of _____, 2015;
Given second reading on the _____ day of _____, 2015, 7:00 pm EST at the Meade County Courthouse, 516 Hillcrest Drive, Brandenburg, KY 40108;
Adopted by the Fiscal Court of Meade County, Kentucky on the ____ day of _____, 2015.

MEADE COUNTY FISCAL COURT

ATTEST TO:

BY: _____

GERRY LYNN
Meade County Judge Executive

TAMMY WEICK
Fiscal Court Clerk

APPROVED AS TO FORM:

BY: _____
JESSICA BROWN ROBERTS
MEADE COUNTY ATTORNEY