

**CITY OF RUSSELLVILLE, KENTUCKY
ORDINANCE NO. 2007-08**

AN ORDINANCE AMENDING ORDINANCE NO. 84-4, "AN ORDINANCE DIVIDING THE CITY OF RUSSELLVILLE AND AREAS WITHIN ITS JURISDICTION INTO ZONES, SETTING FORTH GOALS, OBJECTIVES, AUTHORITY, THE TITLE TO WHICH THE ORDINANCE MAY BE REFERRED, GUIDELINES FOR INTERPRETATION THEREOF, AND DEFINITIONS; DIVIDING THE CITY INTO DISTRICTS AND BOUNDARIES AND PROVIDING FOR THE ZONING OF ANNEXED LANDS; STATING GENERAL PROVISIONS APPLICABLE TO ZONING DISTRICTS; DESCRIBING THE ZONING DISTRICTS AND THE BASIC REQUIREMENTS; STATING PROVISIONS APPLICABLE TO MOBILE HOMES AND MOBILE HOME PARKS; STATING PROVISIONS APPLICABLE TO PLANNED DEVELOPMENTS; STATING PROVISIONS APPLICABLE TO ZONING ADMINISTRATION; PROVIDING FOR AMENDMENTS TO THIS ORDINANCE WITH A SEVERABILITY CLAUSE AND A REPEALER CLAUSE PROVIDING FOR THE EFFECTIVE DATE AND RECORDING OF THIS ORDINANCE AND ALL AMENDMENTS THERETO" BY AMENDING ARTICLE 4 PERTAINING TO SIGNS AND ADVERTISING DEVICES; AND BY AMENDING ARTICLE 10 PERTAINING TO DEFINITIONS FOR SIGNS AND ADVERTISING DEVICES; WITH REPEALER CLAUSE, SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE

** ** **

WHEREAS, on March 19, 1984, the City Council in and for the City of Russellville, Kentucky, enacted Ordinance 84-4 (as amended from time to time), and

WHEREAS, the City Council deems it to be in the best interests of the health, safety and welfare of the citizens of the City of Russellville to amend the Ordinance regarding signs and advertising devices, and definitions for signs;

NOW, THEREFORE, be it ordained by the City Council in and for the City of Russellville, Kentucky, as follows:

SECTION I. The following amendments are to be made:

Article 4 is hereby amended as follows:

4.1 PURPOSE OF ARTICLE

It is recognized by the City of Russellville that the business owner has the right under free speech to identify his business and that that business contributes to the economic well being of the community. The City feels that this right can be exercised in such a way as to bring enormous benefit to the consumer, the public, and the business owner, without impacting negatively the welfare of the business. The responsible regulation of signs will improve business opportunities

as well as enhance the attractiveness of the City. Furthermore, it is the purpose of the code to allow for the design of signs which are responsive to the needs of the public in locating a business establishment by identification, address, product, and/or services. In order for a business to determine the applicability of the sign(s) which has been chosen for their business within the guidance of this ordinance, refer to the "Sign Definition Section" for additional clarification. Most signs fall within the categories of pole/pylon, wall-mounted, ground-mounted, free standing, billboard, projecting (blade), suspended (pendant), awning/canopy, and face to face signs. However, other signs types are used and the business owner should know how to adequately describe the sign when they are making the written application to the Zoning Administrator for a permit.

- 4.1.1 To assure maximum visibility along streets and to prevent unreasonable distractions for motor vehicle operators.
- 4.1.2 To preserve and enhance natural scenic beauty and historical sites by the avoidance of unsightly cluttering of signs and devices.
- 4.1.3 To promote pedestrian safety.
- 4.1.4 To facilitate police and fire protection.
- 4.1.5 To provide for orderly and visible informative advertising opportunities for all businesses and attractions which benefit from appropriate signs and advertising devices.
- 4.1.6 ~~To protect free speech, by providing that the specific content of sign messages be determined by the sign owner, and that the content of sign messages be distinguished only for the purposes of determining the appropriate locations for signs based on their functions and features.~~

4.2 SCOPE OF ARTICLE

- 4.2.1 The provisions of this section shall apply to the construction, erection, use, location, and maintenance of signs in all districts. See Article 4.18. The provisions of this Chapter shall apply to signs existing on the effective date of this Chapter.
- 4.2.2 Signs in legal existence on the effective date of this Chapter, but not in conformity with it, may remain in place; but the non-conforming sign shall not be extended, enlarged, or moved to occupy another portion of land or structure except in conformity with this Chapter. See also Section 4.20.

4.2.3 Only routine maintenance may be performed on the sign and its structure until such time as the sign is brought into conformance with these regulations.

4.2.4 Unless otherwise permitted by this Chapter, no new sign may be erected, constructed, or displayed within the planning area after the effective date of this Chapter unless all the provisions of this Chapter are met.

4.3 EXEMPT SIGNS

The following types of signs are exempt from permit requirements, ~~but must be in conformance with all other requirements of this article.~~

4.3.1 Signs that are not visible beyond the boundaries of the lot or parcel upon which they are located or from any public right of way.

4.3.2 Non-illuminated incidental signs under two (2) square feet in area. For example, Entrance and Exit signs.

4.3.3 Official traffic or government signs.

4.3.4 Temporary signs erected to warn of danger or hazardous conditions as long as the hazard exists.

4.3.5 Signs displayed on trucks, buses, trailers, or other vehicles that are being operated in the normal course of a bona fide business or transportation service. This exemption does not include signs placed on vehicles or trailers which are parked or located for the primary purpose of displaying said sign.

4.3.6 Signs or other displays that are located inside buildings which may be incidentally visible from public right-of-way and which are not primarily intended to communicate a message to or attract the attention of people moving about public right-of-way.

4.3.7 Temporary traditional displays or decorations, when such are clearly incidental to and customarily and commonly associated with any national, local, or religious holiday, celebration or festival.

4.3.8 Construction signs of thirty-two (32) square feet or less, which shall include the name of the business, contact person and phone numbers for emergency situations.

- 4.3.9 Signs attached to or incidental to retail product dispensers.
- 4.3.10 Signs displayed on, or incidental to vehicles that are for sale provided that the primary purpose of such vehicle is not for the display of the sign.
- 4.3.11 Signs and other displays located inside a building on or behind the window glazing and intended to communicate a message or to attract the attention of people moving about on the public right of way, however the total coverage on any window shall not exceed twenty (20%) of the total glazed area.

4.4 SIGNS SUBJECT ONLY TO LIGHTING PROVISIONS

The following signs are generally outside the scope of this chapter and therefore shall be required to comply only with the general provision of this article relating to lighting: However any lighting that is provided shall be installed in such a manner as to not cause a hazard or inhibit the visibility of the motoring public.

- 4.4.1 Signs authorized to be erected under local, state, or federal laws which identify streets, address numbers or public facilities, describe historic sites or districts, accommodate the delivery of mail, announce and promote special community events, or communicate public information such as Wayfinding signage may be lighted.
- 4.4.2 Works of fine art, commemorative plaques, grave markers, similar devices which in no way depict, identify, or advertise a product or business may be lighted by indirect lighting.
- 4.4.3 Noncommercial symbols, flags, pennants or insignia of governments, or of religious, civic, fraternal, or educational institutions (except that such symbols used in connection with commercial promotions or as advertising devices shall comply with applicable regulations of this article and may be lighted.
- 4.4.4 ~~Signs and other displays located inside a building window and intended to communicate a message or to attract attention of people moving about public right of way~~
- 4.4.5 ~~Signs attached or incidental to retail product dispensers.~~
- 4.4.6 ~~Signs displayed on and incidental to vehicles that are for sale provided that the primary purpose of such a vehicle is not for the display of signs.~~

4.5 SIGNS PROHIBITED

The following types of signs are prohibited in all districts:

- 4.5.1 Abandoned signs.
- 4.5.2 Signs imitating or resembling official traffic or government signs or signals.
- 4.5.3 Signs placed on vehicles or trailers which are parked or located for the primary purpose of displaying said sign. (This does not apply to signs or letters on buses, taxis, or vehicles operating during the normal course of business.)
- 4.5.4 Electronic signs that provide continuous streaming changeable copy within the visibility of any right of way on any street or highway. Animated signs may be approved by the sign committee provided such signs are located outside the Historic District.

4.6 SIGNS AND PUBLIC RIGHTS-OF-WAY

No sign shall be erected on or overhanging the edge of any public right-of-way unless specifically provided in this article and it meets the requirements outlined in 4.15.2.A.

4.7 SIGNS AND TRAFFIC VISIBILITY

All signs erected near street and driveway intersections shall comply with the dimensional requirements of traffic visibility sight triangles, as specifically provided in Article 3 of this chapter.

4.8 CHANGEABLE COPY

~~Any Signs may include manual changeable copy or electronic changeable copy, but in no case shall the changeable copy be continuous streaming when located on any street or right of way. No sign shall include electronic changeable copy unless specifically provided in this article.~~ The changing of such copy on permitted signs shall not require a permit unless otherwise provided by this article.

4.9 ANIMATION

~~No sign shall be animated unless specifically provided in this article.~~ Animated signs conforming with all other applicable sections of this Ordinance may be

approved by the sign committee except no animated sign shall be permitted within the historic district. (Refer to 4.3.7)

4.10 CONSTRUCTION AND SAFETY STANDARDS

All signs shall be erected in accordance with all applicable requirements of locally enforced building, fire, electrical and safety codes.

4.11 MAINTENANCE

All signs shall be properly maintained. Exposed surfaces shall be clean and painted if paint is required. Defective parts shall be replaced. ~~The Zoning Administrator~~ The Code Enforcement Board shall have the right to order the repair or removal of any sign which is defective, damaged, or substantially deteriorated.

- 4.12 In the event a business ceases operation for a period of one (1) year or more, the owner of the property shall be responsible for the removal of all signs. If the property owner or lessee fails to comply with this section, the Zoning Administrator will notify Code Enforcement Board of the sign ordinance violation. The Code Enforcement Board shall issue a Notice of Violation giving the owner thirty (30) days to comply. Upon failure to do so, the Code Enforcement Board shall issue fines not to exceed \$25.00 per day as long as the violation exists or shall authorize the City or instruct the City to hire an individual contractor to remove the sign and all non-compliance supporting structures from the premises. The cost of the removal and disposal of the sign and all appurtenances shall be billed to the property owner who has ultimate responsibility. Nonconforming signs, which have been abandoned for one (1) year at the time this sign ordinance is approved shall be referred to the Code Enforcement Boards for action as previously described.

4.13 LIGHTING

Unless otherwise prohibited by this chapter, all signs may be illuminated.

4.14 SIGN COMMITTEE

- 4.14.1 There is hereby created a sign committee which shall consist of the Mayor, a council member, the zoning administrator (who shall serve in a non-voting advisory capacity), the chairperson of the Design Committee one (1) member of Main Street Russellville, Inc., and two (2) representatives from the central business district.

4.14.2 The sign committee shall be appointed by the Mayor. With the exception of the Mayor and non-voting zoning administrator all other committee members shall serve for two years. The sign committee shall have those responsibilities as set forth in this chapter.

4.14.3 The Mayor shall serve as the chairman of the committee and the committee shall meet at the call of the Mayor ~~or Zoning Administrator.~~

4.15 SIGNS PERMITTED IN ZONING DISTRICTS

4.15.1 RESIDENTIAL DISTRICTS

A. Unlighted real estate signs advertising the sale, rental, or lease of land ~~the premises on which they are maintained. Such signs must~~ shall not exceed ten (10) square feet in area, and are to be used only temporarily, real estate signs must be displayed at least five (5) feet from all lot boundaries and located on the property in question.

B. An indirectly lighted sign advertising home occupations may not exceed ~~two (2)~~ four (4) square feet in area and must be affixed to the front of the building in which the activity is carried on. Bed and Breakfast facilities signage shall be per section 4.15.7.

C. Churches, schools, and other public and semi-public institutions may ~~erect bulletin boards not exceeding twenty (20) square feet in area~~ be permitted (1) one freestanding sign per street front boundary, which may include an accessory bulletin board, but the total sign area shall not exceed fifty (50) square feet. Churches not located in residential districts may apply for signage as individual commercial establishments per section 4.15.2.B.

D. Subdivisions or recreational vehicle parks may be identified by one non-illuminated sign at each entrance. These signs shall not exceed thirty two (32) square feet in area.

E. Apartment complexes containing eight or more dwelling units may be identified by a permanent sign of no more than thirty-two (32) square feet in area.

F. ~~All-allowed~~ Permitted freestanding signs shall have a maximum height limit of five (5) feet. The freestanding sign shall have a

setback of ~~twenty (20)~~ ten (10) feet from any public right-of-way or in the event the principal building is located closer than ~~twenty (20)~~ ten (10) feet to a public rights-of-way, the freestanding sign will be placed next to the building parallel with the building shall be placed perpendicular or parallel next to the building.

4.15.2 BUSINESS AND COMMERCIAL DISTRICTS

A. In the Central Business District, on-premise signs are permitted, but all signs must be compatible with the historical nature of the district. The use of lighting shall be permitted, but signs that are placed on the building in a flat manner shall not extend more than twelve (12) inches from the face of the building and shall not exceed more than ten (10) percent of the building face to a maximum of fifty (50) square feet. A business shall be permitted one (1) additional accessory sign in the form of a blade, pendent or vertical sign but the size of the accessory sign shall not exceed three (3) square feet and shall not be lower than eight (8) feet from the surface below.

1. For buildings located on corner lots, an application may be permitted for two (2) permanent signs installed in a flat manner, pendent type or a combination of each. However, the size of each sign shall be reduced to where the total sign exposure is not more than fifty (50) square feet.
2. Signage that is painted directly on the building, canopy or awning, shall be permitted as a form of advertising. This type of signage shall not exceed 150 square feet in total area and shall be subject to fee schedule and maintenance as any other standard sign
3. Prior to the erection or installation of any sign, a certificate of approval must be issued by the Sign Committee, certifying that the sign is in compliance with the Secretary of the Interior's Standards for Rehabilitation and with the Design Guidelines adopted by the Main Street Russellville, Inc. and the City Council of City of Russellville. No flashing lights of any kind shall be permitted in the Central Business District.

B. Outside the Central Business District, individual establishments in a commercial district which are not within a shopping center or a Planned Commercial District may choose to display either a free standing sign, or to hang a sign perpendicular to the front of the

establishment. Such signs must not exceed one hundred (100) square feet in area, and the outermost edge of the sign must be at least ten (10) feet from the front property line. These signs may be lit so long as they are not illuminated in such a way as to constitute a hazard inhibiting the vision of vehicle operations. Retail gasoline sales establishments may also have one additional sign to display its prices and said sign shall not exceed fifty (50) square feet. ~~The sign committee established pursuant to section 4.13 above shall also have the authority to approve nonconforming signs outside of the central business district if it is determined that said sign will not detract from or interfere with any surrounding buildings and will comply with the general planning of the area. See 4.20 for additional regulations.~~

- C. Prior to the erection or installation of any sign in the Historic District, an application shall be made to the Zoning Administrator and shall be reviewed and approved by the City of Russellville Sign Committee. The application must be made in writing and include drawings for attachment, design, and dimensions of the sign.

4.15.3 SHOPPING CENTERS

A shopping center may have one (1) free standing sign not exceeding one hundred (100) square feet in area and a directory of occupants not exceeding fifty (50) square feet. The total size of these signs combined, shall not exceed one hundred fifty (150) square feet. Signs on stores or service establishments within the shopping center shall be placed on buildings in a flat manner, extending no more than twelve (12) inches outward from the building.

4.15.4 PLANNED COMMERCIAL DEVELOPMENTS

Each planned commercial development shall be permitted two (2) free standing signs not over thirty (30) feet in height, or more than one hundred fifty (150) square feet in area, and directory of firms not exceeding one hundred (100) square feet. Other signs in the development shall be attached to the buildings in a flat manner and shall not extend from the building more than twelve (12) inches.

4.15.5 OFFICE AND PROFESSIONAL DISTRICT

Office or professional buildings may be designated by one (1) free standing sign not exceeding one hundred fifty (150) square feet in

area bearing the name of the building or complex, and listing the names of the tenants. Individual signs of tenants shall be affixed to the front or sides of the structure, or upon doors or windows.

4.15.6 INDUSTRIAL DISTRICTS

- A. Industrial parks designed for multiple occupancy shall be permitted one (1) free standing identity sign not to exceed one hundred fifty (150) square feet in area for each roadway or street which borders the park. NO sign may be located closer to the street rights-of-way than twenty (20) feet.
- B. Individual industry locations shall be permitted one (1) free standing sign not exceeding one hundred fifty (150) square feet in area for each street which borders its property. Such sign shall not be located closer than twenty (20) feet from a property line. Two signs not exceeding an aggregate of one hundred (100) square feet may be affixed flat against buildings.
- C. Each industry, whether in a park, or occupying a separate lot, shall be permitted one (1) free standing sign of not more than twenty (20) square feet for directional purposes to assure the convenience of vendors and visitors.

4.15.7 BED AND BREAKFAST SIGNAGE

Bed and Breakfast establishments shall meet requirements of applicable zoning districts and shall be permitted a maximum sign area of twelve (12) square feet. For buildings located on corner lots two indirectly lighted signs are permissible, one on each street front, but in no case shall the total area of both signs exceed twelve (12) square feet. Signs may be placed perpendicular or parallel to the street front but shall not be closer than ten (10) feet to any property line.

4.16 TEMPORARY SIGNS

The following sign shall be permitted on a temporary basis in all districts and shall not require a permit unless otherwise noted:

- 4.16.1 ~~One (1) construction signs for each street the lot on which the advertised project is located which~~ Construction sites and projects shall be permitted one (1) sign for each major contractor. The signs may identify the architects, engineers, contractors and other

individuals or firms which are involved in a permitted project. Product logos may be displayed, but no additional advertising shall be allowed. Such signs shall be restricted to an area of thirty two (32) square feet for each firm contractor or subcontractor. The signs must be restricted to the construction site, and shall be removed within fourteen (14) days after the completion of the advertised project. The signs shall include emergency phone numbers on each respective sign.

- 4.16.2 Real estate signs advertising the sale, rental, or lease of premises shall be restricted to a total of thirty two (32) square feet for properties other than residential. For residential properties the limit shall be ten (10) square feet. These signs shall not be illuminated, and must be removed within fourteen (14) days after the sale, lease, or rental by the seller, lessor, or his agent. Directional signs leading to the property are classified as a Temporary Sign.
- 4.16.3 Signs advertising an auction shall be limited to thirty-two (32) square feet in size, and shall be removed within seven (7) days after the auction occurs. Directional signs leading to the property are classified as a Temporary Sign.
- 4.16.4 Private (i.e. not funded by the candidate or the candidate's campaign committee) [p]olitical campaign signs announcing the candidacy of individuals or those which seek support for or against a proposition to be voted on may be placed upon private property with the consent of the owner(s). Such political signs must not exceed twenty (20) square feet in area, and must Signs that are located on private property shall not exceed twenty (20) square feet in area, must not be set prior to thirty (30) days before the election and removed within seven (7) days after the vote is taken. No sign shall be placed on the right of way of any street or highway.
- 4.16.5 Street banners advertising a public entertainment or event shall require the approval of the Zoning Administrator. Such approval may be given for a period of ~~fifteen (15)~~ thirty (30) days prior to the event. The banners must be taken down within seven (7) days after the event takes place. A minimum clear view zone ~~is to~~ shall be maintained in accordance with section ~~3-022~~ 3.13 of the zoning ordinance.
- 4.16.6 Temporary on premise banners advertising an event or product or service require the approval of the Zoning Administrator. Such

approval may be given for a period of thirty (30) days and then ~~must~~ shall be removed from premises on or before the permitted time limit expires. A minimum clear view zone ~~is to~~ shall be maintained in accordance with section 3.13 of the zoning ordinance.

4.17 PORTABLE SIGNS

4.17.1 ~~Within any commercial zoning district, except B-1, and planned commercial developments or shopping centers, mobile, portable signs shall be permitted for periods of thirty (30) days for the purpose of advertising special events or sale specials which may be offered by an enterprise. Such signs must be placed so as not to obstruct the motorist's view of the right of way, and must be set back at least to the mid-point of the required setback line and the traveled portion of the roadway. In no instance shall such sign be closer than ten (10) feet to the roadway. With the exception of the Central Business District, portable or mobile signs may be permitted within any commercial zoning district, planned commercial development or shopping center, for periods of thirty (30) days. The sign placement shall require a minimum clear view zone in accordance with section 3.13 of the zoning ordinance. In no instance shall the sign be installed closer than ten (10) feet of the roadway.~~

4.17.2 A permit for the placement of portable signs must be obtained from the Zoning Administrator. Permits will be valid for a period of ~~fifteen (15)~~ thirty (30) days. Additional permit time periods may be issued by the Zoning Administrator in increments of thirty (30) days, not to exceed one (1) year. ~~for additional periods of time, not to exceed thirty (30) days.~~ All permits for extension of time must be obtained from the Zoning Administrator in the same ~~manner~~ manner as the original permit and shall be treated as a new permit each twelve (12) month period.

4.16.3 ~~The fee for the issuance of a portable sign permit shall be fifteen dollars (\$15.00) for each thirty (30) day period.~~

4.18 PERMANENT SIGNS, BILLBOARDS

4.18.1 Permanent signs, such as billboards, are classified as structures within the meaning of this chapter and require that a permit be obtained prior to erection or construction.

4.18.2 No billboards shall be permitted in any residential district or ~~B-1~~ in the Central Business District.

4.18.3 Unless otherwise permitted by another section of this chapter, the following maximum dimensions apply to billboards:

- A. Maximum area - Four hundred (400) square feet.
- B. Maximum height- Forty (40) feet. Height shall be measured from the average grade level at the base of the sign; however, if the average level at the base of the sign is lower than the average grade level of the adjacent highway then the maximum height shall be thirty (30) feet, measured from the average grade level of the highway.
- C. Minimum distance from rights-of-way or property line- Twenty (20) feet.

4.19 PERMITS FOR SIGN CONSTRUCTION OR ERECTION

4.19.1 Applications for the construction or erection of new permanent signs, or for modification of existing billboards and signs, shall be ~~made to the zoning administrator on forms to be provided by him~~ obtained from the office of the zoning administrator.

4.18.2 ~~A fee in the amount of one dollars (\$1.00) per square foot subject to a minimum fee of twenty five (\$25.00) shall accompany the application to defray the cost of issuing a permit and for the inspection of the sign after its installation.~~

4.19.2 Buildings located on corner lots may have two principal advertising signs. One sign may be installed on each side of the building facing the street but the combined total sign coverage shall not exceed the sign area for any given use or district.

4.20 NON-CONFORMING SIGNS

Any non-conforming sign which is removed from the property, modified in a way that requires a building permit, or is relocated to another location on the same property must conform with this chapter. A business owner may appeal for relief to the Sign Committee, which is established pursuant to section 4.14. The Sign Committee has the authority to issue a variance and approve nonconforming signs in any district if it is determined that the sign in question will not detract from, nor interfere with any

surrounding buildings and will comply with the general planning of the area. See also Section 4.2.2.

4.21 WAYFINDING SIGNAGE

The City of Russellville shall establish and locate wayfinding features such as signs or visitor information kiosks through out the city. The objective of wayfinding information is to provide assistance to the resident, traveler or visitor so that they may easily locate points of interest within the City or in the outlying areas. The signs may be grouped to form a kiosks or be pole or ground mounted. The kiosks shall be located within or under a protected structure. The kiosks location or structure will be identified or designed by the City (or its designee) with the intent of protecting the individual reading the information, as well as, the signs and other written material such as maps from the inclement weather. Wayfinding signs may also take the form of directional blade boards on city owned poles or ground mounted devices. The wayfinding signs and information are under the control of the City of Russellville. Wayfinding signs will be placed in or on City property or may be placed on private property with an easement and will be maintained by the City of Russellville.

4.22 COMPUTATION FOR SIGN FACE AND HEIGHT

The area of a sign face shall be computed by means of the smallest square, circle, rectangle, triangle, or combination thereof that will encompass the extreme outer limits of the writing, representation, emblem, or other display, together with any material or color forming an integral part of the background or the display or used to differentiate the sign from the backdrop or structure against which it is placed, but not including the backdrop or structure against which it is placed. The sign face does not including any supporting framework, bracing, or decorative fence or wall when such fence, wall or mounting device is clearly incidental to the display itself. The height of a sign shall be computed as the distance from the base of the sign at normal grade to the top of the highest attached component of the sign.

CITY OF RUSSELLVILLE

SIGN PERMIT FEE SCHEDULE

<u>Permanent signs in commercial areas</u>	<u>\$50.00 minimum</u>	<u>or</u>	<u>\$2.00 per square foot</u>
<u>Billboards</u>	<u>\$200.00 minimum</u>	<u>or</u>	<u>\$2.00 per square foot</u>

<u>Portable signs</u>	<u>\$50.00 per sign</u>	<u>and \$15.00 per month (in 30 day Increments)</u> <u>Up to one year duration</u>
<u>Accessory signs</u>	<u>\$25.00 per sign</u>	<u>Flat fee (3 square feet maximum)</u>
<u>Home business</u>	<u>\$25.00 per sign</u>	<u>Flat fee (4 square feet maximum)</u>
<u>Bed and Breakfast</u>	<u>\$50.00 per sign</u>	<u>Flat fee (12 square feet maximum)</u>
<u>Banners (business)</u>	<u>\$50.00 per banner</u>	<u>or \$2.00 per square foot (30 days only)</u>
<u>Banners (Public Event)</u>	<u>\$50.00 per banner</u>	<u>Refundable when removed</u>
<u>Election signs</u> <u>(paid for by candidate or candidate's campaign)</u>		<u>\$25.00 refundable registration</u>

All permitted, non-political, signs located within the Historic and Central Business District, shall be approved by the Sign Committee. A copy of this Schedule shall be furnished with the permit application.

C. Article 10 is hereby amended as follows:

For the purpose of this Zoning Regulation, certain terms shall be interpreted as follows:

When not inconsistent with the context, words used in the present tense include the future tense, words in the singular number include the plural, words in the plural number include the singular. The word "person" includes association, firm, partnership, trust, governmental body, corporation, organization, as well as an individual. The word "structure" includes building. The word "occupied" includes arranged, designed, or intended to be occupied. The word "used" includes arranged, designed or intended to be used. The word "shall" is always mandatory and not merely directive. The word "may" is permissive. The word "should" is a preferred requirement. The word "lot" includes the words "plot" or "parcel". Words with self-evident meanings are not defined.

For the purpose of this chapter the following definitions shall apply unless the content clearly indicates or requires a different meaning.

ALLEY: Any public or private way set aside for public travel less than 20-foot right-of-way.

ALTERATION: Work that changes the appearance of the exterior of a landmark or a building or structure in a historic district or on a landmark site regardless of whether the work requires a permit from the government.

ANIMATED SIGN: Any sign which includes action, motion, or illusion of motion, designed electronically, usually to give messages by means of slight progressive changes. This definition includes signs with rotating panels, generally referred to as trivision signs. Signs with streaming messages are defined below and are not permitted.

BUILDING: Any structure constructed or intended for residence, business, industry, for either public or private purposes, or accessory thereto, and including tents, lunch wagons, dining cars, house trailers, billboards, signs, and similar structures whether stationary or movable.

ACCESSORY BUILDING: A subordinate building, the use of which is incidental to that of a principal building on the same lot.

PRINCIPAL BUILDING: A building including covered porches and paved patios, in which is conducted the principal use of the lot on which it is situated. In any residential district any dwelling shall be deemed to be the principal building on the lot of which the same is situated.

CERTIFIED LOCAL GOVERNMENT: A government meeting the requirements of the National Historic Preservation Amendments Act of 1980 (P.L. 96-515) and the implementing regulations of the U.S. Department of the Interior and the Kentucky State Historic Preservation Office.

CHANGEABLE COPY SIGN/READER BOARD: A sign or portion thereof with characters, letters, or illustrations that can be changed or rearranged without altering the face or the surface of the sign.

COMPREHENSIVE ZONING MAP: A map prepared by the Logan County Joint Cities-County Planning Commission of territory proposed to be annexed by the City of Russellville. The map shall show the current property owners, their addresses, and the proposed zoning of each parcel of land proposed to be annexed by the City of Russellville. The map will also show the names and addresses of all property owners contiguous to the areas proposed to be annexed. The names and addresses of property owners may be prepared in a list separate from the map.

CONDITIONAL USE: A use which has certain characteristics which may be detrimental to the neighborhood, but which may be permitted within a district other than a permitted use, requiring a conditional use permit and approval of the Board of Adjustments.

DEMOLITION: Any act that destroys in whole or in part a landmark or a building or structure in a historic district or on a landmark site.

DENSITY: A unit of measurement: the number of dwelling units per acre of land.

GROSS DENSITY: The number of dwelling units per acre of land to be developed prior to dedication of public rights-of-way.

NET DENSITY: The number of dwelling units per acre of land which is suitable for building after dedication of public rights-of-way, open space or other public areas.

DWELLING: A house, townhouse, apartment building or other buildings used primarily for human habitation that meet the minimum requirements of the Kentucky Building Code. The word "DWELLING" shall not include boarding or rooming houses, hotels, motels, house trailers, or other structures designated for transient residence.

SINGLE FAMILY DWELLING: A dwelling consisting of a single dwelling unit only, separated from other dwelling units by open space.

TWO FAMILY DWELLING: A dwelling consisting of two dwelling units which may be either attached side by side or one above the other and each unit having a separate or combined entrance or entrances.

MULTI-FAMILY: A dwelling consisting of three or more dwelling units including condominiums with varying arrangements of entrances and party walls.

DWELLING UNIT: One or more rooms connected together, constituting a separate, independent housekeeping establishment for owner occupancy, or rental or lease on a weekly, monthly, or longer basis and physically separated from any other rooms or dwelling units which may be in the same Structure and containing independent cooking and sleeping facilities.

FAMILY: One or more persons occupying a premises and living as a single nonprofit housekeeping unit as distinguished from a group occupying a hotel, club, nursing homes, fraternity, or sorority house.

HEIGHT OF BUILDING: The distance from the established average sidewalk grade street grade, or finished grade at the building line whichever is the highest point of the building.

HISTORIC DISTRICT: An area meeting one or more of the criteria contained in Section 5A.064 of this ordinance.

HOME OCCUPATION: Any use customarily conducted within a dwelling carried on by a member or members of a family residing on the premises, which is clearly incidental to

the residential use and which does not alter the character thereof by reason of noise, odor, traffic generation or otherwise change the character of the sill rounding area.

INDUSTRY: The activity of assemble, conversion or appearance of physical materials or chemical elements, natural or manmade, in anticipation of enhanced economic value of usefulness.

LANDMARK: A building, structure or site meeting one or more of the criteria contained in Section 5A.064 of this ordinance.

LANDMARK SITE: The land on which a landmark and related buildings and structures are located and the land that provides the grounds, the premises or the setting for a landmark.

LOADING SPACE OFF STREET: Space logically and conveniently located for bulk pickups and delivers, scaled to delivery vehicles expected to be used, and accessible to such vehicles when required off street parking spaces are filled.

LOT: A piece, parcel, or plot or land occupied by or to be occupied by one principal building and its accessory buildings and including the open spaces required.

LOT COVERAGE: The ratio of enclosed ground floor area of all buildings and parking on a lot to the horizontally projected area of the lot, expressed as a percentage.

LOT FRONTAGE: The front of a lot shall be construed to be the portion nearest the street. For the purpose of determining yard requirements on corner lots and through lots, all sides of a lot adjacent to streets shall be considered frontage.

MINIMUM AREA OF LOT: The area of a lot which is computed exclusive of any portion of the right-of-way of any public street.

LOT OF RECORD: Any lot which is duly recorded and on file at the time of enactment of these regulations in the office of the County Clerk.

LOT WIDTH: The distance between straight lines connecting front and rear lot lines at each side of the lot, measured across the rear of the required front yard. Provided, however, that width between side lot lines at their foremost points (where they intersect with the street line) shall not be less than 80 percent of the required lot width except in the case of lots on the turning circle of cul-de-sacs, where the 80 percent requirements shall not apply.

MANUFACTURED HOUSING: Factory built single family structures that meet the National Manufactured Home Construction and Safety Standards Act (42 U.S.C. Sec.

5401) commonly known as the HUD (U. S. Department of Housing and Urban Development) code.

MOBILE HOME: Any vehicle or similar portable structure used or constructed to permit its use as a conveyance upon the public streets and designated to permit the occupancy thereof as a residence for one or more persons.

MOBILE HOME PARK: Any area of land upon which two or more occupied mobile homes are located and intended for lease or rent of individual spaces. The term "mobile home park" includes any land, building or structure used or intended for use as part of the facilities of the mobile home park.

MOBILE HOME SUBDIVISION: Any area of land upon which two or more occupied mobile homes are located, and The term "mobile home subdivision" including any land or structure used or intended for use as an integral part of the mobile home subdivision.

MODULAR HOUSING: A dwelling unit constructed in accordance with the standards set forth in the Kentucky Building Code and composed of components substantially assembled in a manufacturing plant and transported to the building site for final assembly on a permanent foundation. The term does not include a mobile home, recreational travel trailer or recreational motor vehicle as defined herein.

NON-CONFORMING USE: A use of a building or land lawful at the time of enactment of these regulations that does not conform with the permitted use provision of these regulations for the district in which it is located.

PARKING SPACE-OFF STREET: Usable and accessible open space designed and designated for temporary automobile storage consisting of an area adequate for parking an automobile with room for opening doors on both sides and the properly related access ways.

PLANNED COMMERCIAL DEVELOPMENT: Two (2) or more retail stores or business establishments, or one retail store and one service establishment sharing customer parking areas, regardless of whether or not said stores and establishments occupy separate structures or are under separate ownership.

PLANNED INDUSTRIAL PARK: An area of land under single ownership or control of one person and available to industrial or business establishments in a pre-planned environment.

PLANNED RESIDENTIAL DEVELOPMENT: An area of land under single ownership or control of one person and available to the public containing a variety of housing types in a pre-planned environment.

PLANNING COMMISSION: The Logan County Joint Cities-County Planning Commission.

PRESERVATION BOARD: The Russellville Historic Preservation Board.

RECREATIONAL TRAILER/VEHICLE: A vehicle which provides sleeping and other facilities for short periods of time, which traveling or vacationing designed to be towed behind a motor vehicle or self-propelled and includes such vehicles commonly known as travel trailers, camper trailers, pick-up coaches, motorized campers, motorized homes or other similar vehicles.

SETBACK: A line established by the zoning regulations generally parallel with and measured from the front property line defining the limits of a yard in which no building or accessory building or structure may be located above the ground, except as may be provided in these regulations.

SHOPPING CENTER: Two or more retail stores or business or service establishments or one retail store and business or service establishment share a common place name such as "shopping center", "market place" or similar identification.

STREAMING: A technique for transferring data such that it is processed as a steady and continuous stream of letters, words or videos.

~~*SIGN:* Any object, device, display or structure, or part thereof situated outdoors or indoors which is used to advertise, identify, display, direct or attract attention to an object, person, institution, organization, business, product, service, event or location by any means, including words, letters, figures, design, symbols, fixtures, colors, illumination or projected images.~~

~~*SIGN, ANIMATED:* A sign that uses movement or change of lighting, either natural or artificial, to depict action or create a special effect or scene.~~

~~*SIGN AREA:* The entire face of a sign including the advertising surface and any framing trim or molding, but not including the supporting structure.~~

~~*SIGN, BANNER:* A sign of lightweight fabric or similar material that is mounted to a pole or a building at one or more edges. National flags, state or municipal flag, or the official flag of an institution or business shall not be considered banners.~~

~~*SIGN, BILLBOARD:* A sign which directs attention to a business, commodity, service or entertainment conducted, sold or offered at a location other than the premises on which the sign is located. See off-premise sign.~~

~~*SIGN, CONSTRUCTION:* A temporary sign that contains a message relating to construction work in progress or upcoming on the premises where the sign is displayed.~~

~~*SIGN, FREESTANDING:* A sign that is attached to, erected on, or supported by some structure (such as a pole, mast, frame, or other Structure) that is not itself an integral part of or attached to a building or other structure having a function other than the support of a sign.~~

~~*SIGN, IDENTIFICATION:* A sign giving the nature, logo, trademark or other identifying symbol; address, or any combination of the name, symbol and address of a building, business development or establishment on the premises where it is located and containing no advertising.~~

~~*SIGN, OFF PREMISES:* A sign that draws attention to or communicates information about a business, service, commodity, accommodation, attraction, or other activity that is conducted, sold, or offered at a location other than the premises on which the sign is located~~

~~*SIGN, ON PREMISES:* A sign that draws attention to or communicates information about a business, service, commodity, accommodation, attraction, or other activity that is conducted, sold, or offered on the property where the sign is located.~~

~~*SIGN, PORTABLE:* A sign that is not permanent, affixed to a building, structure or ground.~~

~~*SIGN, TEMPORARY:* A sign that (i) is used in connection with a circumstance, situation, or event that is designed, intended or expected to take place or to be completed within a reasonably short or definite period after the erection of such sign; or (ii) is intended to remain on the location where it is erected or placed for a period of not more than 15 days; or (iii) is not permanently attached to the ground, building or other structure and which is designed or intended to be displayed for a short period of time.~~

SIGN DEFINITIONS (excludes street and speed signs):

Abandoned Sign: Signs that have been left by the business/building owner as a result of the closure of a business after a given period of time has elapsed based upon established guidelines defined by the regulating entity.

Awning/Canopy Sign: Signs attached or painted on to metal or canvas awnings and mansard porch covers describing the type or name of the business located within.

Banner: A sign attached to a strip of paper, cloth, vinyl or similar material containing commercial copy.

Bench Sign: A sign painted or attached to any portion of a bench or seating area and placed at areas such as bus stops or other high pedestrian traffic locations. Others are located at high count vehicle traffic areas where regulations allow.

Billboard Sign: A high pole sign, usually a rented space, periodically changed and located on a lot, usually not containing a building or structure.

Directory Sign: A sign which lists the names of the occupants of a multiple occupancy building.

Election Sign: A temporary sign directly associated with national, state or local elections.

Face to Face Sign: These signs usually fall in the "Free Standing" category and have identical information on each side and mounted vertically to the parallel plane of the building. Attorneys, Doctors and B&B's usually use this type of signage. Pole and pylon signs also use face to face advertising.

Free Standing Sign: A term sometimes used to describe "Pole Signs" or "Ground Mounted" signs.

Ground Mounted Sign: A sign that generally has the bottom of the sign mounting structure firmly in contact with the ground. The base is usually a masonry base and located separate from the building. Many churches use this type of signage.

Illegal/Nonconforming Sign: A sign which does not conform to the applicable codes or ordinances identified within a community. Abandoned signs and snipe signs fall into this category.

Illuminated Sign: A sign which has an artificial light source incorporated internally or located external of the sign for the purpose of lighting the sign so that the viewer may locate the business.

Incidental Sign: A sign that is secondary to the purpose and use of the business on which the sign is located such as an "entrance," "exit," "no-parking," "loading/unloading only" or "telephone," sign.

Inflatable Sign: A sign filled with air to keep its shape and may be tethered or free flying such as blimps (Goodyear) or balloons promoting other business entities.

Landmark/Monument Sign: A sign that has been designated by a local, state, national Historic Board of Review or other official review board and contains historical information relevant to the site or building or an official designation of significance.

Magnetic Sign: A sign magnetically attached to the metal portion of an automobile and used to advertise a business.

Marquee Sign: A sign which usually includes any movie type marquee with changeable sign copy which list or describes the activity (films, plays, etc.) within. Marquee height is usually described and regulated in relation to the roofline of the building.

Neon Sign: A sign of bent colored tubing containing a filament and filled with a one of the noble gasses.

Parked Vehicle Sign: A sign attached to automobiles which are parked for long periods of time and used as advertising for a business where the vehicle is parked but most commonly parked at an alternate location other than the primary business location.

Pole/Pylon Sign: Signs that are supported by a pole/pylon (sometimes more than one) and otherwise separated from the ground by air and are almost always separate from the building. They are usually found in shopping centers or along major highway intersections.

Projecting (Blade) Sign: Sign that extend out more than twelve (12) inches from the building wall and are used to identify the type of establishment or product located within a building and are maintained at a minimum height of eight (8) feet above the sidewalk even under canopies or awnings.

Reader Board/Changeable Copy Sign: A sign with characters, letters, or illustrations that are rearranged without altering the surface of the sign. It may be mechanical or electrical.

Snipe Sign: Illegal signs fastened to trees, light, traffic or sign poles, examples of which are non-permitted yard sale signs, or advertisements for "Work from Home" signs.

Suspended Signs: Suspended from a porch or other structural element and often fall within the "blade sign" category.

Tent Sign: An "A-Frame" sign that is used to describe to the public what is located within the building; it is mobile and removed when the building is not

open. It is usually located on sidewalks in front of eateries describing the daily specials.

Temporary Sign: Signs use to advertise a short term event such as contractor signs for construction buildings, subdivision sites, special public events, going out of business signs, parades, festivals, etc. which are in place for a specified duration of time.

Time/Temperature Sign: A sign which contains only changeable electronic copy.

Wall Mounted Sign: Signs that are attached or painted flush to the surface of a building. These signs include, signs on parapets, wing walls, structural walls, windows and roof surfaces. If the sign is attached flat to the building, it can not extend out from the building more than twelve (12) inches including its mounting attachments.

Wayfinding/Directional Sign: Signs which provide the public with information used to locate public buildings, utilities, restrooms, museums, etc. and are usually controlled by the regulating government body with the community.

Window/Door Sign: Signs which are temporarily attached to the window and door and are restricted to 10% of the entire glass or door surface (signs that are permanently painted or permanently affixed to the window, whether inside or outside, fall under the classification of wall mounted signs).

STREET: Any public or private way set aside for public travel more than 20-feet right-of-way. The word "street" shall include the words roads, highways, and thoroughfare.

ARTERIAL: A street with access control, channelized intersections, restricted parking, and which collects and distributes traffic to and from collector streets.

COLLECTOR: A street which collects traffic from local streets and connects with arterial and local streets.

LOCAL: A street designed primarily to provide vehicular access to abutting property and to discourage through traffic.

PUBLIC: A street owned and maintained by state, county or city government.

SIDE: A street which intersects another street which carries more traffic than the side street.

STRUCTURE: Anything constructed or erected with a fixed location on the ground, or attached to something having a fixed location on the ground.

PRINCIPAL: A structure in which is conducted the principal use of the lot on which it is located.

ACCESSORY: A structure on the same lot with, and of a nature customarily incidental and subordinate, to the principal structure.

TOTAL FLOOR AREA: The area of all floors of a building, including finished attics, and finished basements.

USE: The purpose or activity for which a building, structure, or land is occupied or maintained.

PRINCIPAL: The primary or predominant use of any lot.

ACCESSORY: A use on the same lot with, and of a nature customarily incidental and subordinate to, the principal use.

YARD: An open space on the same lot with a principal building, open, unoccupied and unobstructed by buildings from the ground to the sky except as otherwise provided in these regulations.

FRONT: The yard extending across the entire width of the lot between the front lot line and the nearest part of the principal building.

REAR: The yard extending across the entire width of the lot between the rear lot line and the nearest part of the principal building.

SIDE: A yard extending along the side lot line from the front yard to the rear yard and lying between the side lot line and the nearest part of the principal building.

SECTION II. SEVERABILITY. The provisions of this Ordinance are severable. If any sentence, clause or part of this Ordinance or the application thereof to any particular state of case is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or repeal any of the remaining provisions, sentences, clauses or sections or parts of this Ordinance, it being the legislative intent of this body to ordain and in act each other.

SECTION III. REPEAL OF EXISTING ORDINANCES. All ordinances or parts of ordinances in conflict herewith now in effect, to the extent of said conflict, are hereby repealed.

SECTION IV. EFFECTIVE DATE. This ordinance shall become effective upon passage and publication as required by law.

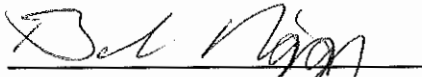
FIRST READING conducted the 5th day of June, 2007.

SECOND READING and passage on the 7th day of August, 2007.



GENE ZICK, MAYOR

ATTEST:


BOB RIGGS, CITY CLERK

Ayes: Davenport, Lanny; Jones, Russell; McPherson, Lanny; Philips, Chuck; Stratton, Mark; Whipple, Jack.

Nays: none.

Absent: none.

Abstaining: none.

LEGAL PUBLICATION OF ORDINANCE IN SUMMARY

The City Council of Russellville, Kentucky, has enacted Ordinance 2007-08 entitled "AN ORDINANCE AMENDING ORDINANCE NO. 84-4, 'AN ORDINANCE DIVIDING THE CITY OF RUSSELLVILLE AND AREAS WITHIN ITS JURISDICTION INTO ZONES, SETTING FORTH GOALS, OBJECTIVES, AUTHORITY, THE TITLE TO WHICH THE ORDINANCE MAY BE REFERRED, GUIDELINES FOR INTERPRETATION THEREOF, AND DEFINITIONS; DIVIDING THE CITY INTO DISTRICTS AND BOUNDARIES AND PROVIDING FOR THE ZONING OF ANNEXED LANDS; STATING GENERAL PROVISIONS APPLICABLE TO ZONING DISTRICTS; DESCRIBING THE ZONING DISTRICTS AND THE BASIC REQUIREMENTS; STATING PROVISIONS APPLICABLE TO MOBILE HOMES AND MOBILE HOME PARKS; STATING PROVISIONS APPLICABLE TO PLANNED DEVELOPMENTS; STATING PROVISIONS APPLICABLE TO ZONING ADMINISTRATION; PROVIDING FOR AMENDMENTS TO THIS ORDINANCE WITH A SEVERABILITY CLAUSE AND A REPEALER CLAUSE PROVIDING FOR THE EFFECTIVE DATE AND RECORDING OF THIS ORDINANCE AND ALL AMENDMENTS THERETO' BY AMENDING ARTICLE 4 PERTAINING TO SIGNS AND ADVERTISING DEVICES; AND BY AMENDING ARTICLE 10 PERTAINING TO DEFINITIONS FOR SIGNS AND ADVERTISING DEVICES; WITH REPEALER CLAUSE, SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE."

In accordance with KRS 86A.060(9), the undersigned, a licensed, practicing attorney in the Commonwealth of Kentucky, summarizes this Ordinance as follows:

1. This Ordinance has been enacted to amend the existing zoning ordinance as it pertains to signage within the City of Russellville, Kentucky.
2. This Ordinance sets forth its Purpose and Scope, and contains provisions exempting certain signs from its application, and also prohibits certain signs, all of which may be regulated by the Sign Committee.
3. Contained within the Ordinance are regulations for lighted signs, public right-of-way signs, signs affecting traffic visibility, signs with changeable copy, animated signs, construction signs, and this Ordinance requires all signs to be properly maintained. Signs which are not properly maintained may be subject to the jurisdiction of the Code Enforcement Board for order of repair or removal.
4. This Ordinance contains specific regulations for signage to be located within residential districts; within business and commercial districts; within shopping centers; within planned commercial developments; within an office and professional district; within industrial districts, and for bed and breakfast establishments.
5. The Ordinance sets forth regulations for temporary signs; portable signs; permanent signs/billboards, requiring a permit for the construction or erection of certain signs.
6. Non-conforming signs are subject to removal under the terms of this Ordinance, with a right of appeal to the Sign Committee.
7. Wayfinding Signage is encouraged by this Ordinance, which defines where such signage may be located and what it may contain.

8. This Ordinance defines the method used for computation of size for sign face/height.
9. A Sign Permit Fee Schedule is contained within the Ordinance, and it is as follows:

<u>Permanent signs in commercial areas</u>	<u>\$50.00 minimum</u>	<u>or</u>	<u>\$2.00 per square foot</u>
<u>Billboards</u>	<u>\$200.00 minimum</u>	<u>or</u>	<u>\$2.00 per square foot</u>
<u>Portable signs</u>	<u>\$50.00 per sign</u>	<u>and</u>	<u>\$15.00 per month (in 30 day Increments)</u> <u>Up to one year duration</u>
<u>Accessory signs</u>	<u>\$25.00 per sign</u>		<u>Flat fee (3 square feet maximum)</u>
<u>Home business</u>	<u>\$25.00 per sign</u>		<u>Flat fee (4 square feet maximum)</u>
<u>Bed and Breakfast</u>	<u>\$50.00 per sign</u>		<u>Flat fee (12 square feet maximum)</u>
<u>Banners (business)</u>	<u>\$50.00 per banner</u>	<u>or</u>	<u>\$2.00 per square foot (30 days only)</u>
<u>Banners (Public Event)</u>	<u>\$50.00 per banner</u>		<u>Refundable when removed</u>
<u>Election signs</u> <u>(paid for by candidate or candidate's campaign)</u>			<u>\$25.00 refundable registration</u>

All permitted, non-political, signs located within the Historic and Central Business District, shall be approved by the Sign Committee. A copy of this Schedule shall be furnished with the permit application.

10. Contained within this Ordinance is an extensive set of definitions.
11. This Ordinance contains a severability clause and repealer clause.
12. The full text of this Ordinance is available for copying and inspection at City Hall, Russellville, Kentucky, during normal business hours.

The City Council of Russellville, Kentucky enacted this Ordinance after a first reading conducted on June 5, 2007, and a second reading conducted on August 7, 2007.

CERTIFICATION OF COUNSEL

I hereby certify the foregoing is an accurate summary of City of Russellville Ordinance 2007-08.

C. Robert Hedges
Russellville City Attorney
157 West Fifth Street
P. O. Box 335
Russellville, KY 42276-0335
270-726-9604

**FINDINGS OF FACT AND RECOMMENDATION
OF
LOGAN JOINT CITIES/COUNTY PLANNING COMMISSION
IN RE: SIGN ORDINANCE
ORDINANCE NO. 2007-08**

This matter having come before the Logan Joint Cities/County Planning Commission (Commission) on August 2 2007, on the proposed ordinance number 2007-11 of the City of Russellville regarding the proposed change in the sign ordinance, and the Commission having heard a review of the proposed Ordinance by Bill Pearson, and finding that there were no objections or changes recommended to the Ordinance, and the Commission being otherwise sufficiently advised, does hereby enter the following as its FINDINGS OF FACT:

FINDINGS OF FACT

1. Due notice of the Hearing was given and a quorum was present.
2. The Ordinance was fully discussed by the Members. Mr. Pearson, citing reasons which the Commission accepted, stated that there have been major changes of an economic, physical, or social nature within the area involved which were not anticipated in the adopted Comprehensive Plan.
3. The Commission recommended that Page 6, Article A-12 with regard to signs being left up for a long period of time after a business had closed have an addition allowing a lien to be placed against the property if the owners did not comply with the Ordinance.
4. The Commission recommended that the City reassess Article 4.17.2 with regard to temporary signs only being allowed for one year.
5. The Commission otherwise accepts the Ordinance, which is incorporated herein by reference.
6. Incorporated herein by reference as if fully copied herein are the audio tapes and Minutes of the meeting

RECOMMENDATION

The Commission having considered the Ordinance and the evidence presented, having made its FINDINGS OF FACT, on motion of John Cates, seconded by Jim Trimble, passed on roll call vote of those present, the Ordinance was unanimously approved by those present, and the Logan Joint Cities/County Planning Commission does hereby recommend to the City Council of the City of Russellville that the amendment to the Sign Ordinance No. 2007-11 be approved, and this is the final action of the Commission on this Ordinance.


This 6th day of August, 2007.

THE JOINT LOGAN CITIES/COUNTY
PLANNING COMMISSION

by:


KEN ROBBINS, Chairman

Received on behalf of the
City of Russellville, Kentucky,
this 6 day of August, 2007.



GENE ZICK, MAYOR
CITY OF RUSSELLVILLE

3600SIGNORDINANCE