

ORDINANCE 04-03-18

**AN ORDINANCE TO AMEND ORDINANCE NO. 06-05-12
AS TO THE MORATORIUM RELATED TO NEWLY LOCATED
OFF-PREMISES SIGNS (BILLBOARDS)**

BE IT ORDAINED AS FOLLOWS:

WHEREAS, the City Council of the City of Enterprise previously instituted a moratorium as to any newly located off-premises signs (billboards) (see Ordinance No. 06-05-12) which remains in effect;

WHEREAS, the City Council of the City of Enterprise finds it in the best interest of its citizens to amend the aforesaid Ordinance to allow for a Landowner Replacement Credit (as set forth below);

NOW THEREFORE, the City Council does enact and ordain the following:

1. Section 19(6)(h) of Article VIII of the Zoning Ordinances of the City of Enterprise is hereby amended by making said Section 19(6)(h) divided into sub-parts (1) and (2) as set forth below:

- (h) (1) In the event a conforming or nonconforming billboard sign (meaning any billboard not conforming to the City's Zoning Ordinance) is destroyed by some natural disaster or other casualty, or must be removed for any reason, the remnants shall be promptly cleared and removed within thirty (30) days. In any of the above cases the billboard may be rebuilt at the same location or another location as long as it then meets all of the conditions of this Ordinance, other City Ordinances as referenced above or as may apply, and any rule, regulation of law of any other governmental entity having jurisdiction over such; provided, however, the rebuild/relocate permit shall only be issued to the same permit holder or its assignee;
- (h) (2) Should the permit holder relocate a billboard for any reason set forth in (h)(1), another billboard permit holder may apply for a permit to install a newly located off-premises sign (billboard) on real property leased from the landowner, provided said newly located sign (billboard) (a) takes the place of a previously existing off-premises sign (billboard) in existence on March 1, 2018 or erected thereafter; (b) is installed on the same landowner's property at a location within a thirty foot (30') radius of the previously existing off-premises sign (billboard); (c) conforms to the additional requirements of the City's ordinances and other applicable law and regulations; and, (d) is to be installed within thirty (30) days of the date the permit is granted. This shall be known as a Landowner Replacement Credit and the City shall not issue more than one (1) permit for a Landowner Replacement Credit (city-wide) in any one calendar year.

2. Otherwise, subject to the above-amendment, the moratorium will remain in effect, unless extended, reduced or terminated by subsequent act, Ordinance, and/or Resolution by the City Council.


3. If any part, section or subdivision of this Ordinance shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this Ordinance, which shall continue in full force and effect notwithstanding such holding.

4. All existing ordinances, resolutions, rules and/or relations or parts thereof conflicting or inconsistent with the provisions of the ordinance are hereby repealed.

5. This Ordinance shall become effective upon adoption and advertisement as required by law.

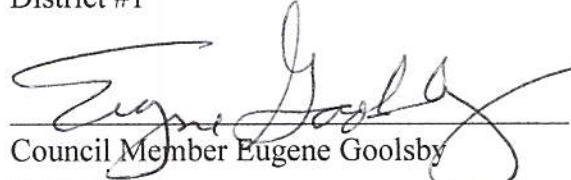
Adopted this 17th day of April, 2018.

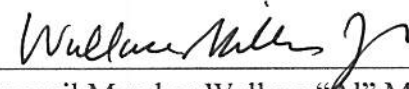
COUNCIL:



Council President Perry Vickers
District #3

Absent

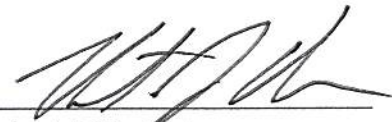
Council Member Sonya W. Rich
District #1


Council Member Eugene Goolsby
District #2



Council Member Wallace "Al" Miller, Jr.
District #4


Council Member Turner Townsend
District #5

ATTEST:

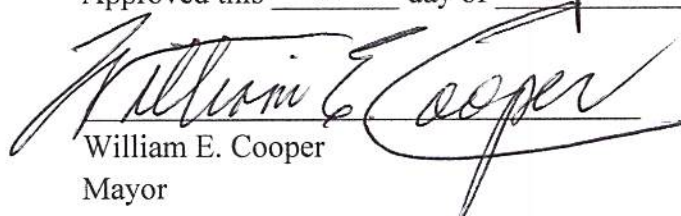

Robert J. Dean, Jr.
City Clerk/Treasurer

Transmitted to the Mayor this 17th day of April, 2018.

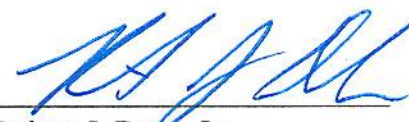

Robert J. Dean, Jr.
City Clerk/Treasurer

ACTION OF THE MAYOR:

Approved this 18th day of April, 2018.


William E. Cooper
Mayor

ATTEST:


Robert J. Dean, Jr.
City Clerk/Treasurer