16.03.08.01

EMERALD ISLE
NORTH CAROLINA

Nice Matters!

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Board of Commissioners
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Town Manager
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ORDINANCE AMENDING CHAPTER 10 – DEFINITIONS & RULES OF INTERPRETATION – OF THE UNIFIED DEVELOPMENT ORDINANCE REGARDING NON-PROFIT EVENT SIGNS

WHEREAS, the Town's Unified Development Ordinance (UDO) currently permits temporary signs in the public right of way to inform the public of an unusual or special-event sponsored by a non-profit, public, charitable, or religious organization, and

WHEREAS, the Town's Unified Development Ordinance (UDO) currently allows such temporary signs to consist of cloth, canvas, fabric, paper, plywood or other material, and

WHEREAS, some of these temporary signs become unsightly if not neatly prepared or professionally fabricated and do not utilize a rigid surface, and the Town continually seeks to improve the aesthetics of the NC 58 corridor in Emerald Isle, and

WHEREAS, temporary signs consisting of cloth, canvas, fabric, or paper are not permitted for commercial establishments, and the Town seeks to be consistent in its ordinance regarding commercial signs and non-profit event signs, and

WHEREAS, the Town now desires to amend Chapter 10 – Definitions & Rules of Interpretation – of the Unified Development Ordinance (UDO) in order to amend the definition of a temporary sign to address these concerns,

NOW, THEREFORE, BE IT RESOLVED by the Emerald Isle Board of Commissioners that

1. **Chapter 10, "Definitions & Rules of Interpretation", Subsection 10.2 - Defintions** of the Unified Development Ordinance is hereby amended to read as follows:

   Sign, Temporary

   A sign that is an advertising display constructed of ~~cloth, canvas, fabric~~, plastic, ~~paper, plywood~~, wood, metal, vinyl, or other rigid material intended to be displayed to inform the public of an unusual or special event sponsored by a non-profit, public, charitable, or religious organization. The sign wording, message, or contents advertising or promoting the special event shall be completed using stencil, commercially fabricated letters or numbers, or other methods that result in a professional appearance as opposed to free hand, expedient, awkward, and unartful appearance or display. Each such event shall be limited to a maximum of ~~six (6)~~ eight (8) signs. Three (3) of these ~~Such~~ signs shall not exceed ~~thirty-two (32)~~ twenty four (24) square feet in area per display surface. The other five (5) of these signs shall not exceed six (6) square feet in area per display surface. The signs may be erected not more than thirty (30) days prior to the event and must be removed within ~~ten (10)~~ three (3) days following the completion of the event. Such signs may be placed in a street right-of-way; provided that the property owner directly adjacent to the street right-of-way where the sign is placed does not object to the sign, and provided that the sign is placed in such a manner as to not obstruct driver vision of any vehicle entering a roadway from any street, alley, driveway, or parking lot.

2. The Board of Commissioners has determined that the above amendments are consistent with the Town of Emerald Isle's 2004 CAMA Land Use Plan, as amended.

3. The Board of Commissioners has determined that the above amendments are both reasonable and in the public interest for the following reasons:

   - Achieves the desired balance between support for these events and community aesthetics.

- Promotes consistency with the Town's current commercial sign ordinances prohibiting banners from being used by commercial businesses.

- Will eliminate the often unsightly appearance of flapping banners.

4. The Town Clerk is authorized to amend the sections as set fort above.

5. This ordinance shall become effective immediately upon its adoption. If any section, sentence, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

Adopted this the 8th day of March, 2016, by a vote of

Commissioner(s) Dooley, Finch, Messer, Normile, Wright voting for,

Commissioner(s) _____ voting against, and

Commissioner(s) _____ absent.

Eddie Barber, Mayor

ATTEST:

Rhonda Ferebee, Town Clerk

SEAL