

ORDINANCE 1052

AN ORDINANCE AMENDING SECTIONS 9.4E AND 9.6A OF THE 2011 SUSTAINABLE LAND DEVELOPMENT CODE, AS WELL AS ADDING SECTION 9.8H, TO PERMIT THE USE OF TEMPORARY OUTDOOR ADVERTISING SIGNS IN THE CITY OF GREENSBURG, KANSAS

WHEREAS, there is an ongoing need to improve and assist in economic development within the City of Greensburg; and

WHEREAS, private business owners have expressed interest in utilizing outdoor advertising signs, on a temporary basis, for private special events such as holiday sales and open houses; and

WHEREAS, Section 9.4E of the 2011 Sustainable Land Development Code prohibits outdoor advertising signs in the City of Greenburg, Kansas; and

WHEREAS, Section 9.6.A of the 2011 Sustainable Land Development Code of the City of Greensburg prohibits temporary outdoor advertising signs; and

WHEREAS, the City Council under the terms of Article 16 of the Sustainable Land Development Code, and after a duly advertised public hearing conducted by the Planning Commission, has the right to change the Sustainable Land Development Code and finds amending the Sustainable Land Development Code to permit the temporary use of outdoor advertising signs would be appropriate in light of the following:

- a. The use would not be detrimental to the environment.
- b. The City's businesses and thereby the City would benefit from the use of such signs

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GREENSBURG, KANSAS:

Section 1. Section 9.4.E of the 2011 Sustainable Land Development Code is hereby amended to read as follows:

"Outdoor Advertising Signs are not permitted within the City of Greensburg except as provided in Section 9.6.A and 9.8.H."

Section 2. Section 9.6.A of the 2011 Sustainable Land Development Code of the City of Greensburg is hereby amended to read as follows:

Outdoor Advertising Signs as defined in Section 9.11; provided the foregoing prohibition shall not apply to outdoor advertising signs as permitted in Section 9.8.H or those freestanding sign structures which were located on vacant lots in the U.S. Highway 54 corridor, in the CP-1 Planned Commercial Zoning District, as of May 4, 2007 (pre-existing sign structures) and are used by and for profit and non-profit businesses located in the City of Greensburg, Kansas, subject to the following:

1. The right to use pre-existing sign structures for Off-Premise Signs shall terminate as to any pre-existing sign structure if the sign structure is removed, replaced or enlarged;
2. As a condition to use of pre-existing sign structures for Off-Premise Signs all pre-existing sign structures must be brought into and maintained in compliance with Article 9 of the Sustainable Land Development Code, of the City of Greensburg, so as to beautify the U.S. Highway 54 corridor and failure to do so shall subject them to abatement pursuant to the Sustainable Land Development Code and the Code of the City of Greensburg;
3. A Greensburg profit or non-profit business shall only have the right to use two pre-existing sign structures as Off-Premise Signs at any one time;
4. All Off-Premise Signs shall comply with all other requirements of the Sustainable Land Development Code.”

Section 3. **Section 9.8** of the 2011 Sustainable Land Development Code is hereby amended by adding the following subsection:

“H. Temporary outdoor advertising signs may be permitted in non-residential zoning districts, in public rights-of-way, other public property, or private property, for private special events such as holiday sales and open houses to be held within the City Of Greensburg. Sign permits may be issued for a maximum of 15 days. A business or organization can receive no more than 12 permits per calendar year. Applicants must specify the proposed location for signage, number of signs, size and message of signs, dates to be placed and removed, material being used to construct the signs, and written and signed permission from the private and public property owners (if applicable). Signs may not be constructed of cardboard or paper products. Sign permit fees shall not apply.”

Section 4. The Sustainable Land Development Code as hereby amended shall remain in full force and effect.

Section 5. This ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

PASSED AND APPROVED by the Council of the City of Greensburg March 3, 2014.

Robert Dixson, Mayor

ATTEST:

Christy Pyatt, City Clerk