

VILLAGE OF VOLENTE

ORIGINAL

ORDINANCE NO. 2007-O-82

AN ORDINANCE OF THE VILLAGE OF VOLENTE, TEXAS, AMENDING THE SIGN ORDINANCE PROMULGATED AT ARTICLE 35.00 OF THE VOLENTE CODE OF ORDINANCES; PROVIDING THE FOLLOWING: PURPOSE; DEFINITIONS; STANDARDS, REQUIREMENTS AND PROHIBITIONS; EFFECTIVE DATE; SEVERABILITY; PUBLIC NOTICE AND MEETING.

WHEREAS, the Village of Volente adopted the sign ordinance regulations in October of 2004; and,

WHEREAS, since the date of adoption of the sign ordinance regulations, the Texas Legislature has amended provisions in the Texas Local Government Code; and,

WHEREAS, the Village Council desires to conform its sign ordinance regulations with the current provisions of the Texas Local Government Code; and,

WHEREAS, the original sign ordinance regulations had to be adopted before the end of a moratorium the Village Council had imposed on development within its corporate boundaries after the Village was incorporated; and,

WHEREAS, the Village Council, upon recommendation of its engineers and attorneys, has concluded that the sign ordinance regulations need to be amended to eliminate certain conflicts, inconsistencies and ambiguities;

NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE OF VOLENTE, TEXAS, THAT THE SIGN ORDINANCE REGULATIONS IN ARTICLE 35.000 OF THE VILLAGE OF VOLENTE CODE OF ORDINANCES ARE AMENDED AS FOLLOWS:

Section 1. Legislative Findings

The recitals above made in the Preamble are hereby deemed to be the Factual and Legislative Findings of the Village Council, and are hereby incorporated within this Ordinance.

Section 336.119 (14) Temporary Real Estate Signs not exceeding four (4) square feet in area which advertise the sale, rental or lease of the premises upon which the sign is located. Such signs shall be removed no later than thirty (30) days following sale or rental of the subject property. "Sale" in this instance shall mean final recordation of the sale of the unit by a new resident. Subdivision Layout Signs can be no larger than sixty-four (64) square feet in area.

A maximum of two "open house" signs allowed to be placed in the ROW at the nearest intersections for weekend open houses. Open house signs allowed between Friday, 4:00 P.M. and Monday 8:00 A.M.

Section 2. Severability.

If any provision of this Ordinance or the application of any provision to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

Section 3. Effective Date

This Ordinance shall take effect upon adoption or if required by state law, after any required posting and publication of this Ordinance.

Section 4. Public Notice and Meeting

It is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED on this the 2nd day of August 2007, by a vote of five ayes, no nays, and no abstentions of the Volente Village Council.

VILLAGE OF VOLENTE


Jan Yenawine, Mayor

ATTEST:


Jennifer Zufelt, City Secretary