

CITY OF HURSTBOURNE
ORDINANCE 21-02
AN ORDINANCE REPEALING AND UPDATING CERTAIN SECTIONS OF
THE CITY'S SIGN ORDINANCE, CHAPTER 153

WHEREAS, the City of Hurstbourne has reviewed its chapter of ordinances dealing with sign regulation and has determined that certain sections need to be repealed as they are not relevant to the City of Hurstbourne,

AND WHEREAS, the City of Hurstbourne has also found that new provisions dealing with certain temporary signage commonly used by residents should be added to the regulation,

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF HURSTBOURNE, KENTUCKY,

Section 1: The City Commission hereby repeals the following definitions in section 153.01 of its codified ordinances dealing with the regulation of sign in the City of Hurstbourne. The City Commission hereby repeals the following definition sections:

153.01 DEFINITIONS.

~~“METROPOLITAN AREA.” An area located within Jefferson County, Kentucky, as shown on the attached map which is incorporated herein and said area being more particularly described as follows:~~

~~—Beginning at a point in the centerline of Dixie Highway, said point being 2,000 feet Northeast of the centerline of the Snyder Freeway; thence with a line parallel to the centerline of the Snyder Freeway, if extended, North 64 degrees 32 minutes 19 seconds West crossing the Ohio River to the Kentucky State Line; thence Northeast with said state line to a point, said point being 2,000 feet South of the centerline of the Snyder Freeway if extended from its terminus at US Highway 42; thence with a line crossing the Ohio River and parallel to the centerline of the Snyder Freeway South 64 degrees 16 minutes 47 seconds East to a point in the east line of US 42, said point being 2,000 feet Southwest of the centerline of the Snyder Freeway; thence with a line 2,000 feet from the centerline of the Snyder Freeway, and parallel to same, southeast, south, southwest, west, southwest and west to the point of beginning.~~

~~“NON-METROPOLITAN AREA.” All the area within Jefferson County, Kentucky, not described as a metropolitan area~~

Section 2: The City Commission hereby amends section 153.06 of its codified ordinances dealing with the regulation of signs in the City of Hurstbourne to read as follows:

153.06 SMALL TEMPORARY AND FREESTANDING SIGNS.

Small freestanding signs are not permitted in the city on any property unless they are in compliance with this section. ~~authorized by the city through the use of a sign permit.~~ Any temporary and freestanding signs located within the city limits shall conform to the following regulations:

1. No signage of any kind shall be affixed to any street sign, pole, post, irrigation box, fire hydrant, telecommunication facility, utility box or utility facilities located in the road right of way, whether or not it is the property of the City of Hurstbourne or the property of a utility company.
2. For sale signs:
 - a. Owners of a property zoned for single family use may put no more than two "for sale" sign by owner or licensed agent/ broker on their house to advertise the property for sale. Property sold at auction is included in this category. No other signs are allowed.
 - b. Directional for sale/auction signs are not permitted in the City or at the entrances.
3. Open House signs:
 - a. One Open House sign at the residence may be installed two (2) days prior to the open house.
 - b. Directional open house signs may be installed at the entrances of the city and at the intersections leading to the address of the open house no sooner than the day prior to the open house, as long as they are not placed in the City's landscaping beds.
 - c. All Signs shall be removed at the conclusion of the open house.
4. Yard/ Garage Sale Signs:
 - a. Yard/ Garage Sale and directional signs may be installed at entrances and intersections leading to the sale no sooner than the day prior to the yard/garage sale, as long as they are not placed in the City's landscaping beds.
 - b. All yard/garage sale and directional signs shall be removed at the conclusion of the sale.
5. For Rent/ Rental signs:
 - a. Property owners may put one "for rent" sign by owner or a licensed agent/ broker in front of the residence to advertise the property for rent.
 - b. No other "for rent" or directional sign is allowed within the city or at the entrances.
6. Contractor/ Advertisement Signs:
 - a. One sign, no larger than three feet by four feet, for the purpose of advertising jobs, services or work done on a property is allowed if the applicant obtains a sign permit from the City. The permit is good for 10

days after the completion of the project, or a maximum of six months (whichever is sooner), at which time the sign must be removed.

7. Event Signs may be placed within the City for those events that have been approved and scheduled through the city office. Number of signs, location of signs and time interval to be determined by the city. Signs must be removed at the conclusion of the event. No other event signs are allowed.
8. Signs for political candidates shall be removed within two (2) days after the election. It shall be the responsibility of the property owner or resident to remove any political sign not removed by the candidate. Political signs are not permitted in the city right of way or at the entrances if they block sight lines or distract from directional roadway signage. It shall be the responsibility of the candidate to remove any political sign located in the City right of way within two (2) days after the election.
9. Signs in violation of this ordinance will be removed at the expense of those who violate the regulation.

Section 3: The City Commission hereby amends section 153.21(A), (B) and (C) of its codified ordinances dealing with the regulation of signs in the City of Hurstbourne to read as follows:

153.21 SIGN PERMITS.

(A) Application for initial (original) sign permit. Application for initial (original) sign permits shall be made upon completion of application form blanks provided by the sign officer, and shall contain or have attached thereto the following information:

(B) Application for renewal sign permit. Application for a renewal sign permit shall be made upon completion of application form blanks provided by the sign code enforcement officer and may require the same information as is required for an initial sign permit or may have a copy of the initial sign permit application attached thereto.

(C) Sign permit fees.

(1) Original and renewal permit fees. Every applicant, before being granted a permit hereunder shall pay to the City a permit fee of \$1 per square foot of each face as defined in the Louisville and Jefferson County Development Code, with a minimum fee of \$25.

~~(2) Renewal permit fees. Renewal permit fees shall be \$0.50 per square foot of each face as above defined, with a minimum fee of \$25. Such renewal permit shall bear the same permit number as the original permit.~~ Renewal application may be made up to 30 days prior to permit expiration.

Section 4: The City Commission hereby repeals the following (B) and (D) in section 153.25 of its codified ordinances dealing with the regulation of signs in the City of Hurstbourne. The City Commission hereby repeals the following definition sections:

153.25 EXEMPTIONS.

~~(B) Building construction signs. One on-site building construction sign on each construction site in any zoning district provided the maximum display surface area shall not exceed the limitations contained in the zoning district regulations.~~

~~(D) Home occupation signs otherwise lawful.~~

Section 5: The City Commission hereby amends section 153.98 dealing with the regulation of sign in the City of Hurstbourne to read as follows:

153.98 CIVIL PENALTY

Any violation of sections 153.21 through 153.25 shall subject the offender to a civil penalty in an amount equal to the minimum fine prescribed in section 153.99 of this subchapter. Such civil penalty may be recovered by the City in a civil action in the nature of a debt if the offender does not pay the penalty within 20 days after the offender has been cited for the subchapter violation. **In addition, the offender shall also pay the cost for the City to remove of any illegal sign and for any damages to City owned property caused by any illegal sign.** The civil penalty may be used as an alternative to or in conjunction with the criminal penalties authorized in section 153.00 of this subchapter. The city is authorized to withhold the issuance of a sign permit where the owner of applicant has failed to pay or appeal any civil penalty assessed.

Section 6: Effective date

This ordinance shall take effect upon is reading, adoption and publication according to law.

Adopted this 23rd day of FEBRUARY, 2021.

Introduction and First Reading: 2/25/20

Second Reading and Passage: 2/23/21

Mary Masick
Mary Masick, Mayor

ATTEST:

Jim Leidgen, City Clerk

Aye votes: 5

Nay votes: 0