

ORDINANCE NO. 08-06

ROLL CALL

| VOTING | YES | NO |
|--|-----|----|
| MAYOR JOE L THOMAS <i>(votes only in case of tie)</i> | | |
| G. WAYNE ANDERSEN <i>Councilmember</i> | X | |
| MATTHEW D. BARBER <i>Councilmember</i> | X | |
| STEVEN M. LEIFSON <i>Councilmember</i> | X | |
| SETH V. SORENSEN <i>Councilmember</i> | X | |
| CHRIS C. WADSWORTH <i>Councilmember</i> | X | |

I MOVE this ordinance be adopted: Wadsworth

I SECOND the foregoing motion: Leifson

ORDINANCE 08-06

AN ORDINANCE AMENDING SIGN REQUIREMENTS

WHEREAS, Spanish Fork City has established a sign ordinance; and

WHEREAS, the sign ordinance is in need of minor amendments to clarify the intent of the ordinance; and

WHEREAS, the municipal code also contains a chapter on streets and sidewalks, which also addresses signs, and which should also be amended to clarify the intent of the sign requirements;

NOW THEREFORE, be it ordained and enacted by the Spanish Fork City Council as follows:

I.

Spanish Fork City Municipal Code §5.36.050 is hereby amended as follows:

5.36.050. Permitted Temporary Signs:

1. Sale, lease, or rent signs.

Signs shall be non-illuminated, with one (1) sign permitted for each street frontage, with a maximum of two (2) signs per parcel or building.

- a. Agricultural, Residential, and Residence Office Districts:
 - i. Subdivision Lots: Vacant lots in recorded residential subdivisions may have one “for sale” sign with a maximum area of six square feet and a maximum height of three feet. Vacant lots in recorded commercial or industrial subdivisions may have one “for sale” or “for lease” sign with a maximum area of twelve square feet and a maximum height of six feet.
 - ii. Vacant land: Less than five (5) acres, each sign shall have a maximum area of twelve (12) square feet and a maximum height of six (6) feet. Five (5) acres or more, each sign shall have a maximum area of thirty-two (32) square feet, and a maximum height of eight (8) feet.
 - iii. Commercial and Office Buildings: Each sign shall have a maximum area of twelve (12) square feet and a maximum height of six (6) feet.
 - iv. Residential Buildings: Each sign shall have a maximum area of six (6) square feet and a maximum height of three (3) feet.
 - b. Commercial Office, Commercial, and Industrial Districts:
 - i. Vacant land: Each sign shall have a maximum area of thirty-two (32) square feet and a maximum height of eight (8) feet.
 - ii. Commercial and Office Buildings: Each sign shall have a maximum area of twelve (12) square feet and a maximum height of six (6) feet.
2. Off-site open house signs.
 - a. A maximum of two (2) signs is permitted for each open house sign for the sale of property.
 - b. Each sign shall have a maximum area of six (6) square feet and a maximum height of three (3) feet.
 - c. Signs must be placed on private property and with the permission of the owner or lessee of the property.
 3. [unchanged]
 4. [unchanged]
 5. [unchanged]
 6. [unchanged]
 7. [unchanged]

II.

Spanish Fork Municipal Code §5.36.090 is amended by adding subparagraph (4) as follows:

5.36.090. Permits and Fees.

4. Any sign, billboard, display, or other object prohibited in Section 5.36.030, which has been placed without prior written permission from the City, may be removed by the City, under the direction of the public works director, City planner or their designee(s), without prior notice. Any cost incurred by the City may be assessed against the person, corporation, or other entity responsible for the improper placement. Any legal action required to collect those costs will also obligate the responsible party for attorney’s fees. Any person, company, or other entity owning

a sign, billboard, display, or other object removed by the City may have it returned by paying a civil fee in the amount of up to \$25.00 per sign, based upon the value of the sign, at the discretion of the enforcement officer. If no request for return is made within fourteen (14) days of removal, the City may forfeit or otherwise dispose of the sign(s).

III.

Spanish Fork Municipal Code §12.04.030(C) is hereby amended as follows:

12.04.030. Obstruction of Sidewalks and Streets.

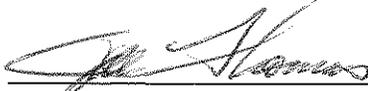
C. Any sign, billboard, display, or other object prohibited in subparagraph (B) which has been placed without prior written permission from the City, may be removed by the City, under the direction of the public works director, City planner, or their designee(s), without prior notice. Any cost incurred by the City may be assessed against the person, corporation, or other entity responsible for the improper placement. Any legal action required to collect those costs will also obligate the responsible party for attorney's fees. Any person, company, or other entity owning a sign billboard, display, or other object removed by the City may have it returned by paying a civil fee in the amount of up to \$25.00 per sign, based upon the value of the sign, at the discretion of the enforcement officer. If no request for return is made within fourteen (14) days of removal, the City may forfeit or otherwise dispose of the sign(s).

IV.

This ordinance shall become effective twenty (20) days after passage and publication.

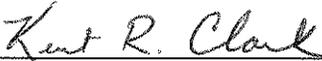
PASSED AND ORDERED PUBLISHED BY THE CITY COUNCIL OF SPANISH FORK,

UTAH, this 18th day of July, 2006.

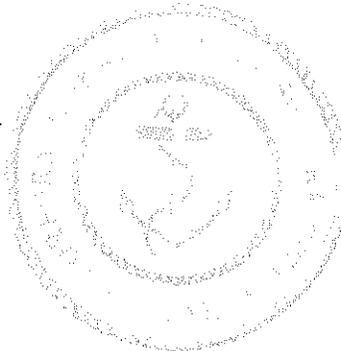


JOEL THOMAS, Mayor

ATTEST:



KENT R. CLARK, City Recorder



Proof of Publication

THE SPANISH FORK PRESS, a weekly newspaper printed and published at Spanish Fork, Utah County, Utah and of general circulation therein; that the Notice, a copy of which is hereto attached, was printed and published in said paper

for consecutive 1 weeks,

the first publication on the 5 day

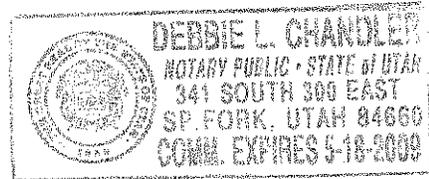
of April 2007

And the last on the 5 day

of April 2007

Erica Savage

Public Notice The ordinance modifies the number and size of permitted signs. Adopted the 18th day of July, 2006. A complete copy of this ordinance is available at the Spanish Fork City Office, 40 South Main, Spanish Fork. Published in the **Spanish Fork Press** on April 5, 2007.



Subscribed and sworn to before me this 6th day of April 2007

Debbie L. Chandley
Notary Public