

CITY OF CLAYTON, OHIO

ORDINANCE NO. O – 12 – 17- 23

AN ORDINANCE ADOPTING THE PLANNING COMMISSION RECOMMENDATION TO DENY AMENDMENTS TO CLAYTON CODIFIED ORDINANCE SECTION 1179 (“SIGNS”)

WHEREAS, pursuant to City Charter Sections 4.07 (A) and (B), certain amendments relative to political signs in Section 1179 of the Codified Ordinances of the City of Clayton have been proposed; and

WHEREAS, the Planning Commission held a public hearing on February 26, 2018 and considered the proposed amendments to CCO Sections 1179.02 and 1179.04 enumerated herein and on February 26, 2018 the Planning Commission recommended as follows to City Council relative to said proposed amendments: not to adopt the proposed revisions; and

WHEREAS, in accordance with CCO 1126(a), City Council held a public hearing on March 15, 2018 relative to said proposed amendments.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLAYTON, STATE OF OHIO:

1. That the City Council hereby adopts the Planning Commission recommendation to DENY the below proposed amendments to Clayton Codified Ordinance Sections 1179.02 and 1179.04.

1179.02 GENERAL PROVISIONS.

The following general provisions are applicable to all signs unless modified by the general requirements or standards of a specific zoning district:

...

(g) No sign, with the exception of government signs **and political signs in accordance with Section 1179.04(f) hereof**, shall be placed in the existing public right-of-way.

1179.04 EXEMPTED SIGNS; SIGNS NOT REQUIRING A PERMIT.

The following signs are not subject to the provisions of this Code:

...

(e) Non-commercial signs displaying messages, including real estate signs, construction signs, ~~political signs~~, garage and yard signs. Such signs shall not be located within the public right-of-way and shall be allowed to remain on a premises for the period of time designated below:

- (1) Real estate signs shall be removed within three (3) days of closing of sale on the property.
- (2) Construction signs shall be removed upon completion of work.
- (3) ~~Political signs. The City recommends that political signs be placed no earlier than forty-five (45) days before an election and should be removed seven (7) days after the election, if the political sign relates to an election. Political signs shall not be placed on City property such as the Clayton Government Center, fire stations, maintenance building, public park property or other out lots.~~
- (4) (3) Garage or yard sale signs shall be as regulated in Section 1187.02.

(f) Political Signs. As used herein, “political sign” means a temporary sign concerning candidate(s) for elective office, public issues and similar matters to be decided by the public at an election. No permit will be required for a political sign.

Political signs may be located within the public right-of-way no earlier than forty-five (45) days before an election and removed seven (7) days after the election. A political sign placed within the public right-of-way shall not be located within five (5) feet from any street pavement, shall only be placed with permission of the abutting property owner, shall not exceed four (4) square feet per face, shall not extend three (3) feet in height from the ground, and shall not be placed on City property such as the Clayton Government Center, fire stations, maintenance buildings, public park property or other out lots. No such sign shall project over or into the street right-of-way nor obstruct traffic visibility. Said signs shall not be placed within the public right-of-way abutting City property. Any such sign located within the public right-of-way which does not satisfy the applicable criteria herein will be removed by the City and stored at the Clayton Government Center available to be claimed prior to and ten (10) days after the election. If not claimed, the sign will be considered abandoned and properly destroyed. All political signs shall comply with the provisions enumerated in Clayton Codified Ordinance Section 1179.02.

2. That this Ordinance shall be effective as an exception to any ordinance, resolution or other legislation of the City of Clayton, Ohio, inconsistent with this Ordinance or which imposes additional requirements for effectiveness or validity.

3. That in accordance with Clayton Charter Section 4.031 the requirement that this enactment be read on two (2) separate days is complied with by readings on December 21, 2017 and March 15, 2018.

4. That in accordance with Clayton Charter Section 4.031(H) this enactment shall become

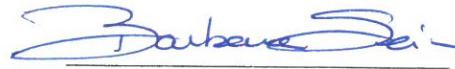
effective thirty days after its second reading and enactment.

ADOPTED BY COUNCIL ON MARCH 15, 2018.

AUTHENTICATION:

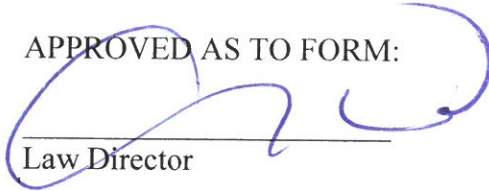


Mayor (Presiding Officer of Council)



Clerk of Council

APPROVED AS TO FORM:



Law Director

CERTIFICATION OF PUBLICATION

This shall certify that that the text of the above referenced enactment or a summary thereof was published once in the following newspaper and a summary posted in three places of public access as designated by Council.

Name of newspaper

Date of publication

Englewood Independent 11/25, 2018



CLERK