

# CITY OF CLAYTON, OHIO

## ORDINANCE NO. O – 08 - 14 – 16

### AN ORDINANCE AMENDING CLAYTON CODIFIED ORDINANCE SECTION 1179.14(a)(4)

**WHEREAS**, City staff has reviewed Clayton Codified Ordinance Chapter 1179.14 entitled, “Digital Signs” and recommend a specific revision thereto to correct a scrivener’s error in Section 1179.14(a)(4); and

**WHEREAS**, the correction of the scrivener’s error described herein will effectuate the intent and recommendation of the Planning Commission during its October 28, 2013 meeting.

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

1. That Section 1179.14(a)(4) of the Clayton Codified Ordinances is hereby amended as follows (additions are in **bold** and deletions are in ~~strike through~~):

#### 1179.14 DIGITAL SIGNS.

- (a) Digital signs are permitted in only the following districts as part of a freestanding, permanent, ground-mounted sign: O-S, GB, HS, I, PD provided that:

...

- (4) Undue brightness is prohibited. “Undue brightness” is construed to mean illumination of a white portion of the sign in excess of the following intensity levels: Day: 5,000 nits; Night: 1,000 nits. The sign must be dimmed to 1,000 nits from 30 minutes before sunset until 30 minutes ~~before~~ **after** sunrise. To ensure compliance, prior to issuance of a permit for a digital sign, the applicant shall provide written certification from the sign manufacturer that the light intensity does not exceed the levels specified above.


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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 August 7, 2014 and August 21, 2014.

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 AUGUST 21, 2014.

AUTHENTICATION:

  
\_\_\_\_\_  
Mayor (Presiding Officer of Council)

  
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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      August 28, 2014

  
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CLERK