

ORDINANCE NO. 11-2995

AN ORDINANCE OF THE CITY OF BEDFORD, TEXAS, AMENDING CHAPTER 6, ADVERTISING (ORDINANCE NO. 949), WHICH HAS BEEN AMENDED BY ORDINANCE NO. 08-2877, BEING THE SIGN ORDINANCE OF THE CITY OF BEDFORD ARTICLE III-SIGNS, SECTION 6-67 DEFINITIONS; SECTION 6-71 PERMANENT SIGN; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City is authorized by Chapter 216, Regulation of Signs by Municipalities by the Texas Local Government; and,

WHEREAS, the City Council of Bedford, Texas deems it necessary, in order to provide for the health, safety, and general welfare of the residents of the City of Bedford, to establish the provisions of this ordinance regarding the regulation of signs as authorized by the State of Texas; and,

WHEREAS, the City Council of Bedford, Texas has established, in *Chapter 6, Advertising (Ordinance No. 949), Article III-Signs, Section 6 of the Code of Ordinances* of the City of Bedford, which have been amended by *Ordinance No. 08-2877, being the Sign Ordinance of the City of Bedford*; and,

WHEREAS, the City Council of Bedford, Texas has noticed, according to the requirements of public meetings by State Law, the proposed amendments to Ordinance; and,

WHEREAS, the City Council of Bedford, Texas has, after thoughtful deliberation, voted to approve these Sign Ordinance amendments.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS:

SECTION 1. *Ordinance No. 08-2877, being the Sign Ordinance of the City of Bedford, be amended in accordance with the following:*

SECTION 2. *Section 6-67. Definitions be amended to add a definition for Pylon Sign, as follows:*

Pylon Sign: A freestanding sign erected on a premise; said sign having two or more poles, shafts, piers, which are solidly affixed to the ground and not attached to a building. The supports, columns, or poles are generally located on the outside of the sign structure with the contents of the sign affixed between the columns.

SECTION 3. *Section 6-71. Permanent Signs—the Permanent Sign Table is amended as follows:*

PERMANENT SIGNS					
TYPE OF SIGN	DISTRICTS PERMITTED	MAXIMUM AREA	MAXIMUM HEIGHT & CLEARANCE	NUMBER OF SIGNS	REQUIREMENTS
Freestanding Freeway Pylon	Non-residential “S”, “L”, “H” & “T” (in “HC” must be within 25’ of frontage road)	200 sq ft per tenant not to exceed maximum height & clearance regulation	50 ft. max height, 20 ft max width with 3 ft. minimum ground clearance	1 freestanding pylon sign per street frontage	Not allowed in or projecting into public R.O.W.

PERMANENT SIGNS					
TYPE OF SIGN	DISTRICTS PERMITTED	MAXIMUM AREA	MAXIMUM HEIGHT & CLEARANCE	NUMBER OF SIGNS	REQUIREMENTS
Freestanding Non-Freeway Pylon	Non-residential "S", "L", "H" & "T" (except Cheek Sparger Overlay dist)	100 sq ft per tenant not to exceed maximum height & clearance regulation	25 ft. max height, 20 ft max width with 3 ft. minimum ground clearance	1 freestanding pylon sign per street frontage.	Not allowed in or projecting into public R.O.W.

SECTION 4. That this Ordinance shall be cumulative of all other Ordinances and shall not repeal any of the provisions of such Ordinances except for those instances where there are direct conflicts with the provisions of this Ordinance. Ordinances or parts thereof in force at the time this Ordinance shall take effect and that are inconsistent with this Ordinance are hereby repealed to the extent that they are inconsistent with this Ordinance.

SECTION 5. If any section, article, paragraph, sentence, clause, phrase or word in this Ordinance, or application thereof to any person or circumstance, is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of the Ordinance, and the City Council hereby declares it would have passed such remaining portion of the Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

SECTION 6. This Ordinance shall take effect from and after its date of passage in accordance with law, and it is so ordained.

PRESENTED AND PASSED on this 10th day of May 2011, by a vote of 7 ayes, 0 nays and 0 abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.

Jim Story, Mayor

ATTEST:

Michael Wells, City Secretary

APPROVED AS TO FORM:

Stan Lowry, City Attorney