

ORDINANCE NO. 1855

AN ORDINANCE OF THE CITY OF TERRELL, TEXAS, AMENDING CERTAIN SECTIONS OF ORDINANCE NO. 1832, REGULATING THE CONSTRUCTION AND USE OF SIGNS, BANNERS, AND AWNINGS IN THE CENTRAL BUSINESS DISTRICT, AS WELL AS THE CITY OF TERRELL; SECTION XIV.: PORTABLE SIGNS, PARAGRAPH B AND PARAGRAPH C; PROVISIONS FOR ENFORCEMENT; PROVIDING FOR SEVERABILITY; ESTABLISHING AN EFFECTIVE DATE.

ARTICLE I.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TERRELL, TEXAS, THAT:

SECTION XIV.: PORTABLE SIGNS, PARAGRAPH (B), SUBPARAGRAPHS 1, 3, AND 4; PARAGRAPH (C), SUBPARAGRAPH 2., BE DELETED IN ITS ENTIRETY AND IF APPLICABLE, REPLACE WITH THE FOLLOWING:

(B) In Zones II and III portable signs are permitted and are subject to the following regulations.

1. Prior to the use or placement of any portable sign, a permit must be obtained from the Building Inspections Department. The permit fee shall be \$ _____.
(The permit fee shall be \$25.00).

3. Delete paragraph. *(No permit for the same business location shall be issued until a minimum of fifteen (15) days has elapsed since the previous permit expired. Said portable sign shall be physically removed by the permittee from the referenced location upon expiration of the permit. A business location shall be defined as a shopping center or collection of businesses located upon one site or one platted tract of property).*

4. Delete paragraph. *(Portable sign permits may be issued for a maximum of sixty (60) days. Said portable sign shall be physically removed by the permittee form the referenced location upon expiration of the permit).*

C. Registration of Portable Signs

1. *(No change)*

2. Delete this subparagraph. *(Portable signs are not considered to be permanent fixtures, but are temporary in nature. Portable signs which are registered as nonconforming signs under this ordinance shall be considered amortized within six months of the effective date of this ordinance. All registered nonconforming signs shall be removed by that date).*

3. *(No change)*

4. *(No change)*

ARTICLE II.

That all ordinances or parts of ordinances in conflict herewith are to the extent of such conflict, hereby repealed. Any and all provisions or Ordinance No. 1832 not expressly amended by this ordinance shall remain in full force and effect.

ARTICLE III.

That is hereby declared to be the intention of the City Council that the section, paragraphs, sentences, clauses, and phrases of this ordinance are severable and, if any phrase, clause, sentence, paragraph, or section shall be declared unconstitutional by the valid judgment or decree of any court of unconstitutional jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and section, since the same would have been enacted by the City Council without the incorporation of any unconstitutional phrase, clause, sentence, paragraph, or section.

ARTICLE IV.

That this ordinance will take effect immediately from and after its passage and the publication of the caption as the law in such cases provides.

PASSED AND APPROVED on first reading this 5th day of November, 1996.

PASSED AND ADOPTED on final reading this the 19th day of November, 1996, by the City Council of the City of Terrell, Texas.

DON L. LINDSEY, MAYOR

ATTEST:

BOBBY BISHOP, CITY SECRETARY

APPROVED AS TO FORM:

MARY GAYLE RAMSEY, CITY ATTORNEY