

ORDINANCE NO. 2022-13

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS ADOPTING AMENDMENTS TO CHAPTER 8 – SIGNS, SECTION 8.4.001 STANDARDS FOR TEMPORARY SIGNS (B) BANNER SIGNS OF THE BASTROP BUILDING BLOCK B3 CODE (ADOPTED BY REFERENCE IN CHAPTER 14.01 OF THE CODE OF ORDINANCES), AS ATTACHED IN EXHIBIT A; AND PROVIDING FOR FINDINGS OF FACT, ADOPTION, REPEALER, SEVERABILITY, AND ENFORCEMENT; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Bastrop, Texas (“City”) is a Home-Rule City acting under its Charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, the City seeks to ensure that impending and future development is conducted in a fiscally-sustainable and environmentally responsible manner that honors the City's rich heritage and unique ecological makeup; and

WHEREAS, controlled placement of signs could have a positive impact on the businesses and economic development of the City; and

WHEREAS, the uncontrolled placement of signs could have a negative impact on the health, safety, and aesthetics of the City; and

WHEREAS, regulation of signs in the City will substantially promote the City's interest in preserving the aesthetic beauty of the City while also promoting economic development; and

WHEREAS, the Bastrop Building Block (B³) Code, was adopted on November 12, 2019, which included Chapter 8 - Signs; and

WHEREAS, Chapter 8 – Signs was amended on June 22, 2021; and

WHEREAS, through implementation of the B³ Code Chapter 8 – Signs, amendments have been identified to improve the regulation of signs; and

WHEREAS, the amendments to the B³ Code, Chapter 8 - Signs was recommended for approval by the Planning and Zoning Commission on March 31, 2022.

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

Section 1: Findings of fact

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein.

Section 2: Adoption and Amendment

The City Council hereby adopts the amendments to the Bastrop Building Block (B3) Code, as attached in Exhibit A.

Section 3: Repealer

In the case of any conflict between other provisions of this Ordinance and any existing Ordinance of the City, the provisions of this Ordinance will control.

Section 4: Severability

If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, that invalidity or the unenforceability will not affect any other provisions or applications of this Ordinance that can be given effect without the invalid provision.

Section 5: Enforcement

The City shall have the power to administer and enforce the provisions of this ordinance as may be required by governing law. Any person violating any provision of this ordinance is subject to suit for injunctive relief as well as prosecution for criminal violations, and such violation is hereby declared to be a nuisance.

Nothing in this ordinance shall be construed as a waiver of the City's right to bring a civil action to enforce the provisions of this ordinance and to seek remedies as allowed by law and/or equity.

Section 6: Effective Date

This Ordinance shall be effective immediately upon passage and publication.

READ & ACKNOWLEDGED on First Reading on the 12th day of April 2022.

READ & APPROVED on the Second Reading on the 26th day of April 2022.

APPROVED:

by



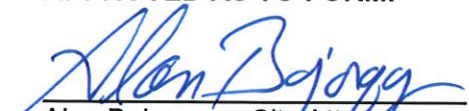
Connie B. Schroeder, Mayor

ATTEST:



Ann Franklin, City Secretary

APPROVED AS TO FORM:



Alan Bojorquez, City Attorney

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ARTICLE 8.4 TEMPORARY SIGNS
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SEC. 8.4.001 STANDARDS FOR TEMPORARY SIGNS

Temporary signs are allowed for a limited time period in accordance with the permitting requirements.

(a) Permits Required for:

- (1) Banner Signs
- (2) Construction Site Signs
- (3) Development Information Signs

(b) Banner Signs

- (1) Maximum sign area is forty-eight (48) square feet and not to exceed 75% of the building or lease space width upon which the sign is to be located.
- (2) Maximum banner height dimension is four (4) feet.
- (3) ~~One~~ **A** banner sign may be placed on a property **at a single location for a maximum of one year. The Banner can be changed within the permitted period as long as banner location on the site does not change or exceed the sign area or dimensions on the approved permit. two (2) weeks, four (4) times per calendar year. The periods may be combined. Each tenant space or building located on a single lot or in a complex shall be allowed an individual banner**

as allowed per this article.

- (4) All four (4) corners of a banner sign shall be securely attached to the building, fence, or yard stakes less than 5 feet in height.
- (5) **Banner signs shall not be placed on the public right-of-way, or Sight Triangle. Signs cannot be located within the Sight Triangle, as defined in the B³ Technical Manual Section 2.0.011.**

(c) Bandit Signs

- (1) Bandit signs shall not exceed four (4) square feet and shall not be more than three (3) feet above the natural grade.
- (2) Bandit signs shall be authorized for new residential subdivisions during the development and sale phases only.
- (3) Bandit signs shall not be placed on the public right-of-way, or within the sight visibility triangle of an intersection.
- (4) The posting of bandit signs shall only be allowed between the hours of 5:00 a.m. Saturday through 6:00 a.m. Monday.
- (5) The bandit signs shall be set back from the