

**ORDINANCE NO. 2017-09**

**CONCERNING THE SIGN ORDINANCE**

**AMENDING SECTION 3.20.022 SIGNS OF THE CITY CODE TO DELETE SECTION 3.20.022 MUNICIPAL SIGN REVIEW BOARD VARIANCES WHICH WILL ACKNOWLEDGE THAT ANY APPEALS RELATING TO ADMINISTRATION OF THE SIGN SECTION OF THE CITY ZONING ORDINANCE IS TO THE ZONING BOARD OF AJUSTMENT.**

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**WHEREAS**, Section 211.008, Board of Adjustment of the State of Texas Local Government Code establishes the appeal process for all zoning appeals; and

**WHEREAS**, sign zoning regulations are a segment of land use zoning and regulation; and

**WHEREAS**, Section 211.008 of the Texas Local Government Code preempts local regulations governing any aspect of zoning appeals,


**NOW, THEREFORE**, Section 3.20.022, Signs of the City Code is hereby deleted because the regulatory matters involved have been preempted by the State of Texas adoption of Section 211.008, Board of Adjustment in the Local Government Code.

Any cases pending before the Municipal Sign Review Board will be transferred to the docket of the Zoning Board of Adjustment now and processed according to the rules and procedures of the Zoning Board of Adjustment.

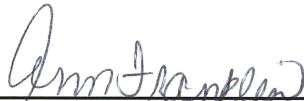
Passed and Approved on First Reading on this 28th day of February, 2017

Passed and Adopted on Second Reading on this 14th day of March, 2017

**APPROVED:**

  
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Ken Kesselus, Mayor

**ATTEST:**

  
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Ann Franklin, City Secretary