

ORDINANCE NO. 2017-

AN ORDINANCE OF THE CITY OF LEAGUE CITY, TEXAS, TO AMEND CHAPTER 90 OF THE CODE OF ORDINANCES, ENTITLED “SIGNS” TO PROVIDE CERTAIN PROTECTIONS FOR LEGALLY NON-CONFORMING SIGNS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEAGUE CITY, TEXAS, as follows:

Section 1. That the Code of Ordinances is hereby amended to AMEND Section 90-2, entitled *Definitions*, to amend the definition of “Abandoned Sign” to read as follows:

“Sec. 90-2. Definitions.

...

Abandoned Sign – An on-premise sign, attached or detached, advertising a business that has closed or ceased operation, or for which a permit necessary for operation has expired or been revoked, for a period of at least sixty (60) calendar days.

...”

Section 2. That the Code of Ordinances is hereby amended to AMEND Section 90-10, entitled *Non-Conforming Signs*, to read as follows:

“Sec. 90-10. Nonconforming signs.

(a) Signs which do not conform to this article but which were lawfully constructed, erected, or built shall be governed by Section 125-191, except as provided herein.

(b) Nonconforming signs shall be kept in good repair and not allowed to become dilapidated, and no structural alterations shall be made thereto.

(c) Any business with a nonconforming sign shall be ineligible for a permit for a new and similar sign unless the permit is for a conforming sign that will replace the nonconforming sign.

(d) If a nonconforming sign is damaged to the extent that repair would cost more than sixty (60) percent of the total replacement value thereof, no permit for repair of the damage shall be approved.

(e) A legally nonconforming sign that is not a billboard may be moved if the property on which the sign is located is acquired by the State of Texas or one of its agencies for the purpose of widening or improving Interstate 45, provided that:

- (1) the condition of the sign either remains unchanged or there is a change that only reduces the nonconforming nature of the sign; and
- (2) all requirements of this article not related to the nonconforming nature of the sign are satisfied.”

Section 3. Savings. All rights and remedies which have accrued in favor of the City under this Ordinance and amendments thereto shall be and are preserved for the benefit of the City.

Section 4. Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid, unconstitutional or otherwise unenforceable by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 5. Repealer. All ordinances and parts of ordinances in conflict herewith are hereby repealed but only to the extent of such conflict.

Section 6. Codification. It is the intent of the City Council of the City of League City, Texas, that the provisions of this Ordinance shall be codified in the City's official Code of Ordinances as provided hereinabove.

Section 7. Publication and Effective Date. The City Secretary shall cause this Ordinance, or its caption, to be published in the official newspaper of the City of League City, upon passage of such Ordinance. The Ordinance shall become effective ten (10) days after its passage.

PASSED first reading the ____ day of _____, 2017.

PASSED second reading the ____ day of _____, 2017.

PASSED AND ADOPTED the ____ day of _____, 2017.

PAT HALLISEY
Mayor

ATTEST:

DIANA M. STAPP
City Secretary

APPROVED AS TO FORM:

NGHIEM V. DOAN,
City Attorney