

# City of Willoughby Hills

## ORDINANCE NO. 2009-16

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### **AN ORDINANCE AMENDING PART ELEVEN – PLANNING AND ZONING CODE, TITLE NINE – SIGNS, CHAPTER 1151 – SIGN REGULATIONS, SECTION 1151.06 – PROHIBITED SIGNS OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS AND REPEALING ANY AND ALL CONFLICTING LEGISLATION.**

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**WHEREAS**, the purpose and intent of **Chapter 1151 – Sign Regulations** is to “promote the public health, safety, and welfare through the provision of standards for existing and proposed advertising signs of all types. More specifically, this Chapter is intended to: (a) enhance and protect the physical appearance of the community, (b) promote and maintain visually attractive, residential, commercial, industrial and research and office districts, (c) ensure that signs are located and designed to reduce distraction and confusion that may be contributing factors in traffic congestion and accidents, and maintain a safe and orderly pedestrian and vehicular environment, (d) prevent the erection of structures that will obstruct sight distance at the intersection of streets, alleys or driveways, (e) provide review procedures that enable the City to comprehensively evaluate the appropriateness of a sign to the site, building and surroundings, (f) prohibit all signs not expressly permitted by this Chapter”; and

**WHEREAS**, without compromising the broad purpose and intent of the Sign Regulations, as outlined above, it is in the best interest of the City of Willoughby Hills, and its residents, to encourage the success of retail businesses in the City’s highest-density business areas and to remove burdensome regulations that will increase the cost of operating businesses by mandating the replacement of existing signs that are otherwise attractive, efficient, and practical; and

**WHEREAS**, the Planning and Zoning Committee of Council met on January 12, 2009 and again on January 20, 2009 to review and discuss the current provisions of **Section 1151.06 – Prohibited Signs**, and recommends to Council that **Chapter 1151 – Sign Regulations**, be amended as set forth within this Ordinance.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOUGHBY HILLS, LAKE COUNTY, STATE OF OHIO, THAT:**

**SECTION 1.** The existing **Section 1151.06 – Prohibited Signs** of the Codified Ordinances of the City of Willoughby Hills is hereby amended to read and provide in its entirety as follows:

**“1151.06 PROHIBITED SIGNS.**

All signs not expressly permitted in this Chapter shall be prohibited in the City. Such signs include but are not limited to the following:

- (a) Animated, flashing, moving, blinker, racer type, intermittent, rotating, moving, animated, or revolving signs, whirligig devices, inflatable signs and tethered balloons, pennants, ribbons, streamers, spinners, exposed light bulbs, and strings of lights not permanently mounted to a rigid background, and other similar types of attention-getting devices, except those exempt under Section 1151.02(c);
- (b) Billboards;
- (c) Flags intended for advertising or commercial purposes;
- (d) Ghost signs;
- (e) Merchandise, equipment, products, vehicles or other items not themselves for sale or rent and placed for attention getting, identification or advertising purposes;

- (f) Permanent signs erected on, or attached to, accessory structures, including outdoor furniture, benches, tables, chairs;
- (g) Pole signs, except on properties zoned B-2 or B-3 located on Bishop Road between I-90 and Chardon Road, and on Chardon Road West of Bishop Road, where pole signs are permitted;
- (h) Signs or advertising devices which attempt, or appear to attempt, to direct the movement of traffic, or which interfere with, imitate or resemble an official sign, signal or device;
- (i) Signs containing information or advertising for any product not sold or produced on the premises or for any use that does not occur on the premises;
- (j) Roof sign; and
- (k) Streamer signs."

**SECTION 2.** All Ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance.

**SECTION 3.** The actions of this Council concerning and relating to the passage of this legislation were conducted in lawful meetings of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

**SECTION 4.** This Ordinance shall be in full force and effect at the earliest time permitted by law.

Public Hearing Advertised: March 16, 2009

Public Hearing Held: April 23, 2009

First Reading: March 26, 2009

Second Reading: April 9, 2009

Third Reading: April 23, 2009

Passed: April 23, 2009

Submitted to the Mayor for his approval  
on this 23 day of April, 2009

ATTEST:  
Victoria Ann Savage, CMC  
Victoria Ann Savage, CMC  
Clerk of Council

Kevin D. Malecek  
Kevin D. Malecek  
President of Council

Approved by the Mayor  
April 23, 2009

Robert M. Weger  
Robert M. Weger  
Mayor