

ORDINANCE NO. 1024

AN ORDINANCE AMENDING STAYTON MUNICIPAL CODE TITLE 17, REGARDING TEMPORARY SIGNS IN THE PUBLIC/SEMI-PUBLIC ZONE

WHEREAS, Oregon Revised Statutes, Chapter 197 requires municipalities to adopt and implement a comprehensive land use planning program in accordance with statewide planning goals established by the Legislature and the Oregon Land Conservation and Development Commission;

WHEREAS, the City of Stayton has adopted Title 17 of the Stayton Municipal Code (SMC) as the Land Use and Development Code;

WHEREAS, SMC Title 17, Chapter 16 of the Land Use and Development Code, Section 17.20.140.9-B.A.3 prohibits from being located in a street right of way;

WHEREAS, occasionally within the city the street rights of way are wide enough that a temporary sign outside of the right of way is not visible;

WHEREAS, notice of the proposed amendment was sent to the Department of Land Conservation and Development more than 35 days in advance of the Planning Commission's public hearing;

WHEREAS, the Stayton Planning Commission has initiated the process for amending the Land Use and Development Code, in accordance with Section 17.12.175.3, and following a public hearing has recommended that the Stayton City Council enact the recommended amendments; and

WHEREAS, the Stayton City Council, following a public hearing, notice of which was published in, does find that the amendments proposed by the Planning Commission are appropriate and are consistent with the Comprehensive Plan.

NOW, THEREFORE, the City of Stayton ordains:

Section 1. Temporary Sign Regulations Amended. Section 17.20.140.9-B.a. is hereby amended as follows:

- a. Temporary Signs. No more than two temporary signs per business shall be permitted at any one time. Temporary signs shall conform to the following:
 - 1) A temporary sign shall not exceed 16 square feet in area.
 - 2) The placement of temporary signs shall be limited to a period not exceeding 90 days within any calendar year. This restriction applies to the display of all temporary signs throughout a calendar year and not to each individual sign.
 - 3) ~~A~~ Except in a Public/Semi-Public Zone, a temporary sign shall not be located within the public right-of-way or violate vision clearance provisions. In a Public/Semi-Public Zone, a temporary sign may be located in the public right of way, when the right of way exceeds 60 feet in width and there is a landscape strip between curb and sidewalk that exceeds five feet in width. A temporary sign in the public right of way shall be placed a minimum of three feet behind the curb and shall be placed a minimum of 50 feet from a driveway or street intersection.
 - 4) A newly opened business may have a temporary sign for up to 180 days while waiting for a permanent sign to be manufactured and installed.

Section 2. Effective Date. This Ordinance shall not become effective until the 30th day after adoption by the Stayton City Council and execution by the Mayor, or a representative of the Mayor. In the

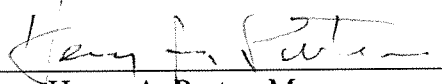
event of a timely appeal to LUBA, this Ordinance shall not become effective until the LUBA appeal is finally resolved, including any appeals from the decision of LUBA.

Section 3. A copy of this Ordinance shall be furnished to the State of Oregon, Department of Land Conservation and Development forthwith.

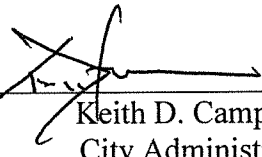
ADOPTED BY THE STAYTON CITY COUNCIL this 20th day of August, 2018.

CITY OF STAYTON

Signed: 8/20/18, 2018

BY: 
Henry A. Porter, Mayor

Signed: 8/20/18, 2018

ATTEST: 
Keith D. Campbell,
City Administrator