

AN ORDINANCE OF THE CITY OF PORTAGE DES SIOUX, MISSOURI, PROVIDING FOR THE REGULATION OF TEMPORARY SIGNS INCLUDING: THE MAXIMUM NUMBER OF SIGNS, SIZE AND HEIGHT REQUIREMENTS, LOCATION RESTRICTIONS, DISPLAY DURATION, PERMISSION REQUIREMENTS.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF PORTAGE DES SIOUX, MISSOURI, AS FOLLOWS:

SECTION I

APPLICATION

This ordinance shall apply to all temporary signs, including but not limited to: political signs, real estate signs including "Open House" signs and "For Sale" signs, "Garage Sale" signs and signs offering services.

SECTION II

DEFINITIONS

SIGN - A sign is any device including letters, words, numerals, figures, emblems, pictures or any part or combination used for visual communication that attracts the attention of the public and is visible from public or private streets or other properties.

TEMPORARY SIGN - A sign not permanently anchored to the ground or permanently affixed to a structure.

RIGHT OF WAY - Right of way refers to areas dedicated for public streets (including drainage ditches), sidewalks and public utility easements.

REAL ESTATE SIGN - A sign advertising the sale of real property, including directional, "Open House" signs and "For Sale by Owner" signs.

POLITICAL SIGN - A sign advertising or informing the public of candidates for public office, proposals and legislation or other political views.

GARAGE SALE - A sale conducted by a residential inhabitant of the City in which he or she offers for sale to the general public items of personal property belonging to such inhabitant or members of his or her immediate family and conducted in such a manner as to not constitute an ongoing commercial enterprise.

SECTION III

PLACEMENT OF SIGN

All signs, other than street signs, are prohibited in the public right of way. No signs may be placed on city owned property, except signs posted by the City for City events.

Signs placed during approved activities in the City's park are allowed during that activity but must be removed upon conclusion of the event.

Signs may not be affixed to any light pole, street pole, electrical box or other similar structure.

No sign may be placed on another person's property without prior permission from the property owner.

No signs are to be placed at the corner or within the sight triangle of an intersection.

No sign shall be placed within five (5) feet of a public street.

For Sale, Lease or Rent signs can only be displayed on the property for sale, lease or rent.

SECTION IV

NUMBER ALLOWED

A maximum of two temporary signs are allowed per property, there is no limit on small (four foot (4') X four (4') or smaller) political signs for the period allowed (see DISPLAY DURATION) prior to an election.

SECTION V

SIZE AND HEIGHT REQUIREMENTS

Freestanding or wall signs may be one (1) square foot for every 10 linear feet of street frontage. Signs may neither exceed a maximum size of six (6) square feet or the maximum height of five (5) feet.

Window signs may be up to ten (10) percent of the window size, with a maximum sign size of six (6) square feet.

SECTION VI

DISPLAY DURATION

A single property may display a temporary sign for a maximum of 30 days total during any calendar year.

For Sale, Lease or Rent signs may be displayed on the property during the time the property is being sold, let or rented and must be removed upon sale, rental or lease.

Open House signs may only be displayed the day of the open house and are to be removed at its conclusion.

Political signs may be displayed for a period of two (2) months prior to the election date and must be removed within 5 days after the election date.

All temporary signs must be removed at the conclusion of the event or sale of the item advertised.

SECTION VII

PERMITS

There are no permits required for the placement of temporary signs conforming to the requirements of this ordinance.

SECTION VIII

VIOLATIONS

Each day a violation of this ordinance shall be continued after notice by the City shall constitute a separate offense under this ordinance. Any city official or person directed by the City may at any time remove a temporary sign in violation of this ordinance. Any expense incurred by the City in removing and disposing of a sign removed will be billed to the owner.

SECTION IX

If any section , subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

All ordinances or parts of ordinances in conflict with this ordinance or with any of its provisions are in the extent of such conflict hereby repealed.

THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FULL FORCE FROM AND AFTER ITS PASSAGE AND APPROVAL BY THE MAYOR AND THE BOARD OF ALDERMEN.

PASSED AND APPROVED THIS 10th DAY OF November, 2008.

MARK D. WARNER, MAYOR

ATTEST: _____
SUZIE A. CISSELL, CITY CLERK

CITY SEAL