

AN ORDINANCE AMENDING ARTICLE 17 OF THE ZONING ORDINANCE TO TRANSFER ENFORCEMENT OF ARTICLE 17 SIGN REGULATIONS REQUIREMENTS FROM THE DIVISION OF BUILDING INSPECTION TO THE DIVISION OF PLANNING.

WHEREAS, the Lexington-Fayette Urban County Planning Commission has considered a text amendment to Article 17 of the Zoning Ordinance to transfer enforcement of Article 17 Sign Regulation requirements from the Division Building Inspection to the Division of Planning; and

WHEREAS, the Planning Commission did hold a public hearing on this proposed text amendment on September 13, 2012; and

WHEREAS, the Planning Commission did recommend APPROVAL of this commission proposed text amendment by a vote of 7-0; and

WHEREAS, this Council agrees with the recommendation of the Planning Commission; and

WHEREAS, the recommendation form of the Planning Commission is attached hereto and incorporated by reference herein.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:

Section 1 – That Article 17 of the Zoning Ordinance of the Lexington-Fayette Urban County Government is hereby amended to read as follows:

ARTICLE 16: SIGN REGULATIONS

17-4(b) ENFORCEMENT – Except as provided herein, the Division of Planning shall enforce the provisions of this Article and shall utilize its powers to ensure compliance with its provisions and the provisions of any approved permit. The Division shall maintain written records of any enforcement actions take. The Division of Code Enforcement shall also have enforcement authority as to the provision of Sections 17-4(g) and (j) below, and shall maintain written records of any enforcement actions taken.

17-4(c) SIGNS EXEMPT FROM PERMIT REQUIREMENTS – The following signs shall not require a permit. However, such signs are subject to applicable restrictions contained within the Article, and the Division of Planning shall take enforcement action against any such sign which does not conform to the specified requirements.

- (1) Political Signs;
- (2) Nameplates;
- (3) Government Signs;
- (4) Real Estate Signs;
- (5) Incidental Signs;
- (6) Window signs; and

(7) The changing of copy on a billboard, attraction board, marquee, informational sign, or electronic message display system.

Section 2 - That this Ordinance shall become effective on the date of its passage.

PASSED URBAN COUNTY COUNCIL:

MAYOR

ATTEST:

Clerk of Urban County Council

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