

**ORDINANCE NO. 819**

**AN ORDINANCE OF THE CITY OF BROOKSVILLE, FLORIDA, PROVIDING TEMPORARY SIGN OPPORTUNITIES FOR COMMERCIAL USES; PROVIDING STANDARDS AND ADMINISTRATIVE PROCEDURES FOR PERMITTING TEMPORARY SIGNS; PROVIDING FOR AN EFFECTIVENESS REVIEW; AND PROVIDING FOR AN EFFECTIVE DATE AND A TERMINATION DATE.**

**WHEREAS**, the City of Brooksville, Florida is vested with home rule authority pursuant to Article VII, Section 2 of the Constitution of the State of Florida and Chapter 166, Florida Statutes, to enact ordinances; and,

**WHEREAS**, the City Council recognizes that the ongoing recession and the condition of the economy challenges local businesses to seek new and better ways to advertise and promote their business; and

**WHEREAS**, the City Council understands that certain businesses would benefit from additional promotional opportunities; and

**WHEREAS**, the City Council has enacted sign regulations as part of the Code of Ordinances, Chapter 125; and

**WHEREAS**, the Code of Ordinances sign regulations currently allow temporary signs during grand opening and special events of limited duration only; and

**WHEREAS**, the City Council wishes to continue to protect the safety of motorists, pedestrians, and others from distractions caused by signs; and

**WHEREAS**, the City Council wishes to continue to preserve the aesthetic beauty of the City of Brooksville; and

**WHEREAS**, the City Council wishes to assist local businesses by providing temporary sign opportunities for businesses operating in the City of Brooksville;

**NOW THEREFORE BE IT ORDAINED BY THE COUNCIL MEMBERS OF THE CITY OF BROOKSVILLE, AS FOLLOWS:**

**SECTION 1. TEMPORARY SIGNS.** In order to provide temporary sign opportunities for Brooksville businesses the following provisions are hereby adopted:

1. The following temporary signs shall be allowed for businesses on parcels zoned as PDP with commercial and/or office uses and in the C1, C2, C3, C4, CIS-1, I-1, I-2 and P-1 zoning districts as well as any new commercial, office and industrial zoning district not in existence as of the effective date of this ordinance:
  - A. One banner sign per business not to exceed 32 square feet securely affixed to a building; or
  - B. One fabric sign per business attached to a vertical pole (“feather sign”) not to exceed 12 feet in height and 32 square feet in total area which shall be located on private

property and set back from right-of-way lines such that it does not obstruct required sight triangles.

2. Temporary signs may be displayed for a maximum of 30 total days every six months beginning on the effective date of this ordinance. New businesses shall be allowed to display a banner or fabric sign the first three months of the initial six month period, provided that the new business has not been in operation more than 12 months prior to the request for a temporary sign permit.
3. A temporary sign permit shall be required which shall be effective for the duration of this ordinance.
4. A \$50 annual fee for the temporary sign permit is hereby established.
5. The City Manager is hereby authorized to establish administrative procedures necessary to permit and regulate temporary signs allowed under this ordinance consistent with the intent and purpose of this ordinance.

**SECTION 2. EFFECTIVENESS.** The City Council hereby directs staff to review the effectiveness of the temporary sign provisions in providing economic stimulus and to report their findings to the City Council 90 days prior to the termination of this ordinance.

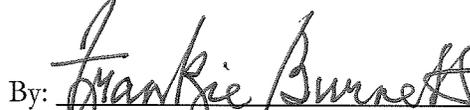
**SECTION 3. CONFLICTS.** The City Council expressly intends that the sign regulation provisions of the City of Brooksville Code of Ordinances, Chapter 125, shall remain in effect except to the extent allowed by this ordinance, through the termination of this ordinance as set forth in Section 5.

**SECTION 4. EFFECTIVE DATE.** This Ordinance shall take effect immediately upon its adoption by the Brooksville City Council.

**SECTION 5. TERMINATION DATE.** This ordinance shall sunset one year from its effective date and the program shall terminate one year from the effective date of this ordinance unless an ordinance is adopted extending the program.

**CITY OF BROOKSVILLE**

Attest:   
Janice L. Peters, CMC, City Clerk

By:   
Frankie Burnett, Mayor

PASSED on First Reading July 18, 2011  
NOTICE Published on July 22, 2011 & September 9, 2011  
PASSED on Second & Final Reading September 19, 2011

APPROVED AS TO FORM FOR THE RELIANCE  
OF THE CITY OF BROOKSVILLE ONLY:

  
Thomas S. Hogan, The Hogan Law Firm, LLC  
City Attorney

VOTE OF COUNCIL:

Bernardini	<u>Absent</u>
Bradburn	<u>AYE</u>
Burnett	<u>AYE</u>
Hohn	<u>AYE</u>
Johnston	<u>NAY</u>