

CITY OF ROCKWALL, TEXAS

ORDINANCE NO. 12-08

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, AMENDING THE CODE OF ORDINANCES IN CHAPTER 12 BUSINESSES AND SALES, ARTICLE V SPECIAL EVENTS, DIVISION 3. STANDARDS BY REPEALING SECTION 12-377. SIGNAGE IN ITS ENTIRETY AND PROVIDING FOR A NEW SECTION 12-377 TO INCLUDE PROVISIONS FOR NON-PROFIT OFF-PREMISE SPECIAL EVENT SIGNS; PROVIDING FOR A PENALTY OF A FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000) FOR EACH OFFENSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Rockwall City Council deems the public interest to be best served by the adoption of additional rules and regulations as set out herein;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS:

**Section 1.** That the Code of Ordinances in Chapter 12 – Businesses and Sales, Article V - Special Events, Division 3. "Standards," Section 12-377. "Signage" is hereby repealed in its entirety and a new Section 12-377 shall hereby read in its entirety as follows:

**Sec. 12-377. Signage.**

- (a) *On-premise signs.* A total of four signs, with a maximum square footage of 16 square feet and a maximum height of five feet may be placed on-premise. All on-premise, free-standing special event signs must be made of corrugated plastic, otherwise known as coroplast signs. These signs shall be supported by t-posts on each side. The applicant may also hang two banner signs of up to sixty (60) square feet on the building.
- (b) *Erection and removal of sign.* The event must occur within the city. Such signs may be erected seven days prior to the event and must be removed at the conclusion of the event. No sign shall be permitted within any street median, visibility triangle, state right-of-way or within 30 feet of an intersection. Signs cannot be placed any closer than 10.5 feet from the back of the curb or the edge of the street pavement. Any signs determined to be in a location that causes an obstruction or considered to be an immediate or potential hazard to public safety may be removed. Temporary window signs, posters, pennants, search lights, balloons (not exceeding one foot in diameter when inflated), and other similar items may be permitted.
- (c) *Non-profit special event off-premise signs:*

- (1) All non-profit off-premise special event signs must be made of corrugated plastic, otherwise known as coroplast signs. Non-profit off-premise special event signs shall be supported by t-posts on each side. Vinyl or cloth banner-type signs will not be allowed. Feather Flags not exceeding twelve (12) feet in height may be allowed in lieu of corrugated plastic signs.
- (2) Each permit will allow a non-profit organization to place a maximum of six (6) off-premise special event signs.
- (3) There shall be only one non-profit off-premise special event sign per lot, parcel or tract of land.
- (4) Non-profit off-premise special event signs shall only be allowed on private property. Written permission from the property owner must be submitted with each application.
- (5) Non-profit off-premise special event signs may be erected fourteen (14) days prior to the event and must be removed at the conclusion of the event
- (6) Non-profit off-premise special event signs shall not exceed thirty-two (32) square feet in size.
- (7) There must be a minimum distance of sixty (60) feet between non-profit off-premise special event signs.
- (8) Non-profit off-premise special event signs along city streets must be placed a minimum of ten and one-half (10.5) feet from the back of the curb. Non-profit off-premise special event signs along state roadways must be placed a minimum of fifteen (15) feet from the back of the curb. Non-profit off-premise special event signs along John King Blvd. must be placed a minimum of twenty (20) feet from the back of the curb.
- (9) Non-profit off-premise special event signs shall not be placed within three hundred (300) feet of the following intersections:
  - (a) I-30 @ Ridge Road
  - (b) I-30 @ S.H. 205
  - (c) Lakeshore Drive @ S.H. 66
  - (d) I-30 @ Horizon Rd./Village Dr.
  - (e) Non-profit off-premise special event signs with expired permits must be removed within twenty-four (24) hours of the permit expiration, or be subject to the issuance of a citation.
- (10) Non-profit special events may have up to twelve (12) directional signs guiding people to the event location, with the following regulations:
  - (a) These signs shall be no larger than six square feet and cannot be higher than four feet above grade.
  - (b) No sign may be placed closer than 30 feet from an intersection, closer than six feet from the back of the curb or from the edge of the pavement and shall not be placed in the center median.
  - (c) The signs shall not be placed within 300 feet from the intersections of IH-30 @ Ridge Road, IH-30 @ SH205, IH-30 @ Horizon Road/Village Drive and SH66 @ Lakeshore Drive.
  - (d) These signs shall not obstruct the vision of traffic on the roadway. Any signs determined to be in a location that causes an immediate hazard to public safety may be immediately removed by the city. These signs must only direct traffic to properties located within the city limits.
  - (e) Directional signs can be placed the day before the event and must be removed at the conclusion of the event.

**Section 2.** That if any section, subsection, sentence, phrase, word, paragraph, provision of this ordinance or the application of that section, subsection, sentence, phrase, word, paragraph, or provision to any person, firm, corporation, situation, or circumstance is for any reason adjudged invalid, the adjudication shall not affect any other section, sentence, phrase, word, paragraph, or provision of the Code of Ordinances of the City.

The City Council declares that it would have adopted the valid portions and applications of this ordinance without the invalid parts, and to this end the provisions of this ordinance are declared to be severable;

**Section 3.** That if any portion of this ordinance shall conflict with an existing ordinance of the City not specifically repealed herein, the City Council hereby declares that this ordinance shall prevail and that it is hereby attempting to repeal any conflicting provisions of any existing ordinance of the City;

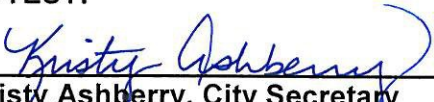
**Section 4.** That any person, firm or corporation who violates any provision of this ordinance or who fails to obtain a special event permit shall be deemed guilty of a misdemeanor and upon conviction thereof, in the Municipal Court of Rockwall, TX, shall be subject to a fine in accordance with the general provisions of the Code of Ordinances.

**Section 5.** That this ordinance shall take effect immediately from and after its passage and approval, in accordance with applicable law and the charter of the City of Rockwall, Texas.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, this 16<sup>th</sup> day of April, 2012.**

  
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David Sweet, Mayor

ATTEST:

  
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Kristy Ashberry, City Secretary

APPROVED AS TO FORM:  
  
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Pete Eckert, City Attorney



1<sup>st</sup> Reading: 04-02-12

2<sup>nd</sup> Reading: 04-16-12