

ORDINANCE NO. 15-23

WHEREAS, the City Council of Smithfield City, Cache County, Utah, passed and adopted the Smithfield Municipal Code on December 13, 1995; and

WHEREAS, the City Council has determined there is a need to update, repeal, amend and/or modify certain provisions contained in the referenced Municipal Code;

NOW, THEREFORE, the City Council of Smithfield City, Utah hereby adopts, passes and publishes the following:

AN ORDINANCE AMENDING THE SMITHFIELD CITY ZONING REGULATIONS, TITLE 17, IN PARTICULAR CHAPTER 17.36.125 "TEMPORARY SIGNS" AND 17.36.140 "WIND SIGN"

BE IT ORDAINED BY THE CITY COUNCIL OF SMITHFIELD CITY, CACHE COUNTY, UTAH, AS FOLLOWS:

1. The following sections shall be amended as indicated. Those portions which are struck out shall be deleted and those that are highlighted shall be added.

17.36.125: TEMPORARY SIGNS:

A. Standards For Temporary Signs: Temporary signs shall not be placed in or over a public right of way, may not flash, blink, spin, rotate, block traffic visibility, constitute a vehicular or pedestrian hazard, or cause a public nuisance of any kind. They shall not be attached to telephone poles, ~~fences~~, or trees. They must be firmly secured to the building or ground. Temporary signs may be attached to existing permanent signs only for the promotional period. Temporary signs may cover or obscure an existing permanent sign only if the business has changed hands or changed names. Size of the sign may not exceed forty (40) square feet. No off premises temporary signs are allowed.

B. Temporary Signs Requiring A Permit:

Special Promotion Periods: A business may apply for ~~three (3)~~ **six (6)** special promotion periods during the calendar year. Each period may not exceed seven (7) days in length. The periods may be combined to run consecutively but may not exceed fourteen (14) days in length. A temporary sign permit is required and may be obtained upon submittal of an application available from the city. A banner or portable sign is allowed during this period. Special product, price, or service advertising is appropriate during these periods.

C. Temporary Signs Allowed Without A Permit:

Holiday Periods: A business may advertise a special service, product or sale during the following holiday periods without a permit:

Presidents' Day - February	7 days
Easter - March or April	7 days
Mother's Day - May	7 days
Memorial Day - May	7 days
Father's Day - June	7 days
July 4 - July 24	7 days each
Labor Day - September	7 days
Thanksgiving - November	7 days
Hanukkah	10 days
Hanukkah, Christmas, New Year's	21 days starting December 15 and ending January 2

One banner or portable sign only is allowed during these periods. A banner or portable sign not affixed to a permanent structure may not exceed ~~twelve (12)~~ **thirty two (32)** square feet. The sign must be removed by the end of the first working day after the holiday period ends. No off premises temporary signs are allowed. (Ord. 11-07, 2011; Ord. 04-22 ' 1, 2005)

17.36.140 WIND SIGN:

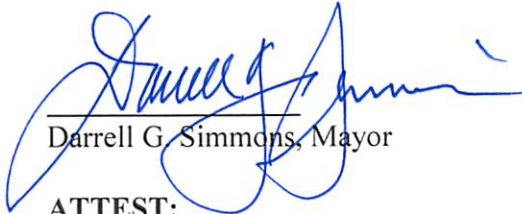
Any wind sign which consists of pennants, ribbons, streamers, spinners or similar devices, except as permitted, are permitted for ~~not longer than a daytime~~ period, not to exceed six (6) times per year with fourteen (14) day intervals between displays. (Ord. 1-160 § 1, 1991; Ord. 1-157 § 2, 1991; Ord. 90-10 § 8-4, 1990)

2. Should any section, clause, or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, in whole or in part, the same shall not affect the validity of the ordinance as a whole, or any other part thereof.
3. All ordinances, and the chapter, clauses, sections, or parts thereof in conflict with provisions of this ordinance are hereby repealed, but only insofar as is specifically provided for herein.
4. This ordinance shall become effective after the required public hearings and upon the posting of three (3) copies at three (3) public places within the corporate limits of Smithfield or by notice on the Smithfield City official website as a substitute for physical posting of notice at three physical locations.

THIS ORDINANCE shall be attached as an amendment to the Smithfield Municipal Code above referred to.

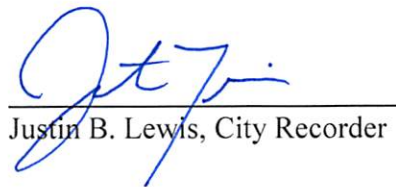
Approved and signed this 12th day of October 2016.

SMITHFIELD CITY CORPORATION



Darrell G. Simmons, Mayor

ATTEST:



Justin B. Lewis, City Recorder

