

RECORD OF ORDINANCES

Ordinance No. 3710

Passed: October 26 2021

AN ORDINANCE IMPOSING A NINE MONTH MORATORIUM, FROM THE EFFECTIVE DATE OF THIS ORDINANCE, ON THE ENFORCEMENT OF NON-COMMERCIAL SIGN CODE VIOLATIONS, TO ALLOW CITY COUNCIL TIME TO REVIEW THE RECOMMENDATIONS OF COUNSEL TO AMEND PORTIONS OF THE SIGN CODE REGULATIONS TO BE IN COMPLIANCE WITH CURRENT CASE LAW.

WHEREAS, There are recent case law decisions addressing the constitutionality of various provisions of sign ordinances; and

WHEREAS, The City Council was advised by Counsel that portions of the current sign code regulations, in particular non-commercial signs, MAY be in violation of said case law; and

WHEREAS, Council desires to have the sign code reviewed for any irregularities or noncompliance with current case law; and

WHEREAS, A nine-month moratorium on enforcement of non-commercial sign code violations will provide Council with adequate time to review any recommendations for change to the sign code by Counsel while not infringing on the potential rights of the sign owner.

NOW, THEREFORE, THE MUNICIPALITY OF WEST CARROLLTON, OHIO HEREBY ORDAINS:

SECTION 1: That the City Council hereby imposes a nine-month moratorium on enforcing non-commercial sign code violations. The purpose of the moratorium is to allow Council and staff time to review any recommendations by Counsel to amend any portion of the current sign code regulations that currently may not be in compliance with case law and/or be infringing on the rights of the citizens of West Carrollton.

SECTION 2: That the City Council hereby directs the Department of Planning and Code Enforcement not to enforce the current non-commercial sign code regulations.

SECTION 3: That it is hereby found and determined that all formal actions of Council concerning and related to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and or any committees that resulted in formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121 of the Ohio Revised Code.

SECTION 4: That this ordinance shall take effect from and after the earliest period allowed by law.

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Mayor

Attest: 

Clerk of Council

Effective Date: November 26, 2021

CERTIFICATE

The undersigned, Clerk of Council of the City of West Carrollton, Ohio hereby certifies the Ordinance to be true and a correct copy of Ordinance _____, adopted on the ____ day of _____, 20__.

Clerk of Council

Dated: _____