

CITY OF WINDY HILLS

Ordinance No. 97-04

AN ORDINANCE RELATING TO SIGNS AND
CONTAINING PENALTIES

WHEREAS, a nuisance is deemed to exist by reason of the placement of private signs on public property advertising the sale or lease of real estate, or other goods and services, thereby creating visual pollution as well as making maintenance of public right-of-way difficult, and

WHEREAS, real estate signs left in place after the sale or lease of property serve no useful purpose, and

WHEREAS, signs which are illegal under the Louisville and Jefferson County Development Code have been allowed to exist by reason of insufficient personnel to properly enforce the regulations concerning same, now, therefore,

BE IT ORDAINED BY THE CITY OF WINDY HILLS:

Section 1. It shall be unlawful to display, or allow to be displayed, or allowed to remain on display, any sign, as defined in the Regulations of the Louisville and Jefferson County Planning Commission on public right-of-way at any location within the City except those signs specifically exempted under those Regulations (such as governmental signs).

Section 2. It shall be unlawful to display, or allow to be displayed, or allowed to remain on display, any "For Rent" or "For Sale" sign on any lot as defined in the Zoning District Regulations of the Louisville and Jefferson County Planning Commission other than the lot being offered for sale or lease, or in any public right-of-way.

Section 3. It shall be unlawful for any "For Sale" or "For Rent" sign to be displayed, or allowed to be displayed, or to remain on any lot more than twenty-four (24) hours after the sale of such lot as evidenced by the recording of a deed, or after a lease or rental of said lot as evidenced by the signing of a lease on the subject lot by both lessor and lessee, or as evidenced by the taking of possession by the lessee or tenant.

Section 4. No construction sign shall remain on any lot after the construction thereon is substantially completed.

Section 5. It shall be presumed that any sign placed in violation of this ordinance was so placed by the owner of the lot being offered for sale or lease as well as the real estate agent whose name appears on the sign and the real estate company whose name appears on the sign, any one or all of which may be cited separately, and each shall be liable separately for the fines

and penalties contained herein. It shall further be presumed that any other sign placed on the public right-of-way was so placed by the person, firm, or corporation whose product or services are promoted by such sign.

Section 6. Any person, firm or corporation violating the provisions of this Ordinance shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than \$25.00 nor no more than \$100.00. Each day a violation continues shall be a separate offense and a separate penalty may be imposed therefor.

Section 7. In addition to the penalty provided in the preceding section, any person, firm or corporation violating any provision of this Ordinance shall be subject to the civil penalties and procedures as provided in City of Windy Hills Ordinance No. 97-01.


Section 8. This ordinance shall take effect upon its passage and publication.

First Reading held July 12, 1997.

Second Reading, Passed and approved July 14, 1997


Betty Walsh, Mayor

ATTEST:


Faye Ellerkamp, City Clerk