

AN ORDINANCE 53458

AMENDING CHAPTER 34 (SIGNS) OF THE CITY CODE
WITH RESPECT TO PORTABLE SIGNS; AND PROVIDING
THAT ANY VIOLATION HEREOF IS PUNISHABLE BY A
FINE NOT TO EXCEED \$200.

* * * * *

WHEREAS, the Council finds that portable signs present special safety hazards when towed on public streets or when displayed on or near public right-of-way; and

WHEREAS, the Council finds that they present a hazard to persons and property during high winds; and

WHEREAS, the Council finds that their use should be controlled in order to enhance the appearance and economic value of street landscapes and to preserve the value of property; and

WHEREAS, Article 1175(24), Vernon's Texas Civ. St., specifically authorizes home rule cities such as San Antonio to license, regulate, control or prohibit the erection of signs or bill boards as may be provided by charter or ordinance; and

WHEREAS, the Council finds that the display of a portable sign on any premises should be limited to one period of a specified number of days during any 12 months period; NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. Sections 34-12, 34-22 and 34-45 of the City Code are amended to read as follows:

Section 34-12. Commercial Sign Erector--License.

No person shall engage in the business of erecting, painting, maintaining or servicing any display sign until such person shall have applied to the Director of Building Inspections for a license to conduct such business, and shall have deposited with the Director an annual license fee in the sum of thirty-four dollars (\$34.00). For the purpose of this chapter, all such persons shall be designated as commercial sign erectors. The fee for issuing a duplicate license for one lost, destroyed or mutilated shall be two dollars and fifty cent (\$2.50).

Section 34-22. License required to secure permit for display sign.

No permit for the erection or alteration of a display sign shall be issued to any person unless such person is licensed as provided in Article II; provided,

however, that no license is required for the display of any portable sign owned by the occupant of the premises upon which it is displayed, and that no license is required for a non-electrical portable sign in any event.

It shall be unlawful for any person to apply for, procure, or obtain any display sign permit on behalf of any other person. The term "person" as used herein is defined as any individual, partnership, joint venture or corporation.

Section 34-45. Portable signs.

All portable electric signs now in use must be inspected by a master sign electrician or master electricians to insure proper electrical components connections. The master electrician will place date and license number at time of certification. All portable electric signs must be wired by and certified by a master sign electrician or carry the label of a testing company or organization named in Section 12-29(a) of this Code. Wiring at site must be by a master electrician.

No portable sign, whether electric or non-electric, shall be placed on any sidewalk, street or other public thoroughfare or public property but such signs must be located at least two (2) feet inside of private property lines.

Such portable signs may be displayed on any properly zoned premises for one period not to exceed 60 consecutive days during any 12 months period beginning with the effective date hereof, provided that a new 12 months period shall begin upon the transfer of occupancy to another person. As used herein the term "premises" is defined as any platted lot, or any parcel of land under the control of any person, and the term "person" is defined as any individual, partnership, joint venture or corporation. Portable signs may be permitted only in order to advertise a business or occupation conducted on the premises.

Such portable signs shall not be displayed on any premises without a permit from the Department of Building & Inspections. Such permits shall show the period for which they are issued. No permit shall issue if the top of the sign is more than eight (8) feet above the ground.

SECTION 2. Section 34-1(8) of the City Code is amended to read as follows:

(8) Portable sign. The term "portable sign" shall mean any sign designed or constructed to be easily moved from one location to another, including signs mounted upon or designed to be mounted upon a trailer, wheeled carrier, or other non-motorized mobile structure. A portable sign which has its wheels removed shall still be considered a portable sign hereunder.

SECTION 3. Wherever the foregoing sections require the performance of an act or the performance of an act is prohibited thereby, a violation thereof shall upon conviction be punished by a fine not to exceed \$200.

SECTION 4. This ordinance shall become effective the 30th day after the date on which this ordinance is passed and approved.

SECTION 5. Severability. The provisions of this ordinance are severable. If any provision of this ordinance or the application thereof to any person or circumstances shall be held to be invalid or unconstitutional, the remainder of this ordinance shall nevertheless be valid.

PASSED AND APPROVED this 26th day of February, 1981.

Lila Cockrell

M A Y O R

ATTEST:

Kroma J. Rodriguez
City Clerk

APPROVED AS TO FORM:

for Tom Finlay
City Attorney

81-08

DISTRIBUTION

Jo Thompson

ITEM NO. 50.
DATE: 2-26-81

MEETING OF THE CITY COUNCIL
MOTION BY: Thompson SECONDED BY: E. White

ORD. NO. 53458 ZONING CASE _____

RESOL. _____ PETITION _____

AVIATION	
BUDGET & RESEARCH	
BUILDING & ZONING	1
CITY WATER BOARD	
CITIZEN ACTION & PUBLIC INFORMATION	
COMMERCIAL RECORDER (all)	1
CONVENTION BUREAU	
CONVENTION CENTER	
ECONOMIC & EMPLOYMENT DEVELOPMENT	
EQUAL EMPLOYMENT OPPORTUNITY	
FINANCE DIRECTOR	
ASSESSOR	
CONTROLLER	
TREASURY DIVISION	
FINANCE - GRANT SECTION	
INTERNAL AUDIT	
PROPERTY RECORDS	
FIRE CHIEF	
HEALTH DIRECTOR	
HEMISFAIR PLAZA	
HUMAN RESOURCES	
LEGAL - CITY ATTORNEY	
LIBRARY DIRECTOR	
MARKET SQUARE	
MUNICIPAL COURTS	1
PARKS & RECREATION DEPT.	1
PERSONNEL DIRECTOR	
PLANNING	
POLICE CHIEF	
PRESS ROOM	
PUBLIC WORKS DIRECTOR	
ENGINEERING DIVISION	
ENGINEERING - SEWERS	
RIGHT OF WAY & LAND ACQUISITION	
PURCHASING	
TRAFFIC & TRANSPORTATION	
<i>Minor Code Corp</i>	1
<i>File Chap 34</i>	

COUNCIL MEMBER	ROLL CALL	AYE	NAY
HENRY G. CISNEROS PLACE 1		<i>absent</i>	
JOE WEBB PLACE 2		<i>/</i>	
HELEN DUTMER PLACE 3		<i>/</i>	
FRANK D. WING PLACE 4		<i>/</i>	
BERNARDO EURESTE PLACE 5		<i>/</i>	
BOB THOMPSON PLACE 6		<i>/</i>	
JOE ALDERETE, JR. PLACE 7		<i>/</i>	
GENE CANAVAN PLACE 8		<i>absent</i>	
VAN ARCHER PLACE 9		<i>/</i>	
JOHN STEEN PLACE 10		<i>/</i>	
LILA COCKRELL PLACE 11 (MAYOR)		<i>/</i>	

*Orders per 34 (Signs)
of City Code*

DISTRIBUTION

AVIATION
BUDGET & RESEARCH
BUILDING & ZONING
CITY WATER BOARD
CITIZEN ACTION & PUBLIC INFORMATION
COMMERCIAL RECORDER
CONVENTION BUREAU
CONVENTION CENTER
ECONOMIC & EMPLOYMENT DEVELOPMENT
EQUAL EMPLOYMENT OPPORTUNITY
FINANCE DIRECTOR
ASSESSOR
CONTROLLER
TREASURY DIVISION
FINANCE - GRANT SECTION
INTERNAL AUDIT
PROPERTY RECORDS
FIRE CHIEF
HEALTH DIRECTOR
HEMISFAIR PLAZA
HUMAN RESOURCES
LEGAL - CITY ATTORNEY
LIBRARY DIRECTOR
MARKET SQUARE
MUNICIPAL COURTS
PARKS & RECREATION DEPT.
PERSONNEL DIRECTOR
PLANNING
POLICE CHIEF
PRESS ROOM
PUBLIC WORKS DIRECTOR
ENGINEERING DIVISION
ENGINEERING - SEWERS
RIGHT OF WAY & LAND ACQUISITION
PURCHASING
TRAFFIC & TRANSPORTATION

ITEM NO. 50.
 MEETING OF THE CITY COUNCIL DATE: 2-26-81

MOTION BY: Thompson SECONDED BY: Eureste

ORD. NO. _____ ZONING CASE _____
 RESOL. _____ PETITION _____

COUNCIL MEMBER	ROLL CALL	AYE	NAY
HENRY G. CISNEROS PLACE 1		<i>absent</i>	
JOE WEBB PLACE 2		<input checked="" type="checkbox"/>	
HELEN DUTMER PLACE 3		<input checked="" type="checkbox"/>	
FRANK D. WING PLACE 4		<input checked="" type="checkbox"/>	
BERNARDO EURESTE PLACE 5		<input checked="" type="checkbox"/>	
BOB THOMPSON PLACE 6		<input checked="" type="checkbox"/>	
JOE ALDERETE, JR. PLACE 7		<input checked="" type="checkbox"/>	
GENE CAMAVAN PLACE 8		<input checked="" type="checkbox"/>	
VAN ARCHER PLACE 9		<input checked="" type="checkbox"/>	
JOHN STEEN PLACE 10		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
LILA COCKRELL PLACE 11 (MAYOR)		<input checked="" type="checkbox"/>	

Thompson

*Staff reviewed one of possible signs
 with purpose of making new
 pros con the elimination of
 possible signs. I give recommendation
 & consideration used in making the
 judgment.*

DISTRIBUTION

3:30 PM

ITEM NO. 50

AVIATION	
BUDGET & RESEARCH	
BUILDING & ZONING	1
CITY WATER BOARD	
CITIZEN ACTION & PUBLIC INFORMATION	
COMMERCIAL RECORDER	call 1
CONVENTION BUREAU	
CONVENTION CENTER	
ECONOMIC & EMPLOYMENT DEVELOPMENT	
EQUAL EMPLOYMENT OPPORTUNITY	
FINANCE DIRECTOR	
ASSESSOR	
CONTROLLER	
TREASURY DIVISION	
FINANCE - GRANT SECTION	
INTERNAL AUDIT	
PROPERTY RECORDS	
FIRE CHIEF	
HEALTH DIRECTOR	
HEMISFAIR PLAZA	
HUMAN RESOURCES	
LEGAL - CITY ATTORNEY	
LIBRARY DIRECTOR	
MARKET SQUARE	
MUNICIPAL COURTS	
PARKS & RECREATION DEPT.	
PERSONNEL DIRECTOR	1
PLANNING	
POLICE CHIEF	
PRESS ROOM	
PUBLIC WORKS DIRECTOR	
ENGINEERING DIVISION	
ENGINEERING - SEWERS	
RIGHT OF WAY & LAND ACQUISITION	
PURCHASING	
TRAFFIC & TRANSPORTATION	
MARYANN - FOR MAIL TO SULLIVAN	1
MUN. CODE CORP.	1

MEETING OF THE CITY COUNCIL DATE FEB 26 1981
 MOTION BY: Thompson SECONDED BY: Archer
 ORD. NO. _____ ZONING CASE _____
 RESOL. _____ PETITION _____

COUNCIL MEMBER	ROLL CALL	AYE	NAY
HENRY G. CISNEROS PLACE 1			
JOE WEBB PLACE 2			
HELEN DUTMER PLACE 3			
FRANK D. WING PLACE 4			
BERNARDO EURESTE PLACE 5			
BOB THOMPSON PLACE 6			
JOE ALDERETE, JR. PLACE 7			
GENE CANAVAN PLACE 8			
VAN ARCHER PLACE 9			
JOHN STEEN PLACE 10			
LILA COCKRELL PLACE 11 (MAYOR)			

AMENOUS CHAP. 34 (SIGNS) OF CITY CODE!

To ask stop for a
 dept on a time phase out
 of portable signs.

81-08

CITY OF SAN ANTONIO

Interdepartment Correspondence Sheet

AGENDA ITEM NO. 50

TO: City Council
FROM: City Attorney's Office
COPIES TO: File; George Vann, Director of Building Inspections
SUBJECT: ORDINANCE TO AMEND CHAPTER 34 (SIGNS), CITY CODE

Date February 11, 1981

BACKGROUND INFORMATION:

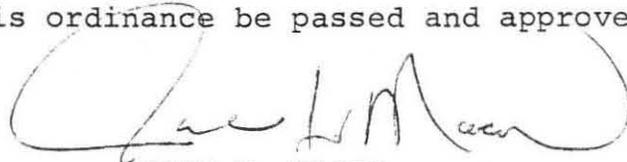
The ordinance amending Chapter 34 that was adopted May 15, 1980 did not adequately cover all portable signs including non-electric, and the 60 day period limitation on their display was not limited sufficiently. The ordinance being submitted will cover non-electric portable signs as well as electric, and there will be one 60 day period during any 12 months period, with a provision that a new 12 months period will begin on a change of occupancy.

FINANCIAL DATA:

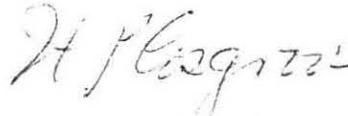
There are no financial implications.

CONCLUSION & RECOMMENDATIONS:

It is recommended that this ordinance be passed and approved.



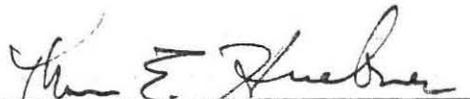
JANE H. MACON
CITY ATTORNEY



BY: N. P. COSGROVE
ASSISTANT CITY ATTORNEY

/lm

RECOMMENDATION APPROVED:



THOMAS E. HUEBNER
CITY MANAGER

AN ORDINANCE

AMENDING CHAPTER 34 (SIGNS) OF THE CITY CODE WITH RESPECT TO PORTABLE SIGNS; AND PROVIDING THAT ANY VIOLATION HEREOF IS PUNISHABLE BY A FINE NOT TO EXCEED \$200.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. Sections 34-12 and 34-45 of the City Code are amended to read as follows:

Section 34-12. Commercial Sign Erector--License.

No person shall engage in the business of erecting, painting, maintaining or servicing any display sign until such person shall have applied to the Director of Building and Inspections for a license to conduct such business, and shall have deposited with the Director an annual license fee in the sum of thirty-four (\$34.00). For the purpose of this chapter, all such persons shall be designated as commercial sign erectors.

All portable electric signs now in use must be inspected by a master sign electrician or master electricians to insure proper electrical components connections. The master will place date and license number at time of certification. All new portable electric signs must be built by and certified by a master sign electrician or carry the label of a testing company or organization named in Section 12-29(a) of this Code. Wiring at site must be by a master electrician.

Section 34-45. Portable signs.

No portable sign, whether electric or non-electric, shall be placed on any sidewalk, street or other public thoroughfare or public property but such signs must be located at least two (2) feet inside of private property lines.

Such portable signs may be displayed on any premises for a period not to exceed 60 days during any 12 months period beginning with the effective date hereof, provided that a new 12 months period shall begin upon the transfer of occupancy to another person. As used herein the term "premises" is defined as any platted lot, or any parcel of land, under the control of any person, and the term "person" is defined as any individual, partnership, joint venture or corporation.

Such portable signs shall not be displayed on any premises without a permit from the Department of Building & Inspections having been obtained by a commercial sign erector. Such permits shall show the period for which they are issued.

SECTION 2. Wherever the foregoing sections require the performance of an act or the performance of an act is prohibited thereby, a violation thereof shall upon conviction be punished by a fine not to exceed \$200.

SECTION 3. This ordinance shall become effective the _____ day of _____, 1980.

PASSED AND APPROVED this _____ day of _____, 1981.

M A Y O R

ATTEST:

City Clerk

APPROVED AS TO FORM: _____

City Attorney



CITY OF SAN ANTONIO

P O BOX 9066

SAN ANTONIO, TEXAS 78285

February 27, 1981

Mr. Robert L. Laslie
Vice President - Supplements
Municipal Code Corporation
Tallahassee, Florida
32304

Dear Sir:

Enclosed for your information you will find Ordinances 53,428, 53446, and 53,458 which were passed and approved by the City Council at its meeting of February 26, 1981. Please include these in your next supplement.

If you have any questions or are in need of further assistance. please do not hesitate to contact our office.

Sincerely,

NORMA S. RODRIGUEZ
City Clerk

NSR:mb
Enclosure

PUBLISHED IN
EPA NEWS
2-27-81



AN ORDINANCE 53445

AMENDING SECTION 15-48(d) of CHAPTER 15 OF THE CITY CODE (FIRE PREVENTION CODE) SO AS TO ESTABLISH A \$50.00 FEE FOR BONFIRE PERMITS.

AN ORDINANCE 53446

AMENDING SECTION 26-15 OF CHAPTER 26 OF THE CITY CODE TO INCREASE THE FEE FOR FIREWORKS DISPLAYS (TO \$100.00).

AN ORDINANCE 53458

AMENDING CHAPTER 34 (SIGNS) OF THE CITY CODE WITH RESPECT TO PORTABLE SIGNS; AND PROVIDING THAT ANY VIOLATION HEREOF IS PUNISHABLE BY A FINE NOT TO EXCEED \$200.

PASSED AND APPROVED this 26th day of February, 1981.

/s/ Lila Cockrell
MAYOR

ATTEST:

/s/Norma S. Rodriguez
CITY CLERK

Affidavit of Publisher

THE STATE OF TEXAS,

COUNTY OF BEXAR
CITY OF SAN ANTONIO

Before me, the undersigned authority, on this day personally appeared Irene Palencia, who being by me duly sworn, says on oath that she is Office Supervisor of the Commercial Recorder, a newspaper of general circulation in the City of San Antonio, in the State and County aforesaid, and that the Ordinance #53458 hereto attached has been published in every issue of said newspaper on the following days, to-wit: March 3, 1981.

Section 34-22. License required to secure permit for display sign.

No permit for the erection or alteration of a display sign shall be issued to any person unless such person is licensed as provided in Article II; provided, however, that no license is required for the display of any portable sign owned by the occupant of the premises upon which it is displayed, and that no license is required for a non-electrical portable sign in any event.

It shall be unlawful for any person to apply for, procure, or obtain any display sign permit on behalf of any other person. The term "person" as used herein is defined as any individual, partnership, joint venture or corporation.

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Such portable signs shall not be displayed on any premises without a permit from the Department of Building & Inspections. Such permits shall show the period for which they are issued. No permit shall issue if the top of the sign is more than eight (8) feet above the ground.

SECTION 2. Section 34-1(8) of the City Code is amended to read as follows:

(8) **Portable sign.** The term "portable sign" shall mean any sign designed or constructed to be easily moved from one location to another, including signs mounted upon or designed to be mounted upon a trailer, wheeled carrier, or other non-motorized mobile structure. A portable sign which has its wheels removed shall still be considered a portable sign hereunder.

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WHEREAS, the Council finds that they present a hazard to persons and property during high winds; and

WHEREAS, the Council finds that their use should be controlled in order to enhance the appearance and economic value of street landscapes and to preserve the value of property; and

WHEREAS, Article 1175(24), Vernon's Texas Civ. St., specifically authorizes home rule cities such as San Antonio to license, regulate, control or prohibit the erection of signs or bill boards as may be provided by charter or ordinance; and

WHEREAS, the Council finds that the display of a portable sign on any premises should be limited to one period of a specified number of days during any 12 month period; NOW THEREFORE:

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SECTION 3. Wherever the foregoing sections require the performance of an act or the performance of an act is prohibited thereby, a violation thereof shall upon conviction be punished by a fine not to exceed \$200.

SECTION 4. This ordinance shall become effective the 30th day after the date on which this ordinance is passed and approved.

SECTION 5. Severability. The provisions of this ordinance are severable. If any provision of this ordinance or the application thereof to any person or circumstances shall be held to be invalid or unconstitutional, the remainder of this ordinance shall nevertheless be valid.

PASSED AND APPROVED this 26th day of February, 1981.

/s/Lila Cockrell
Mayor

ATTEST:

/s/Norma S. Rodriguez
City Clerk

3/3

Sworn to and subscribed before me this 3 Day of March, 1981.

Storage Co., Inc. Order of Dismissal. 79-CI-6758 Martha Popham & Jackie L. Popham. Order of Dismissal. 79-CI-13555 Bexar County

Palencia

A. Orzoco

Notary Public in and for Bexar County,
Texas