

ORDINANCE NO. 2020-01

AN ORDINANCE OF THE TOWN OF RIDGWAY, COLORADO
REVISING SECTION 7-3-12 OF THE RIDGWAY MUNICIPAL CODE
REGARDING SIGN REGULATIONS

WHEREAS, the Town of Ridgway (the "Town"), is a duly organized and existing home rule municipality of the State of Colorado; and

WHEREAS, the Town of Ridgway Municipal Code (the "Code") contains certain sign regulations further enumerated under Section 7-3-12, Sign Regulations; and

WHEREAS, the 2015 ruling in the case of Reed v. Town of Gilbert contemplates content-based restrictions on signage and the Town desires to better align current regulations with this ruling; and

WHEREAS, the Town desires to clarify language that has proven unclear in the current Sign Regulations; and

WHEREAS, the Planning Commission reviewed and recommended the follow revisions to the Sign Regulations at the February 25, 2020 Planning Commission meeting.

NOW THEREFORE BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF RIDGWAY, COLORADO, AS FOLLOWS:

Section 1. Section 7-3-12(B) Signs Allowed Without a Permit, subsection (9) of the Ridgway Municipal Code is amended, as follows:

- (9) One or more temporary signs with an aggregate sign face area of no more than 4 square feet in the Residential and Historic Residential Zoning Districts and 16 square feet in all other zoning districts, for the premises upon which they are located. Signs identifying a project and contractors involved therein shall only be allowed during the construction period. All "For Sale" signs shall be taken down when the sale of the premises is closed.

Section 2. Section 7-3-12(B) Signs Allowed Without a Permit, subsections (10) and (13) of the Ridgway Municipal Code, are hereby repealed.

Section 3. Section 7-3-12(B) Signs Allowed Without a Permit, subsection (19) of the Ridgway Municipal Code is amended, as follows:

- (19) Signs devoted to non-commercial speech which do not exceed 10 square feet in area.

Section 4. **Section 7-3-12(D) Off-Premise Signs Restricted, subsections (3) and (4)** of the Ridgway Municipal Code are amended, as follows:

- (3) Signs allowed by Paragraphs (B)(1), (4), (10), and (13).
- (4) Signs with a message devoted solely to non-commercial speech.

Section 5. **Section 7-3-12(E) Permits, subsections (3) and (4)** of the Ridgway Municipal Code are amended, as follows:

- (3) The total sign face area of signs required to have a permit per property, other than those restricted by Subsection (6), shall not exceed the lesser of one square foot per foot of lineal street frontage of the property abutting Town streets or 150 square feet. When more than one building and/or business is on the property, the property street frontage shall be allocated among the buildings and/or businesses accordingly, unless otherwise approved through a Master Sign Plan. Total sign face area in excess of 150 square feet shall not be allowed for any property unless approved through a Master Sign Plan applicable to that property.
- (4) A Building Permit is also required for any sign with a cost or value over \$1,000.

Section 6. **Section 7-3-12(F) Performance Criteria, subsection (7)** of the Ridgway Municipal Code is amended, as follows:

- (7) No sign shall be larger than 32 square feet in area, except a freestanding sign with more than one business advertised may have a sign face up to 56 square feet, unless approved through a Master Sign Plan applicable to the building. No sign shall have more than 2 sign faces.

Section 7. **Section 7-3-12(G)(1) Projecting signs, subsection (b)** of the Ridgway Municipal Code is amended, as follows:

- (b) The sign may extend no more than 5 feet from the building. If the sign is printed on a retractable awning, the awning may extend no more than 10 feet from the building. A sign may extend no more than 5 feet across the Town-owned right-of-way. If the sign is printed on a retractable awning, the awning may extend no more than 10 feet across Town-owned right-of-way.

Section 8. **Severability**

The provisions of this Ordinance are severable, and the invalidity of any section, phrase, clause or portion of this Ordinance as determined by a court of competent jurisdiction shall not affect the validity or effectiveness of the remainder of this Ordinance.

Section 9. **Effective Date**

This Ordinance shall take effect 30 days after adoption.

Section 10. Publication of Notice

Pursuant to Article III, Section 3-8 of the Charter, the Town Clerk shall publish this Ordinance by title upon adoption by the Town Council.

Section 11. Public Hearing

A public hearing on this Ordinance was held on the ___ day of _____, 2020, in the Town Council Chambers, 201 N. Railroad Street, Ridgway, CO 81432.

INTRODUCED by the Town Council of the Town of Ridgway, Colorado this 11th day of March, 2020.

TOWN OF RIDGWAY, COLORADO, A HOME-RULE MUNICIPALITY

By: _____
John I. Clark, Mayor

ATTEST:

Pam Kraft, MMC, Town Clerk

Approved as to Form:

Bo James Nerlin, Town Attorney

HEARD AND FINALLY ADOPTED by the Town Council of the Town of Ridgway, Colorado, this ____ day of _____, 2020.

TOWN OF RIDGWAY, COLORADO, A HOME-RULE MUNICIPALITY

By: _____
John I. Clark, Mayor

ATTEST:

Pam Kraft, MMC, Town Clerk

Approved as to Form:

Bo James Nerlin, Town Attorney

CERTIFICATE OF TOWN CLERK

The foregoing Ordinance was introduced at a meeting of the Ridgway Town Council on March 11, 2020, published by title and posted thereafter, and adopted by the Town Council on _____, 2020.

(SEAL)

Pam Kraft, MMC, Town Clerk