

ORDINANCE NO. 09-3491

AN ORDINANCE TO AMEND TITLE 20, CHAPTER 1, SECTION 20-126 TO ADD LANGUAGE ELIMINATED BY ORDINANCE 07-3213 DUE TO AN OVERSIGHT.

WHEREAS, Ordinance 07-3135, which allows freestanding wall signs in multi-tenant complexes in the B-4, B-5, MU, M-1, M-2, M-3 and M-4 Districts was passed on June 5, 2007 to amend Section 20-126, (3)(d), (iv) *Commercial or noncommercial multi-tenant complex* of the Sign Ordinance; and

WHEREAS, Ordinance 07-3213, which eliminated the difference of sign requirements between structures that do and do not have separate utilities and firewalls in the B-4, B-5, MU, M-1, M-2, M-3 and M-4 Districts was passed on October 16, 2007 to amend Section 20-126, (3)(d), (iv) *Commercial or noncommercial multi-tenant complex* of the Sign Ordinance; and

WHEREAS, Due to the same section being updated twice in the same year and the ordinances had yet to be codified into the Sign Ordinance, there was an oversight on staff's part; and

WHEREAS, Ordinance 07-3213 eliminated the amendment that was approved in Ordinance 07-3135; and

WHEREAS, The only affect of this Ordinance is to reverse the unintentional deletion of freestanding wall signs in multi-tenant complexes and bring forth the intent desired by the two ordinances; and

Whereas, Only Section 2 and 3 of Ordinance 07-3135 are negatively impacted by Ordinance 07-3213. Section 1 of Ordinance 07-3135 is still applicable; and

WHEREAS, At their January 27, 2009 meeting, the Planning Commission recommended approval of this proposed amendment; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF LEBANON, TENNESSEE:

Section 1. That pursuant to Title 20, Chapter 1, Section 20-107, Lebanon Sign Regulations, that the Lebanon Sign Regulations, Title 20, Chapter 1, Section 20-126, (3)(d), (iv) *Commercial or noncommercial multi-tenant complex*, be amended to include the following italicized language (the non-italicized language currently exists):

- iv Commercial or noncommercial multi-tenant complex:
 - (A) Type – Ground.
 - Number – 1 per lot maximum.
 - Size – 200 sq. ft. plus 1 additional sq. ft. for each foot of linear street frontage over 200 ft., not to exceed 300 sq. ft. maximum.
 - Setback – 5 feet from property line and 8 feet from power lines minimum.
 - Height – 24 feet maximum when located within 200 feet of a residential zone, otherwise 40 feet maximum.

Type – Freestanding wall Sign

Number – 1 per street frontage, maximum of 2. Minimum street frontage for a second sign shall be 100’.

Size – 200 sq. ft. maximum, not to exceed 325 sq. ft. maximum for both signs.

Setback - 5’ property line, 8’ power lines minimum.

Height – 16’ maximum if located within 300’ of a residential zone, otherwise 25’ maximum.

Type – Attached (see definition of “attached sign”).

Number – 2 per occupant maximum.

Size – 3 sq. ft. per linear foot of occupant frontage, not to exceed 150 sq. ft. per occupant.

Setback – N/A

Height – 24 feet maximum when located within 200 feet of a residential zone, otherwise 40 feet maximum.

Type- Canopy sign.

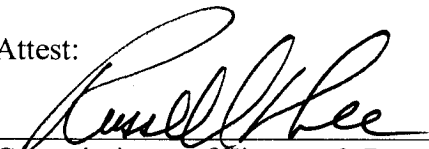
Number – 1 per side, 3 maximum.

Size – 50 sq. ft. each, maximum.

Height – minimum 12 feet; 24 feet maximum when located within 200 feet of a residential zone, otherwise 40 feet maximum.

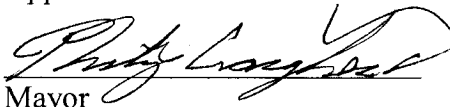
Section 2. This Ordinance shall take effect on and after its passage.

Attest:



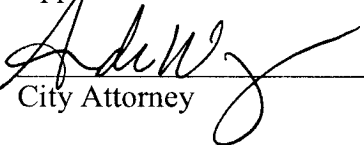
Commissioner of Finance & Revenue

Approved:



Mayor

Approved as to form:



City Attorney

Passed first reading: February 17, 2009

Passed second reading: **March 3, 2009**