

ORDINANCE A

(Enacting the Land Use Management Ordinance Text Amendment proposal)

AN ORDINANCE AMENDING THE CHAPEL HILL LAND USE MANAGEMENT ORDINANCE SECTION 5.14.4 FOR SIGNS EXEMPT FROM REGULATION (2020-11-04/O-1)

WHEREAS, the Planning Commission reviewed the draft text amendment to amend the Land Use Management Ordinance on September 1, 2020 and recommended that the Council enact the text amendment at its meeting on November 4, 2020; and

WHEREAS, the Council held a Public Hearing to amend subsection (j) of Section 5.14.4 of the Land Use Management Ordinance as it relates to Signs Exempt from Regulation on October 7, 2020; and

WHEREAS, the Council of the Town of Chapel Hill has considered the proposed text amendment to the Land Use Management Ordinance (LUMO) Section 5.14.4 related to Signs Exempt from Regulation, and finds that the amendment, if enacted, is reasonable and in the public's interest and is warranted, to achieve the purposes of the Comprehensive Plan as explained by, but not limited to, the following goal of the Chapel Hill 2020 Comprehensive Plan:

- Promote a safe, vibrant, and connected (physical and person) community (Community Prosperity and Engagement.3)

NOW, THEREFORE, BE IT ORDAINED by the Council of the Town of Chapel Hill that Section 5.14.4. Signs Exempt from Regulation, Subsection (j) of the Appendix A. Land Use Management Ordinance of the Code of Ordinances of the Town of Chapel Hill, North Carolina is hereby amended to read as follows:

Section 1. Section 5.14.4. Signs Exempt from Regulation:

“(j) Temporary political signs advertising candidates or election issues, provided such signs do not exceed 4 square feet in area per display surface, and provided that any such signs, on private property, are removed within 10 days after the primary or election day; and provided further that any such signs in the public right-of-way are not erected prior to 30 days before the beginning date of "one-stop" early voting under G.S. 163-227.2 and ending on the 10th day after the primary or election day. Any such sign that remains more than 30 days after this period ends is to be deemed unlawfully placed and abandoned property, and a person may remove and dispose of such political sign without penalty. The NC Department of Transportation may remove any signs erected without authority or allowed to remain beyond the deadline established in this paragraph. Signs in the right-of-way must be placed in compliance with the following:

- (1) The sign permittee must obtain the permission of any property owner of a residence, business, or religious institution fronting the right-of-way where a sign would be erected.
- (2) No sign is permitted in the right-of-way of a fully controlled access highway.
- (3) No sign may obscure motorist visibility at an intersection.
- (4) No sign may be higher than 42 inches above the edge of the pavement of the road.
- (5) No sign may be larger than 18 inches by 24 inches.
- (6) No sign may obscure or replace another sign.”

Section 2. This ordinance shall be effective upon enactment.

This the 4th day of November, 2020.