

**ORDINANCE NO. 14-02**

**AN ORDINANCE OF SOUTH OGDEN CITY, UTAH, REVISING AND AMENDING TITLE 10, CHAPTER 21, ARTICLE E, APPENDIX A TO ALLOW MONOLITHIC SIGNS IN THE R-5ZC(AB) ZONE, AND ESTABLISHING HEIGHT REGULATIONS FOR SUCH SIGNS; MAKING NECESSARY LANGUAGE CHANGES TO THE CITY CODE TO EFFECT THOSE CHANGES; AND ESTABLISHING AN EFFECTIVE DATE FOR THOSE CHANGES.**

**Section 1 - Recitals:**

WHEREAS, SOUTH OGDEN City (“City”) is a municipal corporation duly organized and existing under the laws of Utah; and,

WHEREAS, the City Council finds that in conformance with Utah Code (“UC”) §10-3-717, and UC §10-3-701, the governing body of the city may exercise all administrative and legislative powers by resolution or ordinance; and,

WHEREAS, the City Council finds that in conformance with UC §10-3-717, and UC §10-3-701, the governing body of the city has previously adopted a City Code which deals with signage issues and regulations for the city and related issues; and,

WHEREAS, the City Council finds that South Ogden City Code, at Title 10 and various sections deal with signage issues and regulations and related management provisions of the city and is based on and adopted in conformance with the authority granted to the City by UCA Title 10; and,

WHEREAS, the City Council finds that it is in the public interest to manage and regulate the procedures governing signage issues; and,

WHEREAS, the City Council finds that South Ogden City Code, at Title 10 and various sections should be amended by adding new language governing signage issues and regulations for the city; and,

WHEREAS, the City Council finds that the requirements herein should be effective upon passage of this Ordinance; and,

WHEREAS, the City Council finds that the public safety, health and welfare is at issue and requires action by the City as noted above;

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF SOUTH OGDEN CITY, UTAH** that the City Code be changed and amended to as follows:

**Amended Section:**

Upon the adoption of this Ordinance, Title 10, Chapter 21, Article E, Appendix A, **Monolithic Sign**, is amended and adopted to read as follows:

**ARTICLE E. APPENDIX A**

TABLE 2 - SIGN TYPES AND LIMITATIONS

<p>Monolithic sign: A business sign that is continuous from the ground up without visible columns, uprights or braces and uses the total structure as a sign</p>	<p>R-5zc(AB) zone, where there exists a "C" zone directly across the street from the proposed sign location, and All C, CP, and CRC zones</p>	<p>See applicable major sign group, table 1, column 3 of this appendix</p>	<p>Up to 10 ft. less than a freestanding sign in all zones except the R-5ZC (A&amp;B) zone, where the maximum height should equal the height allowed for a freestanding Business Sign, or 25 ft. maximum</p>	<p>Not allowed in the clear view area of a public street (section 10-14-14 of this title) or private drive as measured from the drive surface or back of curb. Front yard is the same as a freestanding sign. Non-frontage yards are 3 ft. minimum. Not allowed within 40 ft. of a residential dwelling lot line or zone boundary except where the existing development is non-dwelling</p>
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**Section 2 - Repealer of Conflicting Enactments:**

All orders, ordinances and resolutions regarding the changes enacted and adopted which have been adopted by the City, or parts, which are in conflict with this Ordinance, are, to the extent of such conflict, repealed, except this repeal shall not be construed to revive any act, order or resolution, or part, repealed.

**Section 3 - Prior Ordinances and Resolutions:**

The body and substance of any and all prior Ordinances and Resolutions, with their specific provisions, where not otherwise in conflict with this Ordinance, are reaffirmed and readopted.

**Section 4 - Savings Clause:**

If any provision of this Ordinance shall be held or deemed or shall be invalid, inoperative or unenforceable such reason shall not have the effect of rendering any other provision or provisions

invalid, inoperative or unenforceable to any extent whatever, this Ordinance being deemed the separate independent and severable act of the City Council of South Ogden City.

**Section 5 - Date of Effect**

This Ordinance shall be effective on the 1<sup>st</sup> day of April, 2014, and after publication or posting as required by law.

DATED this 1<sup>st</sup> day of April, 2014

SOUTH OGDEN, a municipal corporation

by: \_\_\_\_\_  
Mayor James F. Minster

Attested and recorded

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Leesa Kapetanov  
City Recorder