

HAILEY ORDINANCE NO. 1112

AN ORDINANCE OF THE CITY OF HAILEY, IDAHO, AMENDING SECTION 8.2.2 OF HAILEY ZONING ORDINANCE NO. 532 TO REVISE THE DEFINITION OF TEMPORARY SIGN; AMENDING SECTION 8.2.5 TO DELETE THE SIZE LIMIT ON A TEMPORARY SIGN; ADDING A NEW SUBSECTION 8.2.11(H) TO PROVIDE TEMPORARY SIGN STANDARDS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE UPON PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW.

WHEREAS, the Hailey City Council has found that the following amendment to the Hailey Zoning Ordinance will generally conform with the Hailey Comprehensive Plan;

WHEREAS, the amendments will not create excessive additional requirements at public cost for public facilities and services; and

WHEREAS, the amendment will be in accordance with the safety and welfare of the general public.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF HAILEY, IDAHO, AS FOLLOWS:

Section 1. Section 8.2.2, Definitions, of the Hailey Zoning Ordinance No. 532, is hereby amended by the deletion of the stricken language and the addition of the underlined language to the definition of "Temporary Sign", as follows:

Temporary Sign. ~~A sign installed on a property for 72 hours or less and displayed no more than four times a year. A sign not permanently embedded in the ground or a sign not permanently affixed to a building or sign structure and which cannot be relocated without removing poles from the ground or dismantling the sign from a building or sign structure. A Temporary Sign is intended to display either commercial or noncommercial messages of a transitory or temporary nature. A Temporary Sign is not considered a Portable Sign.~~

Section 2. Section 8.2.5 of the Hailey Zoning Ordinance No. 532, is hereby amended by the deletion of the stricken language and by the addition of the underlined language, as follows:

A. The following Signs shall not be subject to the permit process as defined by Section 8.2.4 and are not included in the total aggregate sign area as defined in Section 8.2.9-:

1. Flags, symbols, or insignias either historic or official of any state or nation, providing the Flag is no larger than sixty square feet and is flown from a pole the top of which is no higher than forty (40) feet (40') from natural grade.
2. Signs posted by a governmental entity.
3. Two Temporary Signs per building or if a multi-unit building, one per Unit, less than 16 square feet each.
4. Signs with areas of four square feet or less.

5. Merchandise displayed in windows that does not display Copy.
6. Pennants and wind socks, which in no way identify or advertise a person, product, service or business.
7. Any Sign inside a building not visible from the exterior of the building.
8. Art located on private property which in no way identify or advertise a person, product, service or business.
9. Historic signs designated by the Hailey City Council as having historic significance to the City or replicas of historic signs as approved by the Hailey City Council.
10. Building identification signs which identify the name of the building only. These Signs are separate from Signs which identify, advertise or promote any person, entity, product or service.
11. Signs on licensed, and registered, vehicles that are used for normal day-to-day operations of a businesses, regardless of whether the business is located within Hailey.

Section 3. Section 8.2.11 of Hailey Zoning Ordinance No. 532, is hereby amended by the addition of a new subsection 8.2.11(H), as follows:

H. Temporary Signs.

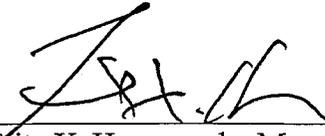
1. A Temporary Sign shall be displayed for no more than ninety-six (96) hours and for no more than four (4) times per year with a minimum of a five (5) day interval between displays of the Temporary Sign.
2. No more than two (2) Temporary Signs are allowed for any building or for any Unit in a multi-unit building at any given time.
3. The total square footage of one or more Temporary Signs shall not exceed thirty-six feet (36').
4. The square footage of Temporary Signs is exempted from the total allotted sign square footage allowed for any building or for any Unit in a multi-unit building.
5. Temporary Signs shall not exceed the height of the roof lines of adjacent buildings or structures.
6. Temporary Signs shall not extend into a Street or Alley, unless specifically authorized in a sign permit.

Section 4. Should any section or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinance as a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

Section 5. All City of Hailey ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

Section 6. This Ordinance shall be in full force and effect from and after its passage, approval, and publication according to law.

PASSED AND ADOPTED BY THE HAILEY CITY COUNCIL AND APPROVED BY
THE MAYOR THIS 21 DAY OF November, 2012.



Fritz X. Haemmerle, Mayor, City of Hailey

Attest:



Mary Cone, City Clerk

