

**AN ORDINANCE OF THE CITY OF LEON VALLEY, TEXAS AMENDING CHAPTER 3, ARTICLE 3.04 SIGNS OF THE CITY'S CODE OF ORDINANCES AMENDING REGULATIONS REGARDING YARD SIGNS AND POLITICAL SIGNS; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

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**WHEREAS**, the City Council of the City of Leon Valley has previously adopted regulations related to the erection of signs to ensure the orderly development of land and use of property within its corporate limits and extraterritorial jurisdiction ("ETJ") and to provide for uniform sign standards and regulations in order to ensure public safety, efficient communication and promote a positive city image reflecting order, harmony, and pride, thereby strengthening the economic stability of the City of Leon Valley's business, cultural, historical, and residential areas; and

**WHEREAS**, the City Council continues to seek to maintain the value of the City of Leon Valley's scenic and natural resources, which are the keystones of the City's economic strength and quality of life, through a comprehensive regulatory program that includes land use and development ordinances regulating signs; and

**WHEREAS**, the City Council finds it necessary to amend Chapter 3, Article 3.04 Signs of the Code of Ordinances.

**NOW THEREFORE: BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEON VALLEY, TEXAS:**

**SECTION 1. AMENDMENTS**

Chapter 3, Article 3.04.002 Definitions of the Leon Valley Code of Ordinances is hereby amended to provide for the following definitions:

Political sign. Any sign which by its content support or oppose any candidate for public office or any proposition to be voted upon at an election or which make a political or ideological statement in the nature of constitutionally protected noncommercial free speech.

Residential Lawn/Yard Sign: Any sign placed on the lawn or yard of a residential property.

Certain subsections of Chapter 3, Article 3.04.016 Signs Exempt from Permit Applications of the Leon Valley Code of Ordinances is hereby amended as follows:

- (11) Political Signs. Political signs placed on private real property shall not:
- a. have an effective area of greater than 36 feet;
  - b. be greater than eight feet high;
  - c. be illuminated; or
  - d. have any moving elements

(18) Lawn/Yard Signs. Excluding Political Signs, there shall be no more than two (2) signs per yard. The signs shall be kept in good condition and shall not be fallen, faded, and/or worn or torn. Signs advertising contractor services shall be removed within fourteen (14) working days after completion of the work.

**SECTION 2. SAVINGS CLAUSE.**

The repeal or amendment of any ordinance or part of ordinances effectuated by the enactment of this ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying, or altering any penalty accruing or to accrue or as affecting any rights of the City of Leon Valley under any section or provisions of any ordinances in effect at the time of passage of this ordinance.

**SECTION 3. CUMULATIVE.**

The provisions of this ordinance shall be cumulative of all ordinances not repealed by this ordinance and ordinances governing or regulating the same subject matter as that covered herein. This ordinance shall not be construed to require or allow any act which is prohibited by any other ordinance.

**SECTION 4. SEVERABILITY.**

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and section of this ordinance be severable, and, if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared invalid by judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance and the remainder of this ordinance shall be enforced as written.

**SECTION 5. PROPER NOTICE AND MEETING.**

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

**SECTION 6. EFFECTIVE DATE.**

This ordinance shall take effect immediately from and after its passage and publication as may be required by law.

**PASSED, ADOPTED AND APPROVED** by the City Council of the City of Leon Valley this the 10<sup>th</sup> day of November, 2014.

**APPROVED**

*Chris Riley*  
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**CHRIS RILEY**

Mayor

Attest: *Saundra Passailaigue*  
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**SAUNDRA PASSAILAIGUE, TRMC**  
City Secretary



As to Form: *Charles E. Zech*  
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**CHARLES E. ZECH**  
City Attorney