

ORDINANCE NO. 89- 119

AMITY TOWNSHIP

AN ORDINANCE OF THE TOWNSHIP OF AMITY, BERKS COUNTY, PENNSYLVANIA, AMENDING THE AMITY TOWNSHIP ZONING ORDINANCE, ORIGINALLY ADOPTED MARCH 1, 1968, AND AS SUBSEQUENTLY REVISED, BY AMENDING ARTICLE XII, SECTION 1202 BY ADDING THERETO SUBSECTION (a) PROVIDING FOR OFF-SITE SIGNS WITHIN THE LI LIMITED INDUSTRIAL AND HB HIGHWAY BUSINESS DISTRICT AND ESTABLISHING REGULATIONS, A PERMIT REVIEW PROCESS AND PERMIT FEE FOR SUCH SIGNS.

WHEREAS, the Board of Supervisors of Amity Township heretofore establish certain criteria, rules and regulations with regard to the construction, installation and maintenance of advertising signs permitted within the Business and Industrial Districts as established by the Amity Township Zoning Ordinance of 1968; and,

WHEREAS, the Board of Supervisors of Amity Township has determined that the said criteria, rules and regulations with regard to such signs do not provide for off-site advertising signs within the LI Limited Industrial and HB Highway Business Districts adjacent to U.S. Route 422, the area most visible to the motoring public and most suitable for reasons of safety and the public health and welfare for off-site advertising signs within the Township of Amity; and,

WHEREAS, the Board of Supervisors of Amity Township desires to establish and provide certain criteria, rules and regulations to permit construction, installation and maintenance of certain off-site advertising signs within the LI Limited Industrial and HB Highway Business Districts immediately adjacent to U.S. Route 422 and within one hundred fifty feet (150') of the cartway of the same by formal permit application and subject to a permit fee.

NOW, THEREFORE, BE IT AND IT IS HEREBY ENACTED AND ORDAINED by the Board of Supervisors of Amity Township as follows:

1. Section 1202 of the Amity Township Zoning Ordinance shall hereby be amended by adding thereto a subsection (a) to read as follows:

(a) Within the LI Limited Industrial and HB Highway Business Districts which immediately adjoin United States Route 422 (either East or West Bound) and for an area within one hundred fifty feet (150') of the cartway of said road Off-Site Advertising Signs may be erected and maintained provided that:

(1) All Off-Site Advertising signs shall have a maximum display area of three hundred square feet (300') per sign face with a maximum width of twenty-five feet (25'), inclusive of any border, and shall have no more than one (1) in each direction.

(2) Two (2) sign faces may be utilized only in the back-to-back arrangement in which case they shall be parallel and directly opposite sign faces oriented in opposite

directions located not more than fifteen feet (15') apart.

(3) All Off-Site Advertising Signs shall be constructed on a steel unipole support meeting the industry-wide standards and shall be designed and certified as accurate and of sound construction quality by a registered and certified Professional Engineer whose signature and seal shall appear on the face of said plan along with said certification.

(4) All Off-Site Advertising Signs shall conform to the building height restrictions of the district controlling the location of the structure. The height shall be measured from the bed of the street, road, highway or alley to the highest part of the sign or supporting structure.

(5) No Off-Site Advertising Sign shall be erected within one thousand feet (1,000') of any other advertising sign on the same side of any street, road, highway or alley.

(6) No Off-Site Advertising Sign shall be erected closer than twenty feet (20') to the cartway.

(7) All Off-Site Advertising Signs shall be maintained in good and safe structural condition. The painted portion of all Off-Site Advertising Signs shall be kept in good condition.

(8) The general area in the vicinity of all Off-Site Advertising Signs shall be kept free and clear of sign material, debris and adhere to any and all Township Ordinances, including the Weed Control Ordinance now in effect or as hereinafter amended.

(9) All newly erected Off-Site Advertising Signs shall conform to all applicable federal, state and local laws, rules and regulations.

(10) Off-Site Advertising Signs may be illuminated provided that the lighting shall be arranged in a manner which shall protect neighboring properties and streets or roadways from direct glare, beams or rays and shall not be of such intensity or brilliance to cause impairment of the vision of any driver or operator of any vehicle nor create hazardous interferences of any kind.

(11) No Off-Site Advertising Signs shall be erected within one hundred fifty feet (150') of any intersection of any public roadway with United States Route 422 and no Off-site Advertising Sign shall be erected or placed in any manner so as to interfere with or impeded the unobstructed vision of a motor vehicle operator attempting to enter on or exit from any intersection public or private roadway, or any driveway or parking facility adjacent to United States Route 422.

(12) No Off-Site Advertising Sign shall be erected or maintained without the owner thereof having first obtained a permit from the Township, which shall be issued by the Zoning Officer or other party designated by the Board of Supervisors, only upon receipt of a written application completed in duplicate, signed by the applicant and accompanied by five (5) copies of a plan of the property or tract of land, prepared to scale, depicting dimensional limits of the sign face, the perimeter boundaries as taken from the Deed for said tract, identifying the current owner of the tract, all adjacent owners, the location and dimensions of United States Route 422 in relation to the tract, the next closest intersecting public roadways and any driveways or parking areas within one hundred fifty feet (150') of the site, the proposed location of the sign area to be transferred in fee or controlled by lease and any and all easements or utility installation affecting such site and accompanied by five (5) copies of a plan of the sign prepared to scale depicting the the supporting structure and the specifications of the materials and methods of construction and maintenance to be employed,

signed and certified by a registered licensed Professional Engineer.

A. Permit applications shall be reviewed by the Zoning Officer and the Township Engineer for compliance with this Ordinance and upon approval by both, a permit shall be issued to remain in effect for a period of three (3) years from the date of issuance of the permit, subject to renewal for additional three (3) year intervals upon written reapplication and presentation of documentation establishing applicant's continued compliance with the terms and conditions of this Ordinance concerning weed control, maintenance, illumination and other terms not to include the location of the site itself but to include any terms or conditions appearing on the face of the permit.

B. Permit applications shall be accompanied by a check or cash in full satisfaction of an initial application fee to be established by resolution of the Board of Supervisors in an amount not less than One Hundred Dollars (\$100.00) nor more than One Thousand Dollars (\$1,000.00) or a reapplication fee to be established by resolution of the Board of Supervisors in an amount not less than Fifty Dollars (\$50.00) nor more than Five Hundred Dollars (\$500.00).

2. All other provisions of the Amity Township Zoning Ordinance, effective March 1, 1968, as revised, are hereby reenacted and reordained. All other Ordinances or Resolutions, or parts of Ordinances or Resolutions insofar as they are inconsistent herewith are hereby repealed.

ENACTED AND ORDAINED this 3<sup>rd</sup> day of July

1989.

SEAL

AMITY TOWNSHIP  
BOARD OF SUPERVISORS

D. Gene Hafer  
D. Gene Hafer, Chairman

Philip Grillo  
Philip Grillo

Thomas F. Kirchner  
Thomas F. Kirchner

Jacob S. Oxenford  
Jacob Oxenford

Myron S. Wheeler  
Myron S. Wheeler

Attest:  
John Kant  
Secretary