

**TOWN OF PANTEGO, TEXAS
ORDINANCE NO. 2025-940**

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PANTEGO, TEXAS, AMENDING DIVISION 8, "SIGN REGULATIONS," OF ARTICLE 14.10, "DEVELOPMENT STANDARDS," OF CHAPTER 14, "ZONING," OF THE CODE OF ORDINANCES, TOWN OF PANTEGO, TEXAS, BY ADDING A NEW SECTION 14.10.776, "MURAL SIGN REGULATIONS," TO REGULATE MURALS WITHIN THE TOWN LIMITS; AND AMENDING SECTION 14.10.730(3)(C); PROVIDING THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

- WHEREAS,** the Town of Pantego (the "Town") is a Type A General Law Municipality in Tarrant County, Texas, created in accordance with the provisions of Local Government Code, Chapter 6, and operating pursuant to enabling legislation of the State of Texas; and
- WHEREAS,** the Town Council has previously adopted regulations regarding signs; and
- WHEREAS,** the Town Council deems it necessary, in order to provide for the health, safety, and general welfare of the residents of the Town; to establish the provisions of this Ordinance regarding the regulation of signs as authorized by the State of Texas; and
- WHEREAS,** a public hearing was held by the Planning and Zoning (P&Z) Commission on June 02, 2025, and thereafter by the Town Council on June 23, 2025, with respect to the proposed amendments described herein; and
- WHEREAS,** the City has complied with all requirements of Chapter 211 of the Local Government Code and all other laws dealing with notice, publication and procedural requirements for the amendments described herein.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF PANTEGO, TEXAS:

SECTION 1. The findings above are found to be true and correct and are incorporated herein.

SECTION 2. Division 8, "Sign Regulations," of Article 14.10, "Development Standards," of Chapter 14, "Zoning," of the Code of Ordinances, Town of Pantego, Texas (the Code) is hereby amended by adding a new section 14.10.776 to read as follows:

"§ 14.10.776 Mural sign regulations.

(a) Location.

- (1) Mural signs shall be tiled or hand-painted directly upon or affixed to the exterior wall of a building.
- (2) Mural signs are not permitted on any building within a residential zoning district.
- (3) Mural signs must have the written permission of the property owner at time of application.
- (4) Excluding works of art as defined in section 14.10.730 (3)(C).

(b) Size. Mural signs are not to exceed:

- (1) One hundred percent of the face of the exterior wall on which the mural is located; and
- (2) Thirty feet in height.

- (c) Text and symbols. Text and symbols are limited to ten percent of the size of the entire mural.
- (d) Number. One mural sign is allowed per building structure per street-facing view.
- (e) Maintenance. Mural signs shall be kept in good repair, free from paint chipping, peeling or fading. Mural signs found not to be in good repair must be removed or repaired within 90 days from the date upon which the property owner receives a written order to remove the mural sign from the building official. Should the mural sign not be removed or repaired within 90 days of notice by the Town, the Town reserves the right to remove the mural sign by painting over it with a color that approximates the color of the remainder of the structure or by other means appropriate to removal of the mural. If the Town removes the mural sign, the property owner will be charged the cost of the removal. If payment of the cost of the removal has not been paid within 60 days, the Town may place a lien against the property in the amount of the charge for the removal.
- (f) Illumination. Mural signs may be illuminated by external lighting cast onto the mural sign provided that:
 - (1) The brightness and intensity shall not be greater than necessary to make the mural visible; and
 - (2) Lighting shall be shielded from all adjacent buildings and streets; and
 - (3) The lighting shall not create excessive glare to pedestrians and/or motorists and will not obstruct traffic control or any other public informational signs.
- (g) Exceptions. The following are not considered mural signs and are excepted from the provisions of this section:
 - (1) Trompe l'oeil which is an artistic technique that, when applied to the facade of a building, uses realistic imagery to create the optical illusion that the facade exists in three dimensions rendering the facade comparable to the architecture of adjacent buildings;
 - (2) Murals or artwork placed on a building, fence, or wall used as a barrier or safety perimeter during construction of a building or other improvement;
 - (3) Murals or artwork placed in the window of a building that is vacant or under construction;
 - (4) A mural placed on public property or a public improvement (including, but not limited to, a building, elevated water storage tank, bridge, etc.); and
 - (5) Any mural sign existing in the Town prior to June 23, 2025.
- (h) Permit requirements. A sign permit application shall be submitted for all mural signs. Mural signs and their associated permit applications shall be reviewed by the Town Manager or their designee for compliance with the requirements contained in this section."

SECTION 3. Section 14.10.730(3)(C) Division 8, "Sign Regulations," of Article 14.10, "Development Standards," of Chapter 14, "Zoning," of the Code of Ordinances, Town of Pantego, Texas (the Code) is hereby amended to read as follows:

"(C) Works of art, including barber poles attached to a building that do not include a commercial message, except mural signs subject to Section 14.10.776 of this Code."

SECTION 4. This Ordinance shall be cumulative of all provisions of ordinances of the Town of Pantego, Texas, as amended, except where the provisions of this Ordinance are in

direct conflict with the provisions of such ordinances and such Code, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

SECTION 5. It is hereby declared to be the intention of the Town Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance, since the same would have been enacted by the Town Council without the incorporation in this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION 6. Any person, firm, or corporation who violates disobeys, omits, neglects, or refuses to comply with or who resists the enforcement of any of the provisions of this Ordinance shall be fined not more than two-thousand dollars (\$2,000.00) for each offense. Each day that a violation is permitted to exist shall constitute a separate offense.

SECTION 7. All rights and remedies of the Town of Pantego are expressly saved as to any and all violations of the provisions of the Code, as amended, governing signs or any other ordinances affecting signs which have accrued at the time of the effective date of this Ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

SECTION 8. The City Secretary is hereby directed to publish the caption and penalty clause in the official newspaper as authorized by Section 52.011 of the Local Government Code.

SECTION 8. This Ordinance shall be in full force and effect from and after its passage and publication as required by law, and it is so ordained.

AND SO, IT IS ORDAINED, ON THIS, THE 23RD DAY OF JUNE 2025, BY A VOTE OF __ AYES, __ NAYS, AND __ ABSTENTIONS DURING A REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF PANTEGO, TEXAS.

ATTEST:

APPROVE:

LESLIE E. GALLOWAY
ASSISTANT CITY MANAGER AND CITY SECRETARY

RUSSELL "RUSS" S. BREWSTER
MAYOR OF THE TOWN OF PANTEGO