

ORDINANCE #97-03

AN ORDINANCE to amend Article XX. Signs of Chapter 21, Zoning of the **Code of the Town of Ashland, Virginia** to amend Section 21-3. Definitions and Section 21-213.4. Display of the American Flag and Section 21.214. Prohibited Signs. In order to allow the display of corporate flags.

NOW THEREFORE BE IT ORDAINED by the Council of the Town of Ashland, Virginia that:

- ✓ 1) Section 21-3. Definitions of Article I. In General, of Chapter 21, Zoning of the **Code of the Town of Ashland, Virginia**, is amended as set forth below:

Corporate Flag: a flag flown on a flag pole to display only a business name and/or logo with no other advertising thereon.

- ✓ 2) 21-213.4. Display of the American Flag of Article XX. Signs, of Chapter 21, Zoning of the **Code of the Town of Ashland, Virginia**, is amended as set forth below:

Section 21-213.4 Display of Flag

(a) National flags, flags of political subdivisions, flags of bona fide civic, charitable, fraternal, and welfare organizations and corporate flags may be displayed without a permit, and may be displayed in addition to other permitted signs provided that such flags are displayed with the following standards:

- (1) All flags must be displayed on a flag pole.
- (2) The number of flags or flag poles on the property shall be limited to three (3), one of which may be a corporate flag.
- (3) Flag pole height shall be limited to 35' measured from the ground.
- (4) Total area of each flag shall be limited to 120 square feet.

- 2) Section 21-214. Prohibited Signs of Article XX. Signs, of Chapter 21, Zoning of the **Code of the Town of Ashland, Virginia**, is amended as set forth below.

Section 21-214 Prohibited Signs

✓ (f) *Pennants, banners, etc.* Pennants, banners, streamers and all other fluttering, spinning or similar signs and advertising devices are prohibited; except for national flags, flags of political subdivisions of the United States and flags of bona fide civic, charitable, fraternal or welfare organizations and corporate flags which are permitted in accordance with Section 21-213.4 of this Article. However, during nationally recognized holidays, or during a special civic event, pennants, banners, streamers, and other fluttering, spinning or similar type advertising devices pertaining to these holidays or events may be displayed by temporary permit. Notwithstanding the provisions of this paragraph, any business may display such signs at a grand opening of that business for a period not to exceed seven (7) consecutive days.

3) All sections of the **Code of the Town of Ashland, Virginia**, Ordinances, or parts of Ordinances inconsistent with and/or in conflict with this Ordinance are hereby repealed.

4) The provisions of this Ordinance shall be in force immediately upon adoption.

5) It is hereby declared to be the intention of the Town Council of Ashland, Virginia that the clauses, phrases, sentences paragraphs and sections of the Ordinance are severable, and, if any clause, phrase, sentence, paragraph, or section of this Ordinance hereby adopted shall be declared unconstitutional or otherwise invalid by a valid judgement of decree by a Court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining clauses, phrases, sentences, paragraphs and sections of this ordinance hereby adopted.

Introduced: January, 1997

Advertised:

Planning Commission: Mondays, March 31 and April 7, 1997

Town Council: Mondays, May 12 and May 19, 1997

Public Hearing:

Planning Commission: April 16, 1997

Town Council: May 27, 1997

Adopted: May 27, 1997

Effective: May 27, 1997