

**VERNAL
ORDINANCE 2019-13**

AN ORDINANCE AMENDING THE VERNAL CITY MUNICIPAL CODE, ADDING SECTION 16.04.497 SIGN, ABANDONED AND ADDING SECTION 16.28.095 ABANDONED SIGNS.

WHEREAS, the City Council finds that developing procedures for abandoned signs in accordance with State Statute is necessary for orderly growth and conduct of business within the City, and;

WHEREAS, the City Council deems it to be in the best interest of the health, safety and welfare of the citizens to incorporate the following changes to the provisions of the Vernal City Code, and;

WHEREAS, the City Council has received input from the public at large in duly noticed open meetings, and has considered and discussed the advantages and disadvantages of such regulation.

NOW THEREFORE, be it ordained by the City Council of Vernal City, Utah as follows:

SECTION 1: **ADOPTION** "Section 16.04.497 Sign, Abandoned" of the Vernal Municipal Code is hereby *added* as follows:

ADOPTION

Section 16.04.497 Sign, Abandoned(*Added*)

- A. A sign shall be deemed abandoned if it meets any of the following conditions:
1. Any sign which has not identified or advertised a current business, service, owner, product, or activity for a period of at least one hundred twenty (120) days, or;
 2. Any sign announcing an event or the date or dates of an event which has passed, except permanent signs announcing the opening of a new business or activity provided that the references to the dates of the opening are removed upon opening, or;
 3. Any dilapidated, deteriorated, unreadable, illegible, structurally unsound, or unsafe sign, to include any sign missing any portion of its facing, or;
 4. Any multi-tenant sign which advertises for a business, service, owner, product or activity that has not been present on the site for a period of at least one hundred twenty (120) days, or;
 5. Any sign remaining after the demolition of a principal structure.

- B. Signs applicable to a business temporarily suspended because of a change in ownership or management of such business shall not be deemed abandoned unless the property remains vacant for a period of one (1) year or more.
- C. A sign having a fully intact facing that is in good condition shall not be deemed abandoned if it meets one of the following conditions:
 - 1. Has a completely blank sign face, or;
 - 2. Advertises the property on which the sign is located as being for sale, lease or rent.

SECTION 2: ADOPTION “Section 16.28.095 Abandoned Signs” of the Vernal Municipal Code is hereby *added* as follows:

ADOPTION

Section 16.28.095 Abandoned Signs(*Added*)

- 1. It shall be the responsibility of the owner of any property upon which an abandoned sign is located to either:
 - A. cause the removal of such sign within one hundred twenty (120) days of the sign becoming abandoned as defined in this title. Removal of an abandoned sign shall include the removal of the entire sign including the sign face, supporting structure, structural trim and the safe termination of any associated utilities, or;
 - B. cause the sign to return to conformance with the requirements of Vernal City code within one hundred twenty (120) days of the sign becoming abandoned as defined in this title.
- 2. If the owner of the property on which an abandoned sign is located fails to comply with the above requirements, the City may remove such sign. Any expense incurred in the removal of such sign may be charged to the owner of the property. Should the owner fail to pay, the City may file liens for the purpose of recovering all reasonable costs associated with the removal of the sign.

SECTION 3: REPEALER CLAUSE All former ordinances or parts thereof conflicting or inconsistent with the provisions of this ordinance or of the code are hereby repealed.

SECTION 4: SEVERABILITY CLAUSE The provisions of this ordinance shall be severable and if any provision thereof or the application of such provision under any circumstances is held invalid and it shall not affect the validity of any other provision of this ordinance or the application in a different circumstance.

SECTION 5: EFFECTIVE DATE This Ordinance shall be in full force and effect from 8-28-19 and after the required approval and publication according to law.

PASSED AND ADOPTED BY THE VERNAL COUNCIL August 21, 2019.

	AYE	NAY	ABSENT	ABSTAIN
Councilmember Samantha Scott	X			
Councilmember Travis Allan	X			
Councilmember Dave Everett	X			
Councilmember Bert Clark	X			
Councilmember Ted Munford	X			

Presiding Officer

Doug B Hammond
 Doug Hammond, Mayor, Vernal

Attest

Quinn B Bennion
 QUINN B BENNION, City Manager /
 Recorder Vernal

