

PROPOSED LOCAL LAW # 1 OF 2009 – Sign section only

A LOCAL LAW TO AMEND the Code of the Town of Greenwich by amending Chapter 190, entitled “Zoning”.

BE IT ENACTED by the Town Board of the Town of Greenwich as follows:

Section 1. The definitions of “SIGN, OFFSITE COMMERCIAL” as contained in Section 190-5 of Article II of Chapter 190, Zoning, are hereby amended to read as follows:

“SIGN, COMMERCIAL AND OFF-SITE COMMERCIAL” – Any material, structure or device, or part thereof, composed of lettered or pictorial matter which is located out-of-doors, on the exterior of any building, or indoors as a window sign, displaying an advertisement, announcement, notice or name, and shall include any declaration, demonstration, display, representation, illustration or insignia used to advertise or promote the interests of any person or business or cause when such is placed in view of the general public. A commercial sign is an off-site commercial sign when the purpose of the sign is to advertise or promote the interests of any person or business not located within the legal limits of the real property on which the sign is located.

Section 4. SIGNS, as contained in Section 190-61 of Article VIII of Chapter 190, Zoning, is hereby amended to read as follows:

- A. Findings. The Greenwich Town Board finds that commercial signs as defined in Section 190-5 may have a negative impact upon the scenic resources and physical beauty of the Town, which may in turn have a negative impact upon the significant environmental and agricultural resources within the Town.
- B. It is the purpose of this article to prevent and avoid serious detrimental environmental planning and economic concerns for the Town by regulating commercial signs. This article is intended to protect property values, create a more attractive economic and business climate and preserve the scenic and natural beauty of the Town of Greenwich. It is further intended hereby to reduce distractions and obstructions.
- C. It shall be unlawful to erect or maintain the following types of signs at any location in the Town unless otherwise noted herein:
 - 1) Any sign for which a sign permit has not been obtained as required under the provisions of this chapter.
 - 2) Any flashing sign.

- 3) Any animated sign.
- 4) Neon lights, for an exterior sign and/or a building decoration.
- 5) Off-site commercial signs with a sign face area greater than 65 square feet or greater than ten feet high measured from the ground to the top of the sign. Provided however that any off-site commercial sign with a sign face greater than 65 square feet that is in existence in the Town of Greenwich as of the effective date of this article shall be entitled to remain in place in the Town of Greenwich; provided, however, that other than normal maintenance, no alterations to such existing sign shall be permitted, and should such sign be removed by an authorized person, firm or corporation, then no sign prohibited by this article shall be permitted at that site.

D. Sign permits required. The following regulations shall govern the erection, alteration or relocation of signs within the Town. No sign listed below shall be erected, altered or relocated until a sign permit is obtained from the official duly designated by the Town Board (the "official") to administer and enforce the provisions of this chapter.

- 1) An off-site commercial sign with a face size in excess of 10 square feet.
- 2) A commercial wall-mounted sign except that a permit shall not be granted for more than one such wall-mounted sign, not to exceed 40 square feet in size, at any one location.
- 3) A commercial freestanding sign, except that a permit shall not be granted for more than one such freestanding sign, not to exceed 65 square feet in size per side, at any one location with a maximum height of 10 feet.

E. In the event of a violation or an attempted violation of this article, the Town may seek a court order preventing such violation or an order requiring removal of any sign installed, altered or reconstructed in violation of this article. In addition, any person, firm or corporation who violates any provision of this article shall be subject to a fine of \$100 for each week of the violation. In the event the Town is successful in its proceedings against any offender, then the Town shall be entitled to recover from such offender the costs of the enforcement proceeding, including attorneys' fees.

Section 9. Effective Date

This local law shall become effective immediately upon filing with the New York Department of State.

**SIGN PERMIT APPLICATION
TOWN OF GREENWICH
2 Academy Street
Greenwich, NY 12834
518-692-7611**

Date: _____

Applicant: _____
Name _____ E-mail Address _____
Street Address _____ Phone _____ Fax _____
City, State, Zip Code _____

Owner/
Landlord Name _____ E-mail Address _____
Street Address _____ Phone _____ Fax _____
City, State, Zip Code _____

Address of Sign: _____

Section _____ Block _____ Lot _____ Zoning District: _____

Type of Sign: _____ wall-mounted _____ freestanding _____ temporary

Major Wording of Sign: _____

Dimension of Sign: Length: _____ ft. _____ in. Height: _____ ft. _____ in.
Depth: _____ ft. _____ in. Area: _____ sq. ft.

Lighting of Sign: _____ Internal _____ External Details: _____

Does this sign reflect a change of use at premises? YES or NO

Is this a new business? YES or NO

Existing signs: (list type and number) _____

Attach plan showing location of sign with respect to property line or placement on building. Indicate dimensions, structural details, text, materials to be used, and illumination details. Include front & side elevations of subject building.

Applicant's Signature _____ Date _____ Code Enforcement Officer _____ Date _____