

ORDINANCE NO. 2975

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 13, ARTICLE IV, SECTION 13-73, BY ADDING A SECTION (r) PROVIDING FOR THE PERMITTING AND REGULATION OF TEMPORARY OFF-PREMISES DIRECTIONAL GARAGE SALE SIGNS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY; AND, DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. That Chapter 13, Article IV, Section 13-73, of the Code of the City of Mesquite is hereby amended by adding a Section (r) as follows, in all other respects said Code and Chapter to remain in full force and effect:

Sec. (r) Temporary off-premises directional garage sale signs.

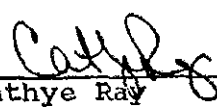
- (1) Prior to placement of a temporary off-premises directional garage sale sign, a permit must first be obtained.
- (2) Two (2) permitted off-premises signs per garage sale for two (2) three-day periods per calendar year will be allowed. The permit fee shall be five dollars (\$5.00) per period.
- (3) Signs displayed before permit is issued or after permit has expired subjects the displayer to citations.
- (4) Signs must be removed within four (4) hours of completion of the sale.
- (5) Placement of signs on overpasses, utility poles, trees, medians, traffic signs or other such public property is expressly prohibited.
- (6) Signs must not exceed five (5) square feet in area and may not exceed forty (40) inches in height.
- (7) Signs shall not be placed in such a way as to create a traffic hazard. The edge of signs shall be placed no closer than three (3) feet from the street curb or edge of the pavement.
- (8) Signs displayed on private occupied residential property shall be with the owner's written permission.
- (9) Signs must be securely anchored. Signs may not be mounted on or placed in vehicles.

SECTION 2. That should any word, sentence, clause, paragraph or provision of this ordinance be held to be invalid or unconstitutional, the remaining provisions of this ordinance shall remain in full force and effect.

SECTION 3. That any person, firm, or corporation violating any provisions or terms of this ordinance shall be guilty of a Class C Misdemeanor and upon conviction in the Municipal Court shall be punished by a fine not to exceed Five Hundred (\$500.00) Dollars for each offense.

SECTION 4. That the present ordinances of the City of Mesquite are inadequate to properly regulate the placement and use of temporary off-premises directional garage sale signs within the City of Mesquite, Texas, creates an urgency and an emergency in the interest of the public health, safety and welfare and necessitates that this ordinance take effect immediately from and after its date of passage.

DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas on the 20th day of June, 1994.




Cathye Ray
Mayor

ATTEST:



Lynn Prugel
City Secretary

APPROVED:



B. J. Smith
City Attorney