**ORDINANCE 2017-17**

**AN ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY**

**OF WARREN, STATE OF NEW JERSEY, AMENDING CHAPTER 625, *ZONING*, ARTICLE VIII, *SIGNS* TO REVISE REGULATIONS FOR TEMPORARY SIGNS WITHIN THE TOWN OF PHILLIPSBURG**

**BE IT ORDAINED** by the Town Council, Town of Phillipsburg that Chapter 625, *Zoning*, Article VIII, *Signs,* Section 39, *Political Signs,* is hereby deleted in its entirety and replaced as follows

**Section 1**

Chapter 625, *Zoning*, Article VIII, *Signs*, Section 38, *Signs permitted in all zones*, is amended as follows:

§625-38 **Signs permitted in all zones.**

1. A maximum of two real estate signs advertising the sale, rental or lease of only the premises on which such signs are maintained shall be permitted. Such signs shall not in any case display more than 20 square feet of surface (see § 625-35) on tracts of acreage or new developments. When advertising the sale of an existing structure, such signs shall not in any case display more than six square feet of surface per sign.
2. One nonilluminated announcement sign, not exceeding one square foot in area, is permitted in any zone for each tenant or owner per structure.
3. Signs identifying contractors, builders and tradesmen engaged in construction of buildings may be permitted to have an area of 12 square feet and may only be displayed while work is being performed on site.
4. Public and quasi-public signs identifying uses such as the following are permitted and may have a maximum area of 12 square feet, provided that they comply with the restrictions set forth in § 625-40 for public buildings, schools, churches, hospitals, clinics, clubs, lodges or public utilities.
5. Temporary signs may be erected on the premises or within any establishment having a special event, provided that the total surface of all such signs shall not exceed 32 square feet in area and shall not be displayed for a period more than seven calendar days within a thirty-day period.

**Section 2**

Chapter 625, *Zoning*, Article VIII, *Signs*, Section 39, *Political Signs*, is deleted and a new section entitled *Temporary Signs* is added as follows:

§625-39 **Temporary Signs.**

1. Definition. As used in this article, the following terms shall have the meanings indicated:

TEMPORARY SIGN

A sign, poster, bill, placard, or banner that is intended for display on a non-permanent basis and is not permanently affixed or attached to the ground, wall, window, or any other free-standing object.

1. Temporary Signs on private property are not subject to permit requirements of §625-36B above, provided they meet the following requirements.

1. Temporary signs shall not be displayed for a period longer than sixty (60) days.
2. Temporary signs shall not exceed nine (9) square feet in area.
3. Temporary signs shall be located on private property with consent of the owner.
4. Temporary signs shall be located outside the public right-of-way or any sight triangle, sight easement or sight lines for a road or driveway.
5. No temporary signs shall be affixed by tacking, pasting or otherwise mounting upon utility poles, light standards, trees or the like unless in accordance with the following regulations:
6. Temporary signs located in the public right-of-way shall not be across, over or extending onto the paved portion of any public roadway. Temporary signs shall not be installed in such a manner as to interfere with or obstruct access or vision along any such right-of-way.
7. Each temporary sign must be clearly marked with the name of the person or organization responsible for the removal of such signs. Any signs not so designated with the name of said person or organization shall be removed by the Zoning Officer.
8. It shall be unlawful to allow temporary signs to remain posted for a period of more than seven days.
9. It shall be the responsibility of the person whose name appears on such temporary sign to remove such within the afforested period.
10. Upon violation of any portion of this section, the person responsible for the removal of such signs shall be subject to a fine of not less than $10 nor more than $50 per sign. Each violation shall be considered a separate offense.
11. This section shall not disturb the regulations for signs established in §625-38 above.

**Section 3**

Chapter 625, *Zoning*, Article VIII, *Signs*, Section 39, *Temporary signs; violations and penalties*, is deleted.

**Section 4**

All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistencies.

**Section 5**

If any article, section, subsection, paragraph, phrase or sentence of this ordinance is, for any reason, declared to be unconstitutional or invalid, such article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

**Section 6**

This ordinance shall take effect immediately upon final publication as provided by law.

**ATTEST: TOWN OF PHILLIPSBURG**

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VICTORIA L. KLEINER, STEPHEN R. ELLIS

Municipal Clerk Mayor

DATED:

**CERTIFICATION**

I, Victoria L. Kleiner, Municipal Clerk for the Town of Phillipsburg, do hereby certify that the foregoing is a true copy of an Ordinance duly adopted by the Town Council at their July 18, 2017 meeting.

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VICTORIA L. KLEINER,

Municipal Clerk