

ORDINANCE NO. 2012-1452-D

AN ORDINANCE OF THE CITY OF BROWNSVILLE, AMENDING CHAPTER 328, SIGNS, ARTICLE II. CONSTRUCTION, MAINTENANCE AND LANDSCAPING SPECIFICATIONS; SECTION 328-11 (e) POLITICAL SIGNS.

WHEREAS, the City of Brownsville has heretofore adopted Chapter 328 of the Code of Ordinances of the City of Brownsville as amended, and;

WHEREAS, in order to better promote the health, safety, and general welfare of the community, and its orderly development it is proposed that the said Article be amended in the particulars as hereinafter set forth:

BE IT ORDAINED BY THE CITY OF BROWNSVILLE, TEXAS:

Chapter 328 Signs, of the Brownsville Code of Ordinances, Section 328-11(e) Political Signs is hereby amended to read as follows:

(e) Political Signs.

1) The City sign ordinance rules pertaining to off premises signs shall not apply to political signs with the exception that political signs must be removed ten (10) days after the election. For purposes of this ordinance, a political sign is one which meets ALL the following criteria:

- (a) Contains the "notice" and "disclosure provisions" required by Texas Election Code 255.001 and 255.007.
- (b) Is placed with the consent of the owner of the private real property (and outside of any public right of way or easement.
- (c) Has an effective area of no larger than 36 feet.
- (d) Is no more than eight feet in length.
- (e) Is not illuminated.
- (f) Has no moving elements.
- (g) Is not a sign such as a billboard that contains primarily a political message on a temporary basis, and that is generally available for rent or purchase to carry commercial advertising or other messages that are not primarily political.
- (h) Is not placed on real property subject to an easement or other encumbrance that allows the City to use the property for a public purpose.

2) All off-premise signs, which do not meet the definition of political signs, shall be governed by the requirements relating to off-premise signs.

WHEREAS, all ordinances, or parts of ordinances, in conflict herewith or not in conformance with, state statutes, hereby repealed or void.

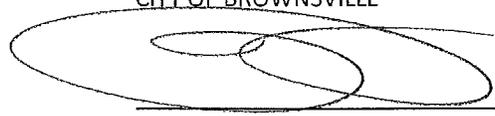
WHEREAS, this ordinance shall become effective from, and after, its final passage and publication as provided by the Charter of the City of Brownsville and the laws of the State of Texas.

Ord.No. 2012-1452-D (PoliticalSigns)

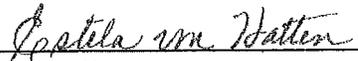
Introduced and Passed on **FIRST READING** on the 17th day of January, 2012

APPROVED and PASSED on **SECOND AND FINAL READING** on the 7th day of February, 2012



CITY OF BROWNSVILLE

Antonio Martinez
Mayor

Attest:



Estela Von Hatten
City Secretary

Approved as to form and legality of the
8th day of February, 2012



Mark Sossi, City Attorney