

ORDINANCE NO. 147 N.S.

AN ORDINANCE REGULATING THE INSTALLATION OR CONSTRUCTION OF SIGNS, CLOCKS AND OTHER ADVERTISING MATTER ON OR ABOUT BUILDINGS OR OVER AND UPON PUBLIC STREETS OR PRIVATE PROPERTY AND PROVIDING FOR THEIR INSPECTION AND REPEALING CONFLICTING ORDINANCES:

The City Council of the City of El Paso De Robles does ordain as follows:

SECTION 1: No sign, transparency, advertisement or sign device included in any of the classes set forth in Section 3 of this ordinance shall be hereafter constructed, placed, reconstructed or allowed on or about the exterior of any building or other structure, or over any sidewalk, public thoroughfare, in the City of El Paso de Robles, unless such sign has been approved or drawings to scale of the proposed sign, together with such information relative to the dimensions, weight, position, structure and method of attaching to the building of such sign as may be required, shall, before the work commence, have first been submitted to the Building Inspector, and permission shall have been obtained for the erection thereof from said Inspector; temporary signs, advertisements or flags, may, however, be suspended over the sidewalk in front of a building or premises upon holidays, election days and days of public parade or display when the same shall be placed and secured in a manner satisfactory to the Chief of the Fire Department and Building Inspector, and shall be removed immediately thereafter.

SECTION 2: It shall be the duty of the Building Inspector, upon the filing of drawings and specifications as provided in Section 1, to examine such drawings and specifications and, if necessary, the premises upon which it is proposed to erect the sign, and if it shall appear that the proposed sign is in accordance with all ordinances of the City of El Paso de Robles relating thereto, the Building Inspector shall issue a permit for the erection of the sign, provided that when such proposed sign is intended to be used in connection with electricity, before the issuance of a permit therefor,

the Building Inspector shall proceed to examine said sign, or plans and specifications for said sign, and if found to be in accordance with all ordinances regarding electrical construction, and possessing the required illuminating qualities, shall approve same and no permit shall be issued for such signs without such approval.

SECTION 3: Signs requiring a permit for erection as provided in Sections 1 and 2 are classified as follows:

1. All signs fastened to the exterior of buildings.
2. All signs projecting over sidewalks or public thoroughfares, except metal drum signs, projecting not over 4 inches and having a surface area not to exceed 2 square feet.
3. All signs erected on roofs.
4. All signs intended to be used in connection with electricity.

SECTION 4: All electric signs must be constructed in every respect in accordance with the requirements of the regulations of the Industrial Accident Commission of the State of California from time to time in effect. All signs that are delivered on the job completed or assembled ready for installation must be inspected before erection and must bear the Underwriter's Laboratory label and accord with the National Electric Code Specifications before erection or installation or before a permit for the same is granted.

SECTION 5: It shall be unlawful for any person, company or corporation hereafter to place or maintain upon or attach to any building or premises any sign, advertisement, transparency or bulletin board which shall project over or upon the sidewalk, except such as are embraced within the following classes:

Class A: Flat or curved or drum signs, incandescent lights signs and transparencies with safe or secure fastenings for their whole length parallel to the front of the buildings and not projecting therefrom over the sidewalk more than four and one-half ( $4\frac{1}{2}$ ) inches when placed less than eight (8) feet above the sidewalk and not projecting more than twelve (12) inches when placed eight

(8) feet or more above the sidewalk.

Class B: Pole signs or barber's mechanical sign projecting not more than Twelve (12) inches from the building.

Class C: Horizontal electric signs must be equipped for illumination. The aggregate rated candle power of the lamps used in illuminating signs must equal not less than Eight (8) candle power per square foot of area of the illuminated portion of the sign (provided that in the case of a double faced interiorly illuminated sign such area shall be the area of only one face thereof).

Said horizontal electric signs shall not project over the sidewalk area nearer than Two (2) feet from the outer edge of the curb line, provided that no such sign shall project more than Ten (10) feet from the property line, and no part of said sign shall be less than Ten (10) feet above the sidewalk. Said sign and its supporting members shall be made entirely of metal and other non-combustible and noncorrosive materials and the construction of and manner of installation and support shall conform to the requirements of Section 4 of this ordinance.

Said sign and metal frame shall be attached to the building or to a tripod mast or structure of substantial design with through bolts or other fittings approved by the City Building Inspector. All frame members, guys, braces or other supports of such signs, shall be of iron or steel, galvanized or covered with noncorrosive paint or weather proofing incombustible material, and of sufficient strength to adequately sustain such sign.

No projecting sign of this class shall have an exposed area to exceed Fifty (50) square feet.

Class D: For the purpose of this ordinance, all electric signs, other than horizontal electric signs, shall be considered vertical electric signs. Vertical electric signs shall conform in every respect in regard to materials, character of construction of sign, supports, exposed area limitation, and amount of illumination to the requirements of signs of Class C. Vertical electric signs shall have no part thereof less than Ten (10) feet above the sidewalk and shall project no more than Six (6) feet from the property line, except that, upon proper showing of the necessity thereof, the City Council

may, by resolution, issue a permit for a "Class D" sign which shall project no more than eight (8) feet from the property line.

Class E: Flat or curved wire mesh signs with flat or raised letters may be extended from the front of one bay window above the first story to any adjacent bay window of the same building, provided the projection of the sign from the front of the bay windows be not more than six inches.

Class F: Wooden signs shall be fastened flat against the wall of a building or in front of, or on top of the cornice over a first story show window and when exceeding two feet in height shall not exceed 40 square feet in area.

SECTION 6: No electric sign shall be used or maintained which has less than 90% of the sockets installed effective while same is illuminated.

SECTION 7: Any letter, word, model, sign, device or representation in the nature of an advertisement, announcement or direction, supported or attached wholly or in part over or above any wall, building or structure, shall be deemed to be a sky-sign.

All sky-signs must be placed not less than four (4) feet within the inner line of the fire walls of such building. (For the purposes of this ordinance the ornamentation wall on the front of a building shall be deemed to be a fire wall). Such sign must be so constructed that its bottom line shall be not less than six (6) feet above the roof and not less than eleven (11) inches above the top of the parapet, blocking course, or railing of said fire walls and so that there shall be a clear space of not less than six (6) feet between all uprights supporting said sign, as well as between all braces thereof, and a clear space of not less than four (4) feet between either end of said sign and any point on the fire wall or edge of the roof adjacent thereto, such sign and all framework and bracing thereof shall be of metal and securely bolted and fastened to the roof on which it is installed and so designed to withstand a wind pressure of not less than 30 lbs. for each square foot of exposed surface.

All sky-signs which are electrically lighted shall comply in all respects as regards materials and character of construction of said sign and illumination requirements for signs of Class C of Section 5 of this ordinance.

SECTION 8: Upon the completion of any sign, or other device, mentioned in Section 3 of this ordinance, requiring a permit for erection, the party to whom the permit is granted shall notify the Building Inspector. If said sign, clock or other device complies with the ordinances of the City relating thereto, said Building Inspector shall issue certificates of satisfactory inspection covering respectively the structural and electrical features of same upon payment of the respective inspection fees prescribed herein.

Fees for the permit and inspection of the Building Inspector shall be charged as follows:

- All wood signs, the sum of.....\$1.00
- Vertical electric signs, the sum of..... 2.50
- Horizontal electric signs, the sum of... 2.50
- Electric "Sky-signs," the sum of..... 5.00
- Other "Sky-signs," the sum of..... 2.50

Fees for the permit and inspection by the Building Inspector at the time of erection of said sign, clock or device shall be paid when permit is granted.

Such electrical inspection shall be repeated when necessary thereafter. No fee for such reinspection shall be charged. It shall be the duty of said Inspector at the time of such reinspection to note the condition of the sign or device and its support and order any changes or repairs which in his opinion are necessary to make said sign or device safe and in compliance with the provisions of this ordinance. Upon neglect or refusal to make any changes or repairs required as above herein stated, the Building Inspector, upon his own motion shall cancel the permit therefore granted for the erection and maintenance of said sign or device, and it shall then be unlawful to continue the use of the same until the said changes have been complied with and a new

permit has been secured from the Building Inspector.

Electric current supplying any sign, or other device shall not be turned on until the certificate of satisfactory inspection has been issued by the Inspector, except by special permission of said Inspector for the purpose of testing said sign or device.

SECTION 9: All signs attached to a building shall be fastened directly to the walls by well secured metal anchors; or galvanized stranded wire shall be used exclusively when such signs require bracing. Wooden supports or braces shall not be permitted. Any person, company or corporation maintaining a sign or advertisement upon or in front of the premises of which he is the owner or occupant, or over which he has control, shall, upon notice from the Building Inspector, cause such signs or advertisements to be placed, secured and fastened in such a manner as the Building Inspector may direct. In case of failure to comply with such notification, the Building Inspector is authorized to cause the removal forthwith of such sign or advertisement; such authority, however, shall not affect the penalties herein imposed upon the person, company or corporation officers thereof for a violation of the provisions of this section.

SECTION 10: It shall be the duty of every person, firm or corporation who may erect any sign or structure, as set forth in this ordinance, to afford ample means and accommodations for the purpose of inspecting such work at time of completion and at any other time it may be in the judgment of the Building Inspector necessary to make such inspection.

SECTION 11: The Building Inspector, Chief of the Fire Department or Chief of Police or their representatives shall have the right to enter at any time on official business any building used for theatrical or operatic purposes or for public entertainment of any kind, wherein any sign or device is attached or maintained, as set forth in this ordinance.

SECTION 12: Where there are practical difficulties in the way of carrying out the strict letter of the ordinance, so that the spirit of the ordinance is complied with, the public safety secured

and substantial justice done, the Building Inspector shall have the discretionary power to vary or modify the specifications hereinabove set forth to accommodate any condition not herein provided for; but no such deviation shall be allowed unless it received the sanction of the City Council.

SECTION 13: This ordinance shall not be construed to relieve from, or lessen the responsibility of any person, firm or corporation owning, maintaining, operating, constructing or installing any sign, clock, or other device mentioned herein for damages to life or property caused by any defect therein; nor shall the City of El Paso de Robles, nor any agent thereof, be held as assuming any liability by reason of the inspection required herein.

SECTION 14: Neither the Building Inspector, nor any of his authorized agents, nor any authorized agent of the City of El Paso de Robles as mentioned in Section 11 of this ordinance, shall be held personally liable for any real or fancied loss or damage to any person or property on account of any action lawfully performed by them as such officials, and they shall each be entitled to the full legal counsel and support of the City Attorney in any action at law in connection therewith.

SECTION 15: It shall be unlawful for any person, firm or corporation to erect, construct, or maintain or to cause or permit to be erected, constructed or maintained upon any lot or parcel of land in any R-1 District, R-2 District, or R-3 District, as defined by the zoning ordinances of the City of El Paso de Robles, any advertising structure, sky-sign, or electric sign, or any other sign or device other than such as is or may be hereafter permitted by said zoning ordinances. All other ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 16: It shall be unlawful to park on, or move in and along, any street or public highway in the City of El Paso de Robles, any truck, trailer, carriage, wagon, sled, set of skids, or other vehicle on which has been mounted any sign displaying any advertising

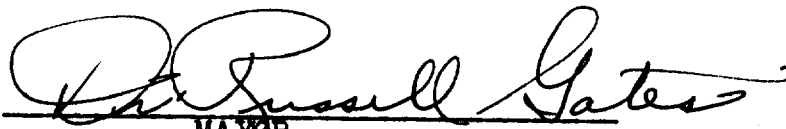
matter, unless such vehicle be used primarily for the purpose of transporting goods or persons, or such use is involved in a single isolated movement of a sign board or sign equipment from one place to another within the City. The parking of any such vehicle on any public street, or the movement of any such vehicle in and along any public street, for the sole or primary purpose of displaying advertising matter is declared to be a nuisance and a hazard to the public health and safety.

SECTION 17: Any person, firm or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punishable by a fine of not more than Five Hundred Dollars (\$500.00), or by imprisonment in the City Jail for a period of not more than Six (6) months, or by both such fine and imprisonment.

PASSED AND ADOPTED this 5<sup>th</sup> day of June, 1950.

CITY OF EL PASO DE ROBLES

By

  
MAYOR

ATTEST:

  
CITY CLERK



STATE OF CALIFORNIA  
COUNTY OF SAN LUIS OBISPO  
CITY OF EL PASO DE ROBLES

} SS.

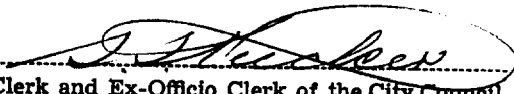
I, ..... S. S. Tucker ....., City Clerk of the City of El Paso de Robles, California, do hereby certify that the foregoing ..... Ordinance ..... No. 147, N.S. .... was duly and regularly adopted, passed, and approved by the City Council of the City of El Paso de Robles, California, at a regular meeting of said City Council held at the regular meeting place thereof, on the ..... 5th ..... day, of ..... June ..... 19.50 ....., by the following vote:

AYES: Councilmen ..... Gates, Gerst, Ottoson and Smart .....

NOES: Councilmen ..... None .....

ABSENT: Councilmen ..... Thurlby .....

Dated this ..... 5th ..... day of ..... June ..... 19.50 .....

  
City Clerk and Ex-Officio Clerk of the City Council,  
City of El Paso de Robles, State of California.