

THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE 09-104

INTRODUCED BY: Willey, Farrell, Antoskiewicz

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART 12 PLANNING AND ZONING CODE, SECTION 1284 SIGNS, CHAPTER 1284.07 SIGNS IN RESIDENTIAL DISTRICTS, BY DELETING PARAGRAPH (g), ITEM (3), AND DECLARING AN EMERGENCY

WHEREAS: It has been determined that imposing durational limits for political signs is unconstitutional and has been determined to be a violation of an individual's First Amendment right to free speech; and

WHEREAS: It is therefore necessary to amend the Codified Ordinances of the City of North Royalton, Part 12 Planning and Zoning Code, Section 1284 Signs, Chapter 1284.07 Signs in Residential Districts, by deleting Paragraph (g), Item (3) which imposes durational limits for political signs; and

WHEREAS: Council desires to provide for this amendment.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH ROYALTON, COUNTY OF CUYAHOGA AND STATE OF OHIO, THAT:

Section 1. Section 1284 Signs, Chapter 1284.07 Signs in Residential Districts, Paragraph (g), Item (3) of the Codified Ordinances of the City of North Royalton is hereby amended as follows:

- (g) Political signs shall be permitted as follows:
~~(3) — Time limitations. Political signs may not be placed more than thirty days prior to the respective election and must be removed within five days following such election.~~

Section 2. All subsequent items in Paragraph (g) shall be renumbered accordingly.

Section 3. Section 1284 Signs, Chapter 1284.07 Signs in Residential Districts, Paragraph (g), Item (3) of the Codified Ordinances of the City of North Royalton is hereby amended as provided for herein and all other provisions of Section 1284.07 shall remain in full force and effect.

Section 4. This Ordinance shall supersede all previously adopted Ordinances in direct conflict herewith.

Section 5. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 6. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the city, and for the further reason that it is immediately necessary to amend the Codified Ordinances of the City of North Royalton, Part 12 Planning and Zoning Code, Section 1284 Signs, Chapter 1284.07 Signs in Residential Districts, by deleting Paragraph (g), Item (3) which imposes durational limits for political signs.

THEREFORE, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

/s/ Vincent A. Gentile
PRESIDENT OF COUNCIL

APPROVED: /s/ Robert A. Stefanik
MAYOR

DATE PASSED: October 6, 2009

DATE APPROVED: October 7, 2009

ATTEST: /s/ Laura J. Haller
DIRECTOR OF LEGISLATIVE SERVICES

First reading suspended
Second reading suspended
Third reading October 6, 2009

YEAS: Gentile, Petrusky, Willey,
Farrell, Antoskiewicz, Kasaris

NAYS: Nickell