

STATE OF GEORGIA

COUNTY OF FULTON

1st reading: January 11, 2010

2nd reading: February 8, 2010

**AN ORDINANCE TO AMEND ARTICLE 22, SIGNS,
OF THE ZONING ORDINANCE OF THE CITY OF ROSWELL**

WHEREAS, The Mayor and Council are the governing authority of the City of Roswell, Georgia;

WHEREAS, the City of Roswell desires to protect the aesthetic appeal of the City; and

WHEREAS, the Mayor and Council find that signs provide an important medium through which individuals may convey a variety of noncommercial and commercial messages; and

WHEREAS, the Mayor and Council have determined that it is in the best interest of the public health, safety and welfare to preserve the integrity of the City's Sign Ordinance; and

WHEREAS, the Mayor and Council have determined that clarification of nonconforming signs is needed:

NOW, THEREFORE, BE IT ORDAINED AND IT IS HEREBY ORDAINED by the Mayor and Council of the City of Roswell, Georgia, pursuant to their authority as follows:

1.

Article 22, *Signs*, Section 22.7 Nonconforming Signs, of the Zoning Ordinance of the City of Roswell, Georgia is hereby amended by deleting subsections (a) in its entirety and substituting therefor a new subsection (a) to read as follows:

(a) a nonconforming sign shall not be replaced by another nonconforming sign including face material except that the substitution or interchange of poster panels or painted boards on nonconforming signs shall be permitted. All nonconforming signs shall be maintained in a safe manner and in good repair.

2.

Article 22, *Signs*, Section 22.7 Nonconforming Signs is further amended by deleting subsection (b) in its entirety and substitution therefor a new subsection (b) to read as follows:

(b) Minor repairs and maintenance of nonconforming signs shall be permitted. However, no structural repairs, structural changes and/or changes in the size, shape or technology currently being used on the sign shall be permitted except to bring the sign out if its nonconforming condition and into compliance with the requirements of this Article. To the extent that this section is alleged to conflict with O.C.G.A. § 32-6-83 or the Georgia Constitution, this section shall be deemed to provide affected parties the minimum protections provided by O.C.G.A. §32-6-83 and the Georgia Constitution as both may be amended from time to time.

3.

All ordinances, parts of ordinances, or regulations in conflict herewith are repealed.

4.

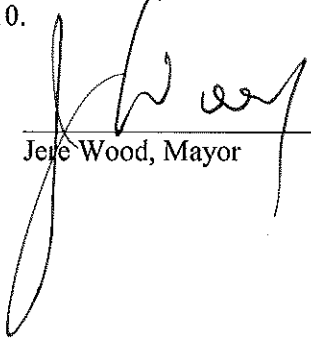
Severability. Should any court of competent jurisdiction declare any section of this Ordinance invalid or unconstitutional, such declaration shall not affect the validity of the Ordinance as a whole or any part thereof, which is not specifically declared to be invalid or unconstitutional.

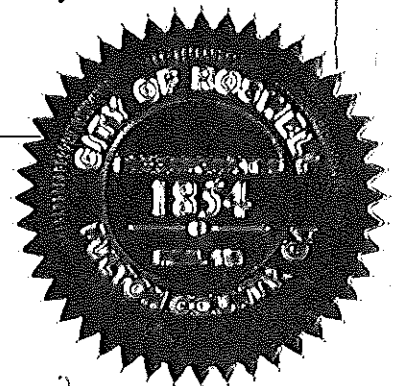
5.

It is the intention of the Mayor and Council, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances, City of Roswell, Georgia and the sections of this Ordinance may be renumbered to accomplish such intention.

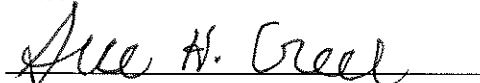
This Ordinance shall take effect and be in force from and after the date of its adoption, the public welfare demanding it.

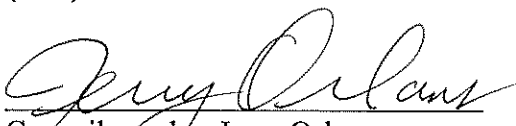
The above Ordinance was read and approved by the Mayor and Council of the City of Roswell, Georgia on the 8th day of February, 2010.


Jere Wood, Mayor

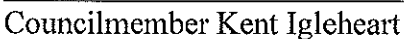


Attest:

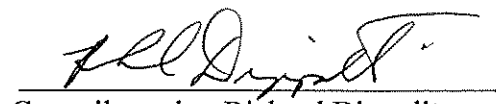

Sue H. Creel, City Clerk
(Seal)

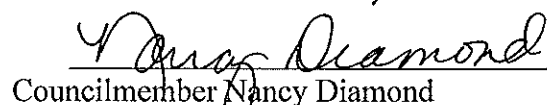

Councilmember Jerry Orland


Councilmember Betty Price


Councilmember Kent Igleheart


Councilmember Rebecca Wynn


Councilmember Richard Dippolito


Councilmember Nancy Diamond