

ORDINANCE NO 2014-04**AN ORDINANCE OF THE BOROUGH OF GREENCASTLE, FRANKLIN COUNTY,
PENNSYLVANIA AMENDING CHAPTER 205 ENTITLED "ZONING" OF THE CODE OF
THE BOROUGH OF GREENCASTLE**

WHEREAS, the Borough of Greencastle desires to recognize the use of electronic scoreboards at athletic venues, electronic message centers, information kiosks, and sandwich board signs within the Borough in ordinance form; and

WHEREAS, the Council of the Borough of Greencastle deems it in the best interest, and for the general welfare of the citizens and residents of the Borough to amend certain provisions of Chapter 205 of the Borough of Greencastle.

NOW THEREFORE, BE IT ENACTED AND ORDAINED by the Mayor and Borough Council of the Borough of Greencastle, Franklin County, Pennsylvania, and it is enacted and ordained as follows:

SECTION I: Chapter 205 of the Code of the Borough of Greencastle, entitled "Zoning", Section 56 thereof, entitled "Definitions", is hereby amended to modify the definition for "Sign, Commercial Advertising or Billboard" and Sign, Illuminated" and adding a definition for "Sign, Scoreboard", "Sign, Electronic Message Center", "Sign, Information Kiosk", and "Sign, Sandwich Board" and shall read as follows:

SIGN, COMMERCIAL ADVERTISING OR BILLBOARD

An advertising sign, structure or symbol erected and maintained by an individual or corporation engaged in the sale or rental for profit of space thereon to a clientele of manufacturing, service or commercial enterprises upon which space there is displayed by means of painting, posting or other method, advertising copy describing a wide variety of projects or services which are not necessarily made, produced, assembled, stored or sold from the lot or premises upon which the advertisement is displayed. This definition does not include a Scoreboard.

SIGN, ILLUMINATED

Any sign illuminated by electricity, gas or other artificial light including reflective or phosphorescent light. An illuminate sign shall include lighting devices such as any light, string of lights, or group of lights located or arranged so as to cast illumination on a sign. This definition does not include a Scoreboard.

SIGN, ELECTRONIC MESSAGE CENTER

Any sign or portion thereof that displays electronic images, graphics, or pictures with or without textual information, using LED's, fiber optics, light bulbs, or other illumination devices or combination thereof within the display area and where a static message change sequence is accomplished immediately or by means of fade

SIGN, INFORMATION KIOSK

Any sign, structure or symbol erected and maintained by the Borough of Greencastle or a nonprofit corporation engaged in economic development upon which said sign, structure or symbol is utilized to dispense information, pamphlets, leaflets, magazines, guides, publications, forms and other printed material regarding the Borough of Greencastle and the surrounding area. An information kiosk shall not be illuminated.

SIGN, SANDWICH BOARD

A temporary sign that is self-supporting and free-standing with only two (2) visible sides that is situated immediately adjacent to a business or entity, typically on a sidewalk, which contains commercial speech regarding said business or entity. A sandwich board may not be illuminated.

SIGN, SCOREBOARD

A scoreboard is a sign designed to provide information to spectators at athletic events that may or may not contain a permanent or temporary advertising message or public service announcements located inside an enclosed athletic field located at a property owned by a municipal entity or owned and operated by a non-profit corporation.

SECTION II: Chapter 205 of the Code of the Borough of Greencastle, entitled "Zoning", Section 27 thereof, entitled "Sign Regulations", is hereby amended in its entirety and shall read as follows:

Signs may be erected and maintained only when in compliance with the following provisions:

- A. General regulations applying to all signs.
- (1) Signs must be constructed of durable materials, maintained in good condition, and not allowed to become dilapidated.
 - (2) Signs shall not be placed in such a position that they will cause danger to traffic on a street by obscuring the view.
 - (3) No sign, except for a Scoreboard permitted Electronic Message Center, shall be permitted which rotates and/or causes interruption or flashing of light. Any illuminated sign shall be illuminated with a steady, stationary, and shielded light directed solely onto the sign without causing glare so that only the illumination of the sign, rather than the source of lights, is visible.
 - (4) All signs shall be removed after the circumstances leading to their erection no longer apply.
 - (5) Billboards or similar outdoor advertising signs, except Scoreboards, which advertise products or business not connected with the site or building shall comply with the requirements of §205-27.1 of this chapter.

- (6) Signs placed on the roof of a building shall be prohibited except in the (HC) Highway Commercial and (I) Industrial Districts.
- (7) Signs erected in violation of these provisions shall be removed upon written notice of the Borough. Failure to remove such signs shall constitute a violation of this chapter and, in addition to the penalties contained herein, the Borough will charge the owner for the cost of Borough removal of such signs.

B. Signs permitted in all districts. The following signs shall be permitted in all districts without the necessity to obtain a permit from the Borough:

- (1) Real Estate signs announcing the sale or rental of the property where located.
- (2) Civic and religious signs or bulletin boards not exceeding twenty (20') square feet.
- (3) Construction signs announcing the architect, engineer and/or contractor(s) placed upon the property only during the duration of construction activity and not exceeding thirty-two (32') square feet.

C. Signs permitted in the R-1 and R-2 Districts.

- (1) Customary home occupation signs which shall be unanimated and nonilluminated and shall not exceed an area of four square feet.
- (2) Residential development signs not exceeding an area of thirty-two (32') square feet and providing only one such sign shall be permitted for each access way into the residential development.
- (3) Signs used as accessory to a special exception not exceeding twenty (20') square feet in area and providing only one such sign shall be permitted for each special exception.

D. Signs permitted in (CC) Community Commercial.

- (1) Only one such sign for each street frontage shall be permitted for each commercial use.
- (2) Hereafter, signs may project beyond the property line abutting a street, providing that the overhanging sign is not less than eight (8') feet above the sidewalk and at least three (3') feet horizontal from the curblin. Overhanging signs shall not project over the cartway of any street or alley.
- (3) No sign shall exceed an area of twenty (20') square feet for commercial uses with up to seventy-five (75') feet of street frontage, and no sign shall exceed an area of

thirty-two (32') square feet for commercial uses with over seventy-five (75') feet of street of street frontage.

- (4) No sign shall be placed so that its height measured from the base of the building where located exceeds twenty (20') feet.
- (5) Sandwich board signs shall be permitted subject to the following:
 - (a) A sandwich board sign must be located at either the façade of the building where the business or entity is located or at the curb immediately adjacent to the building where the business or entity is located; provided however, said sandwich board sign must be located in a manner that it provides at least five (5') feet of unobstructed clearance for pedestrians to use any sidewalk or other walkway in the Borough of Greencastle and must not obstruct the view of any individual operating a motor vehicle within the Borough of Greencastle.
 - (b) A sandwich board may only be displayed during business hours and said sandwich board sign must be removed at the close of business each day. A sandwich board sign must be stored inside a building or structure during non-business hours.
 - (c) Any sandwich board sign must be no greater than four (4') feet in height and three (3') feet in width per side.
 - (d) Only one (1) sandwich board sign is permitted per business or entity except any business or entity that faces two (2) public streets or rights-of-way is permitted to have one (1) sandwich board sign located on each public street or right-of-way located immediately adjacent to the business or entity. In no event shall a business or entity be permitted to have more than two (2) sandwich board signs.
 - (e) The owner of a sandwich board sign shall place and locate a sandwich board sign in a manner that will not cause any damage to any person and/or property. The owner of a sandwich board sign assumes any and all liabilities associated with and/or related to said sandwich board sign, indirectly and/or directly, including but not limited to any damage to person and/or property. By placing a sandwich board sign in the Borough, the owner of such sandwich board sign agrees to indemnify the Borough of Greencastle from any and all damages, claims, costs and/or expenses associated with any damage to any person and/or property, caused by and/or related to, indirectly and/or directly, a sandwich board sign.

E. Signs permitted in (HC) Highway Commercial, (I) Industrial Districts, and (CCII) Community Commercial.

- (1) Business identification signs shall be permitted subject to the following:
 - (a) Not more than one sign attached to and parallel with the premises facing each street shall be permitted. The size of such sign shall not exceed ninety-six (96) square feet or ten (10%) percent of the surface area of the front of the building, whichever is greater.
 - (b) Additionally, not more than one freestanding sign shall be permitted for each street frontage of one hundred (100') feet, and an additional freestanding sign shall be permitted for each additional one hundred (100') feet of frontage or fraction thereof. The size of such sign shall not exceed ninety-six (96') square feet nor exceed the height limitation of twenty-five (25') feet.
 - (c) No sign shall be located in the established right-of-way of any street.
- (2) Signs located in shopping centers shall be subject to the following:
 - (a) There shall be only one freestanding sign per road frontage which shall be designed and used for the purpose of announcing the shopping center. Such sign shall not exceed ninety-six (96') square feet nor exceed a height limitation of twenty-five (25') feet.
 - (b) Individual tenant business identification signs shall not exceed ninety-six (96') square feet or ten (10%) percent of the surface area of the front of the building, whichever is greater.
- (3) Sandwich board signs shall be permitted in the (CC-II) Community Commercial and (HC) Highway Commercial Districts, and not in the (I) Industrial District, subject to the following:
 - (a) A sandwich board sign must be located at either the façade of the building where the business or entity is located or at the curb immediately adjacent to the building where the business or entity is located and in a manner that said sandwich board sign is not intruding into any state right-of-way; provided however, said sandwich board sign must be located in a manner that it provides at least five (5') feet of unobstructed clearance for pedestrians to use any sidewalk or other walkway in the Borough of Greencastle and must not obstruct the view of any individual operating a motor vehicle within the Borough of Greencastle.

- (b) A sandwich board may only be displayed during business hours and said sandwich board sign must be removed at the close of business each day. A sandwich board sign must be stored inside a building or structure during non-business hours.
 - (c) Any sandwich board sign must be no greater than four (4') feet in height and three (3') feet in width per side.
 - (d) Only one (1) sandwich board sign is permitted per business or entity except any business or entity that faces two (2) public streets or rights-of-way is permitted to have one (1) sandwich board sign located on each public street or right-of-way located immediately adjacent to the business or entity. In no event shall a business or entity be permitted to have more than two (2) sandwich board signs.
 - (e) The owner of a sandwich board sign shall place and locate a sandwich board sign in a manner that will not cause any damage to any person and/or property. The owner of a sandwich board sign assumes any and all liabilities associated with and/or related to said sandwich board sign, indirectly and/or directly, including but not limited to any damage to person and/or property. By placing a sandwich board sign in the Borough, the owner of such sandwich board sign agrees to indemnify the Borough of Greencastle from any and all damages, claims, costs and/or expenses associated with any damage to any person and/or property, caused by and/or related to, indirectly and/or directly, a sandwich board sign.
- F. Information Kiosk Signs are permitted in the (CC) Community Commercial, (CC-II) Community Commercial - II, and (HC) Highway Commercial Districts.
 - G. Electronic Message Center Signs are permitted in the (HC) Highway Commercial and (CC-II) Community Commercial - II Districts.
 - H. Signs permitted in all districts. The following sign shall be permitted in all districts:
 - (1) Scoreboard in compliance with Subsection J below.
 - I. Permit requirements. All signs, with the exception of those signs specifically identified in Subsection B, and signs placed in the windows of permitted commercial uses are subject to Borough permit requirements prior to installation or erection.
 - J. Scoreboard requirements. All signs which are determined to be a scoreboard shall meet the following regulations.

ENACTED, ORDAINED, AND APPROVED this 7th day of April, 2014.

Borough Council of the Borough of
Greencastle, Franklin County, Pennsylvania

By: [Signature]
President

ATTEST:

[Signature]
Secretary

[Signature]
Mayor of the Borough of Greencastle