

TOWN OF ADDISON, TEXAS

ORDINANCE NO. O16-041

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS AMENDING SECTION 62-138 "HOLIDAY DECORATIONS," OF THE CODE OF ORDINANCES, TOWN OF ADDISON, TEXAS, TO REGULATE THE INSTALLATION AND ILLUMINATION OF HOLIDAY LIGHTING; PROVIDING FOR A PENALTY OF A FINE NOT TO EXCEED THE SUM OF FIVE HUNDRED DOLLARS (\$500.00) FOR EACH OFFENSE; AND PROVIDING FOR SAVINGS, SEVERABILITY AND AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS, THAT:

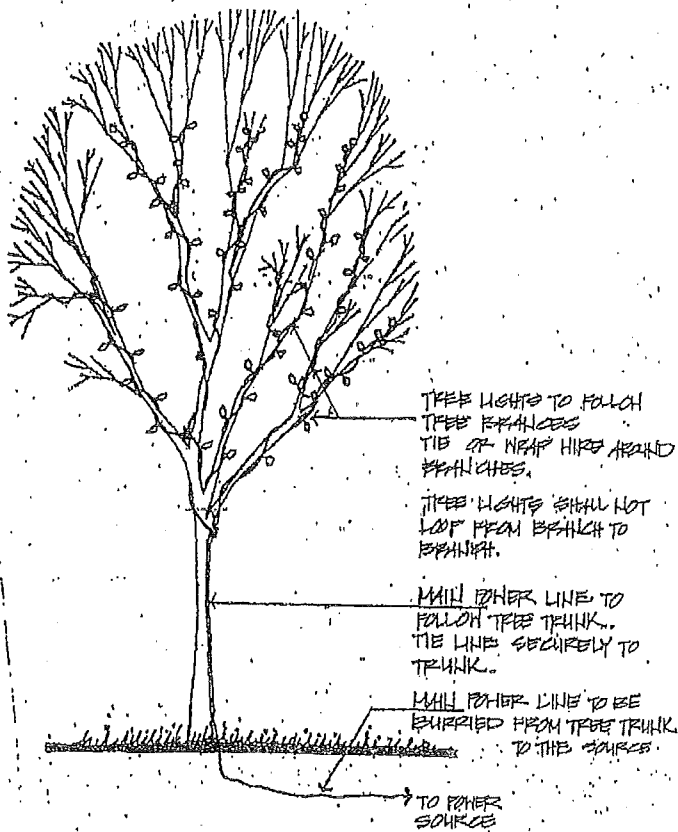
Section 1. Chapter 62 – Signs, Section 138 – Holiday decorations, of the Code of Ordinances, Town of Addison, Texas shall be amended to read in its entirety as follows:

Sec. 62-138. Holiday decorations.

All holiday decorations in districts zoned for single-family residential use are exempt from the following regulations. Nothing in this section shall be construed to prevent tree lights or attached building lights of a primarily decorative nature, clearly incidental and customary and commonly associated with any national, local, or religious holiday, provided such lights shall be displayed between November 1st and January 31st only. Additionally, the code enforcement officer may allow tree lights if such lights meet the following criteria:

- (1) Such lights may be installed on trees between September 15th and February 15th only;
- (2) Such lights may be illuminated between November 1st and January 31st only;
- (3) Such lights do not camouflage or divert attention from traffic signals or directional signals;
- (4) Such lights and wiring thereto is in conformity with the electrical code of the town;
- (5) Such lights shall not glare upon the street or adjacent property;
- (6) Such lights shall not blink, flash, or move by any means; and
- (7) Such lights shall be installed in accordance with figure 62-138.5, as approved by resolution of the city council.

FIGURE 62-138.6



(8) These provisions shall not apply to festoon lighting, which is permitted.

Section 2. Penalty Clause.

Any person, firm or corporation violating any of the provisions or terms of this Ordinance or the Code of Ordinances, Town of Addison, Texas as amended hereby, commits a Class C misdemeanor punishable by a fine as set forth in Section 1-7 of the Code of Ordinances, Addison, Texas for each offense, and each and every day such violation shall continue shall constitute a separate offense.

Section 3. Savings.

The Code of Ordinance, Addison, Texas, shall remain in full force and effect save and except as amended by this Ordinance.

Section 4. Cumulative Clause.

This Ordinance shall be cumulative of all provisions of state or federal law and other ordinances of the Town of Addison, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

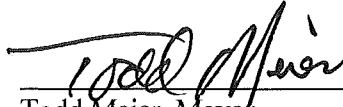
Section 5. Severability Clause.

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation of this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

Section 6. Effective Date.

This Ordinance shall become effective immediately upon its passage and publication as required by law.

PASSED AND APPROVED by the City Council of the Town of Addison, Texas this the 13th day of December, 2016.




Todd Meier, Mayor

ATTEST:

By: 

Laura Bell, City Secretary

APPROVED AS TO FORM:

By: 

Brenda N. McDonald, City Attorney

