

ORDINANCE NO. 2020-8-8648

**AN ORDINANCE AMENDING SECTION 126-76
OF THE CODE OF ORDINANCES OF THE CITY OF PADUCAH,
KENTUCKY, PERTAINING TO ELECTRONIC SIGNS IN THE
MU AND A-1 DISTRICTS**

WHEREAS, this Ordinance amends Section 126-76 of the *Code of Ordinances of the City of Paducah, Kentucky*; and

WHEREAS, the Paducah Planning Commission is established under Section 82-31 of the Paducah City Code as the planning agency serving the City of Paducah in accordance with KRS 100-117; and

WHEREAS, any change to the text of the zoning code must be referred to the Planning Commission before adoption and considered in accordance with KRS 100-211; and

WHEREAS, a public hearing was held on July 20, 2020 by the Paducah Planning Commission after advertisement pursuant to law; and

WHEREAS, the MU district by design allows both consumer businesses and residential resulting in a compact development pattern with multiple businesses in a shared building, which can lead to limited frontage options for signs; and

WHEREAS, Businesses in the MU district, particularly along well-travelled thoroughfares; would benefit from a sign that is able to changes messages and potentially serve multiple users; and

WHEREAS, appropriate safeguards can and are proposed to protect residential neighbors, particularly at night; and

WHEREAS, the Paducah Planning Commission adopted a Resolution on July 20, 2020, favorably recommending to the Paducah Board of Commissioners to amend the Paducah Zoning Code, specifically Section 126-76 pertaining to electronic signs in the MU and A-1 Districts;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF PADUCAH AS FOLLOWS:

SECTION 1. That Section 126-76, of Chapter 126, Zoning, of the Code of Ordinances of the City of Paducah, Kentucky, is hereby amended to read as follows:

Sec. 126-76 (m) Signs authorized for MU and A-1 Zones.

No sign shall be permitted in the MU zone or A-1 zone except as provided in subsections (e) and (g) and as provided as follows:

- (1) Private directional signs indicating entrance, exit, or location of parking shall be permitted provided such signs do not exceed six square feet in surface area for each sign. The height of such signs shall not be more than 60 inches from the street level. These signs may only be placed on private property and not on public right-of-way. Such signs may only be illuminated indirectly.
- (2) All signs in the MU and A-1 districts shall receive approval by the Planning Commission in accordance with the development plan procedure set forth in section 126-176 of the Code of Ordinances.
- (3) Perforated Signs.
 - a. Perforated signs shall either be 50/50 or 60/40 perforation.
 - b. Perforated signs may be applied to the entire window; however, a perforated sign may not exceed more than 30% of the total façade of a structure.
 - c. Perforated signs may not be applied over any ingress/egress door.

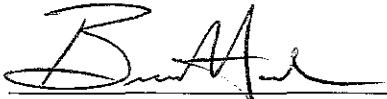
- d. Perforated signs for a single business are intended to have a single, unifying theme. Perforated signs shall not be directly illuminated from inside the business.
- e. The total cumulative sign square footage of both wall signs and window signage (whether it is attached, painted, perforated or otherwise recognized as a window sign) shall not exceed a total of 30% of the entire façade.

(4) Electronic message signs may be erected with Planning Commission approval provided:

- a. Electronic message signs must have controls in place to prevent flashing when a malfunction or power loss occurs.
- b. Electronic message signs must contain brightness controls that adjust to the ambient light where the sign is easily readable during daytime hours, but not overbearing at night.
- c. Such sign shall not exceed twenty-five (25) square feet in area per sign face.
- d. Such sign shall not exceed six (6) feet from grade.
- e. Such sign shall be located at least two hundred (200) feet away from grade from any residential structure. The two hundred (200)-foot measurement includes residential structures on the opposite sides of public ways. Said measurements shall be taken from the nearest outside wall of the structure. Further, such signs shall not be closer than five (5) feet to any property line unless attached to a building.
- f. Such sign shall be located on the same lot as the principal building.
- g. Only one (1) electronic message sign (either freestanding or attached to a building) shall be permitted per lot.
- h. Such sign shall not flash, change or move from 11 p.m. to 5:00 a.m.

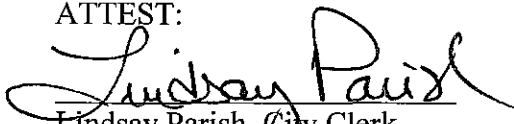
SECTION 2. That if any section, paragraph or provision of this Ordinance shall be found to be inoperative, ineffective or invalid for any cause, the deficiency or invalidity of such section, paragraph or provision shall not affect any other section, paragraph or provision hereof, it being the purpose and intent of this Ordinance to make each and every section, paragraph, an provision hereof separable from all other sections, paragraphs and provisions.

SECTION 3. This ordinance shall be read on two separate days and will become effective upon summary publication pursuant to KRS Chapter 424.



Mayor

ATTEST:



Lindsay Parish, City Clerk

Introduced by the Board of Commissioners, August 11, 2020
Adopted by the Board of Commissioners, August 12, 2020
Recorded by Lindsay Parish, City Clerk, August 12, 2020
Published by The Paducah Sun, August 16, 2020
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