

**ORDINANCE NO. 1616**

**AN ORDINANCE OF THE CITY OF LIVE OAK, TEXAS, AMENDING CODE OF ORDINANCES, APPENDIX B – SIGN REGULATIONS SECTION 5 SPECIAL DISTRICT SIGN REQUIREMENTS AND SECTION 14 DEFINITIONS; PROVIDING FOR A SEVERABILITY CLAUSE, AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS** the City of Live Oak is a Home Rule City under the statutes of the State of Texas; and

**WHEREAS**, the City Council seeks to maintain the value of the City of Live Oak’s scenic and natural resources, which are the keystones of the City’s economic strength and quality of life, through a comprehensive regulatory program that includes land use and development ordinances restricting signs; and

**WHEREAS**, the City Council finds it to be in the best interest of the public to regulate special district signs so as to promote roadway and pedestrian safety, improve the appearance of the City Live Oak, and enhance the community's character within the boundaries of the City of Live Oak; and

**WHEREAS**, the City Council is authorized to regulate special district signs by virtue of the Texas Constitution, the City of Live Oak’s Home Rule Charter, and Texas Local Government Code Chapters 51, 52 and 53;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS:**

**SECTION 1.  
SPECIAL DISTRICT SIGN REQUIREMENTS – SECTION 5.4 AMENDED**

That Code of Ordinances, Appendix B, Sign Regulations, Section 5 - Special district sign requirements - Section 5.4 Garden Offices to be amended to read as follows where underline is new and strikethrough should be deleted:

5.4 Garden offices.

- A. Time - A sign permit is required.
- B. Place - Any zoning district where B-1, B-2, or B-3 ~~garden offices~~ is permitted.
- C. Manner One (1) pylon sign per complex may be erected advertising the total number of office tenants. If the complex is located on a corner lot, the corner lot provision contained in Section 4.5 shall apply. The face area of the sign may not be larger than ten (10) feet by thirty (30) feet, mounted six (6) feet above the ground with a maximum height of thirty-six (36) feet. The sign and the street address must have letters no less than six (6) inches high will appear at the top of

the copy. There may be one (1) sign no larger than fifteen (15) square feet in face area and placed flush on the wall near the entrance. As an alternate one (1) hanging sign or one (1) ground sign containing no more than six (6) square feet in face area may be erected.

**SECTION 2.  
SECTION 14 DEFENITIONS AMENDED**

That Code of Ordinances, Appendix B, Sign Regulations, Section 14 – Definitions to be amended to allow add the following as underlined:

*Garden Office: business offices with multiple tenants and/or buildings, where not all the tenants front onto the street.*

**SECTION 3.  
SEVERABILITY**

If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance.

**SECTION 4.  
REPEAL**

All ordinances or parts of ordinances in conflict with any of the provisions of this ordinance are hereby repealed insofar as the same conflicts with the provisions hereof.

**SECTION 5.  
SAVINGS**

All rights or remedies of the City of Live Oak, Texas, are expressly saved as to any and all violations of any Sign Ordinance or amendments thereto, of said City of Live Oak that have accrued at the time of the effective date of this ordinance; and as to such accrued violation, the court shall have all the powers that existed prior to the effective date of this ordinance; and that all existing or previous Sign Ordinances related to residential signs which would otherwise become non-conforming uses under this ordinance but shall be considered as violations of this ordinance in the same manner that were violations of prior Sign Ordinances related to residential signs of the City of Live Oak.

**SECTION 6.  
EFFECTIVE DATE**

This Ordinance shall be effective upon the approval of the City Council of the City of Live Oak, Texas.

PASSED, APPROVED AND ADOPTED this 8<sup>th</sup> day of June, 2021.

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Mary M. Dennis, Mayor

ATTEST:

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Deborah, L. Goza, City Secretary

APPROVED FOR LEGAL FORM:

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City Attorney's Office