

CITY OF BURLINGTON

ORDINANCE 5.01

Sponsor: Planning Department,

Planning Commission; Councilors Mason, Bushor, Dober; Ordinance Committee

Public Hearing Dates 11/26/12

In the Year Two Thousand Twelve

First reading: 04/30/12

Referred to: Planning Commission

Rules suspended and placed in all

stages of passage: _____

Second reading: 09/10/12

Action: amended; adopted

Date: 11/26/12

Signed by Mayor: 11/29/12

Published: 12/05/12

Effective: 12/26/12

An Ordinance in Relation to

COMPREHENSIVE DEVELOPMENT ORDINANCE

Electronic Message Display

ZA 12-08

RECEIVED

DEC - 3 2012

DEPARTMENT OF
PLANNING & ZONING

It is hereby Ordained by the City Council of the City of Burlington, as follows:

That Appendix A, Comprehensive Development Ordinance of the Code of Ordinances of the City of Burlington be and hereby is amended by amending Sec. 7.1.12 thereof to read as follows:

Sec. 7.1.12. Electronic Message Display

A) An electronic message display may be permitted for any primary grades 6-8 or secondary school; use as defined in Article 13 in any zoning district subject to the following requirements:

B) a) An electronic message display shall not have any distracting appearance of motion including but not limited to flashing, blinking, shimmering, animation, moving video, or scrolling advertising.

C) b) An electronic message display that is readily visible to drivers of vehicles on any public way shall have characters of sufficient size to be easily discerned and must not constitute a safety hazard by distraction of drivers.

D) c) No more than one (1) electronic message display with two sides shall be permitted per primary grades 6-8 or secondary school.

d) The area occupied by the message on an electronic message display may comprise no more than fifty (50) percent of the maximum total allowable sign area as provided in Article 7, Part 2.

e) The message display area may have a maximum of three (3) lines of characters including all letters, numbers, spaces, or other symbols.

E) f) An electronic message display shall consist only of alphabetic or numeric characters on a plain background and may not include any graphic, pictorial, or photographic images.

g) A maximum of one color shall be used for an electronic message, which shall be on a dark background of one color.

ORIGINAL

AN ORDINANCE
IN RELATION TO

Introduced by
Councilor _____

Read in City Council first time
_____, 20_____.

Attest, _____, Clerk.

Rules suspended, and ordinance placed in all stages of passage.

_____, 20_____.
Attest, _____, Clerk.

Read in City Council second time
_____, 20_____.
Attest, _____, Clerk.

Passed in City Council at meeting held
_____, 20_____.
Attest, _____, Clerk.

Approved _____, 20_____.
_____, Mayor.

I, _____, City Clerk of the City of Burlington and Clerk of the City Council of said City, do hereby certify that the within written Ordinance has been duly published according to Law and the Charter of the City, and in compliance with said Charter this certificate is hereto attached.

And the within Ordinance was ordered published for _____ day, namely the _____ day of _____, 20_____.

Adopted _____ Published _____ Effective _____
_____, City Clerk

* * * * *

Distribution

I hereby certify that this Ordinance has been sent to the following department(s) on

Attest:

* * * * *

An Ordinance in Relation to COMPREHENSIVE DEVELOPMENT ORDINANCE –
Electronic Message Display #ZA 12-08

F) h) The message that is displayed may change no more frequently than once every two (2) minutes. When the display of an electronic message changes, it must change as rapidly as is technologically practicable with no phasing, rolling, scrolling, flashing, or blending.

G) i) An electronic message display shall include internal ambient light monitors that automatically adjust the brightness level of its display according to natural ambient light conditions.

j) An electronic message display shall contain a default mechanism that freezes the sign in one position if a malfunction occurs.

k) Such electronic message displays shall only be permitted on the following streets:

Main Street

North Avenue

Pine Street

Shelburne Street

l) The hours of operation for such electronic message displays shall be from 6 a.m. to 10 p.m. except that secondary school use shall have no such limit on the hours of operation.

* Material stricken out deleted.

** Material underlined added.

*** Material in bold amended by City Council Ordinance Committee

Amended; adopted 11/26/12 lo

ORIGINAL

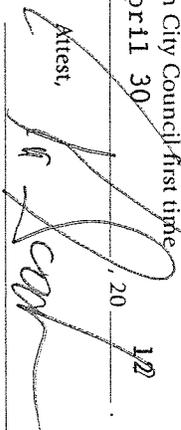
AN ORDINANCE IN RELATION TO

COMPREHENSIVE DEVELOPMENT ORDINANCE--
Electronic Message Display ZA 12-08

Introduced by

~~Planning Dept.~~ Planning Commission,
~~Ordinance Committee~~

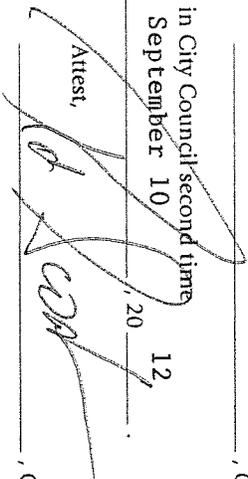
Read in City Council first time
April 30, 2012

Attest, , Clerk

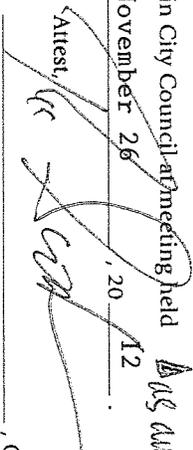
Rules suspended, and ordinance placed in all stages of passage.

Attest, _____, Clerk

Read in City Council second time
September 10, 2012

Attest, , Clerk

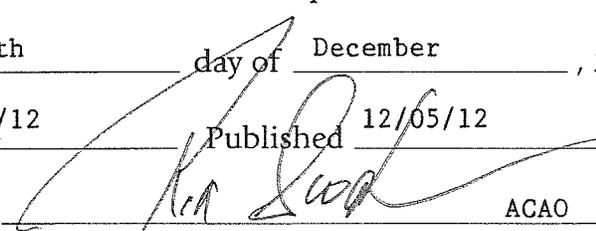
Passed in City Council at meeting held
November 26, 2012

Attest, , Clerk

Approved November 29, 2012
_____, Mayor

I, ACA0 Goodwin, City Clerk of the City of Burlington and Clerk of the City Council of said City, do hereby certify that the within written Ordinance has been duly published according to Law and the Charter of the City, and in compliance with said Charter this certificate is hereto attached.

And the within Ordinance was ordered published for Wednesday day, namely the 5th day of December, 2012.

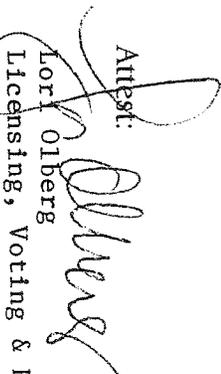
Adopted 11/26/12 Published 12/05/12 Effective 12/26/12
 ACA0, City Clerk

* * * * *

Distribution

I hereby certify that this Ordinance has been sent to the following department(s) on

P & Z Director White
City Attorney's Office, Gene Bergman
City Attorney's Office, Linda Blanchard

Attest: 
Lori Olberg
Licensing, Voting & Records Coordinator

* * * * *