

CITY OF HUMBLE

ORDINANCE NO. 17-806

AN ORDINANCE OF THE CITY OF HUMBLE, TEXAS AMENDING CHAPTER 33, "SIGNS" BY AMENDING ARTICLE I "IN GENERAL", SECTION 2 "DEFINITIONS" BY PROVIDING A DEFINITION FOR BILLBOARDS, FEATHER SIGNS AND INFLATABLE SIGNS; ARTICLE III "TYPES OF SIGNS", SECTION 52 "SIGNS PROHIBITED IN ALL DISTRICTS" BY PROHIBITING FUTURE CONSTRUCTION OF BILLBOARDS, PROHIBITING THE DISPLAY OF INFLATABLE SIGNS AND PROHIBITING FEATHER SIGNS; MAKING CERTAIN FINDINGS; AND PROVIDING FOR SEVERABILITY.

WHEREAS, The City of Humble is a home rule city acting under its Charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, The City Council of the City of Humble has a substantial interest in protecting the health, safety, welfare, convenience and enjoyment of the general public; and

WHEREAS, The City Council of the City of Humble has a substantial interest in enhancing the economic value of the landscape by avoiding visual clutter which is potentially harmful to property values and business opportunities; and

WHEREAS, The City Council of the City of Humble has a substantial interest in protecting the safety and efficiency of the City's transportation network by reducing the confusion or distraction to motorists and enhancing the motorists' ability to see pedestrians, obstacles, other vehicles, and traffic signs; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUMBLE, TEXAS, THAT:

Section 1. The Code of Ordinances of the City of Humble, Texas, is hereby amended by Amending Chapter 33, Article I, Section 2 thereof to read as follows by adding the following definitions:

Sec. 33-2 Definitions.

Billboard Sign shall mean a sign that advertises goods, products or services that are not sold, manufactured or distributed on or from the premises or facilities on which the sign is located.

Feather Sign shall mean a freestanding, wind device consisting of a loose cloth, plastic or polyknit sign face that flutters in the wind from a harpoon-style pole or staff driven into the ground for support, or having a crossbar base suitable for standing or weighting the sign securely on a hard surface and any functionally similar display devices.

Inflatable Sign shall mean an air or gas-filled device anchored or tethered to a building, the ground or a site and used for the purposes of signage or attention getting.

Section 2. The Code of Ordinances of the City of Humble, Texas, is hereby amended by Amending Chapter 33, Article III, Section 52 thereof to read as follows:

Sec. 33-52 Signs prohibited in all districts.

- (17) It shall be unlawful for any person to own, erect, use, benefit from, maintain or permit any billboard sign with exception of those billboard signs installed within the City prior to August 10, 2017. Where a lawful billboard sign exists on the effective date of this section, the billboard sign shall not be reconstructed if it is destroyed by any means or is otherwise removed.
- (18) It shall be unlawful for any person to own, erect, use, benefit from, maintain or permit any feather sign within the City.
- (19) It shall be unlawful for any person to own, erect, use, benefit from, maintain or permit any inflatable sign within the City.

Section 3. In the event any clause phrase, provision, sentence, or part of this ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Humble, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

Section 4. That, this ordinance supersedes all ordinances or parts of ordinances in conflict with the provisions stated herein.

Section 5. That this ordinance shall become effective upon its adoption when the caption hereof is published once in the official newspaper of the City, by the City Secretary, within ten days after passage of the Ordinance, as required by law and Article II, Section 13 of the City Charter.

PASSED, APPROVED, AND ADOPTED this 24th day of August 2017.

Merle Aaron
Merle Aaron
Mayor

ATTEST:
Jason Stuebe
Jason Stuebe
City Secretary



PUBLICATION CERTIFICATION:

THIS ORDINANCE WAS PUBLISHED IN THE OFFICIAL NEWSPAPER OF THE CITY OF HUMBLE IN ACCORDANCE WITH THE REQUIREMENTS OF SECTION 13 OF THE CHARTER OF THE CITY OF HUMBLE, TEXAS ON:

ATTEST: