

**A PROPOSED LOCAL LAW ENTITLED
“AMENDING §490-72 ‘SIGN REGULATIONS’
OF THE ZONING CODE OF THE VILLAGE OF PERRY”**

BE IT ENACTED by the Village Board of the Village of Perry as follows:

SECTION I. PURPOSE

The purpose of this law is to amend and update a portion of the language of §490-72 “Sign Regulations” of the Zoning Code of the Village of Perry, specifically subsections A, C, D, E, and F to expand limitations on signs allowed in this capacity.

SECTION II. ENACTMENT

The Village Board of the Village of Perry hereby adopts the following changes to the Zoning Code of the Village of Perry:

§490-72 (A) - Definitions:

Amend to read as follows:

Flag- *A fabric banner or bunting that contains distinctive colors, patterns or symbols used as an official symbol or emblem of a government. A flag shall not be considered a sign for the purposes of this section.*

Mural- *A picture or design painted, drawn, or otherwise rendered to and covering a portion of an exterior wall surface.*

Sign- *A name, identification, description or illustration containing letters, numbers, shapes, designs, pictures or symbols which is affixed, painted, drawn, rendered or otherwise represented or installed on any part of a building, structure, vehicle or parcel of land, in view of the general public, and which directs attention to a person, institution, organization, activity, place, object, product or business. The foregoing definition does not include a flag as defined in this section.*

§490-72 (B) – General Regulations:

Amend to read as follows:

(8) Mural signs shall not be located on the wall that serves as the main entrance to a business.

§490-72 (C) - Signs Permitted in All Districts, No Permit Required

Amend to read as follows:

(1) (a) – A total of three (3) temporary signs, with a face area not exceeding eight (8) square feet, per sign, are allowed per parcel in all Districts with the following minimum setback requirements: Except in a C1 district, five (5) feet from the street line; ten (10) feet from the side lot lines; and ten (10) feet from the back lot line. In a C1 district, temporary signs placed on the ground shall be situated on the sidewalk in such a way that does not unreasonably interfere with pedestrian traffic. No temporary sign erected in any district shall exceed a

maximum height of three (3) feet as measured from the surface on which the temporary sign is situated to the highest point of the temporary sign.

§490-72 (D) - Signs Requiring a Permit

Amend to read as follows:

2(f) Murals, property owners seeking to place a mural on their property must seek a permit pursuant to subsection 490-72(F) of this section (except that such permit application shall be made to the Village of Perry Planning Board, rather than the Zoning Enforcement Officer). The application shall be reviewed under Section 490-81 by the Village of Perry Planning Board to ensure Section 490-81 (B)7 is met and will require the issuance of such Special Use Permit.

§490-72 (E) – Schedule for Signs Requiring a Permit in All Districts

Individual Establishments			
Zoning District	Face Area (a)	Number Allowed	Type Allowed (b)
C 1 Districts	1.0	3	FS, W, PD, C, M
C 2 Districts	1.5	3	FS, W, PD, M
M Districts	1.0	2	FS, W, PD
LD Districts	1.0	1	FS, PD
R Districts	§490-72 D (1)	1	W

Multiple Developments			
Zoning District	Face Area (a)	Number Allowed	Type Allowed (b)
C Districts	(c)	(d)	C, FS, W
M Districts	(c)	(d)	FS, W

Legend:

- C- Canopy sign
- FS- Freestanding sign
- W- Wall sign
- PD- Perpendicular sign
- M- Mural

SECTION IV. SEVERABILITY/VALIDITY

If any part or provision of this local law, or the application thereof, to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part, provision or application directly involved in the controversy in which such judgment shall have been rendered, and shall not affect or impair the validity of the remainder of this local law, or application thereof to other persons or circumstances, and the Village Board of the Village of Perry hereby declares that it would have passed this Local Law or the remainder thereof, had such invalid application or invalid provision been apparent.

SECTION V. REPEAL

All ordinances, local laws and parts thereof inconsistent with this local law are hereby repealed.

SECTION VI. EFFECTIVENESS

This local law shall take effect immediately upon filing in the office of the Secretary of State in accordance with §27 of the Municipal Home Rule Law of the State of New York.