

ORDINANCE NO. 2012-15

AN ORDINANCE OF RADNOR TOWNSHIP, DELAWARE COUNTY, PENNSYLVANIA, ESTABLISHING A NEW CHAPTER 10 OF THE RADNOR CODE OF ORDINANCES, ESTABLISHING REGULATIONS AND PERMIT REQUIREMENTS FOR TEMPORARY SIGNS AND PROHIBITING AERIAL ADVERTISING OVER THE TOWNSHIP OF RADNOR.

P R E A M B L E

The Radnor Township Board of Commissioners does hereby ENACT and ORDAIN, as follows:

Section 1.

The Radnor Township Code of Ordinances is hereby revised adding a new Chapter 10 to read as follows:

Chapter 10

TEMPORARY SIGNS AND AERIAL ADVERTISING

§ 10-1. Application.

The provisions of this Chapter shall apply to all temporary signs not regulated in Article XXI of the Radnor Township Zoning Ordinance and to aerial advertising in Radnor Township.

§ 10-2. Permits.

Permits for overhead signs and banners shall be issued by the Township Zoning Officer only in accordance with this Chapter and all other applicable ordinances. Article XXI of the Radnor Township Zoning Ordinance shall not apply.

§ 10-3. Compliance.

A. Overhead signs and banners shall conform to the following, and permits for such signs shall include the information necessary to document compliance with the same:

1. Location – State route number or Township or County road number.
2. Vertical clearance above the roadway - Minimum of 17 feet and 6 inches.

3. Size of banner – no more than 48 inches in width
4. Banners shall only promote and advertise a Community Based event/function which has received approval from the Radnor Township Board of Commissioners.
5. Location – banners shall only be displayed in locations specifically approved by the Radnor Township Board of Commissioners.
6. Message – No more than 20% of the message shall relate to naming or advertising for event sponsors only. Provided, however that only a business name and/or logo shall be displayed on the banner or sign.
7. Duration of display – shall not exceed 21 days from the date of installation until the banner is removed.
8. The banner will be removed within five days or less from the ending date of the event for which the banner was displayed.
9. The banner shall be installed and removed under the supervision and control of the Township on permanent cables at locations approved by, and in accordance with, specifications provided by the Township.
10. Traffic control – shall be performed in accordance with the most current Pennsylvania Department of Transportation Publication 203 for installation and removal of banner.

§ 10.4. Satisfaction of requirements.

The dates of installation, duration, removal, size, message, event and/or organization may vary, but in all cases the requirements of this Chapter will be satisfied.

§ 10.5. Issuance of permits.

Upon the issuance of any permit for a state road pursuant to this Chapter, the applicant shall promptly forward a copy of the permit to the District Office of the Pennsylvania Department of Transportation with a copy of this transmittal letter to the Township.

§ 10-6. Responsibility of permit applicant.

The permit applicant assumes full responsibility for erecting, maintaining and removing any such sign or banner, and all liability for damages occurring to any person or property arising from any act or omission associated with the sign or banner, and a statement to that effect shall be included with the application for the permit.

§ 10-7. Permit fees.

Permit fees for signs or banners, pursuant to this Chapter, shall be in accordance with the current fee resolution for other sign permits.

§ 10-8. Aerial advertising prohibited.

A. No person shall use or contract for the use of any type of aircraft or other self-propelled or buoyant airborne object to display in any manner or for any purpose whatsoever any sign or advertising device. For the purpose of this Section, a "sign or advertising device" includes, but is not limited to, a poster, banner, writing, picture, painting, light, model, display, emblem, notice, illustration, insignia, symbol or any other form of advertising sign or device.

B. Exceptions.

(1) The display of any identifying mark, trade name, trade insignia, or trademark on the exterior of an aircraft or self-propelled or buoyant airborne object if the displayed item is under the ownership or registration of the aircraft's or airborne object's owners.

(2) The display of a sign or advertising device placed wholly and visible only within the interior of an aircraft or self-propelled or buoyant airborne object.

§ 10-9. Penalties.

Any person who violates any provision of this Ordinance shall, upon conviction in District Justice Court, pay a fine of \$1,000 for each day of violation.

Section 2.

Repealer. All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

Section 3.

Severability. If any section, paragraph, subsection, clause or provision of this Ordinance shall be declared invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole or any part thereof other than that portion specifically declared invalid.

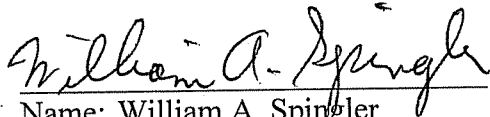
Section 4.

Effective Date. This Ordinance shall become effective in accordance with the Home Rule Charter of Radnor Township.

ENACTED and **ORDAINED** this 12th day of November, 2012.

RADNOR TOWNSHIP

By:



Name: William A. Spingler

Title: President

ATTEST:



Robert A. Zienkowski, Secretary