

LOCAL LAW #3 OF 2024
**A LOCAL LAW TO AMEND CHAPTER 204 OF THE CODE OF THE VILLAGE OF
HORSEHEADS RELATIVE TO SIGNS**

Be it enacted by the Board of Trustees of the Village of Horseheads as follows:

§ 1 Purpose and Intent

This local law provides for the amendment of Chapter 204 of the Code of the Village of Horseheads entitled “Signs,” which was enacted as a Local Law 2 of 2024.

§ 2 Amendment to § 204-9 Sign Setback and Height.

Section 204-9 of the Code of the Village of Horseheads is hereby amended to read as follows:

All signs, except temporary signs, shall conform to the following restrictions concerning setback and height:

- A. Every sign shall be setback the required front yard setback for the district in which the sign is located, with a required minimum setback of fifteen (15) feet. The setback shall be measured from the public right-of-way. In the event that the building sets closer to the right-of-way than the required setback for the sign, then the owner shall be allowed to erect a sign upon the building which shall not project more than three (3) feet therefrom.
- B. No sign shall be higher than 35 feet in any particular zoning district, except Residence Districts, wherein such sign is located and all signs or advertising structures are subject to further restrictions of height as herein specified or as specified in the Ch. 245, Zoning, of the Code of the Village of Horseheads.
- C. No sign in any Residential District shall exceed ten (10) feet in height.

§ 3 Amendment to §204-12 E Temporary Signs

Section 204-12 E of the Code of the Village of Horseheads is hereby amended as follows:

Section 204-12 E.

Such signs shall not be attached to fences, trees, utility poles or the like. Further such signs shall not be placed in a position that will obstruct or impair vision or traffic or in any manner create a hazard or disturbance to the health and welfare of the general public. Notwithstanding the provisions of §§ 8 and 9 of this Local Law, temporary signs may be erected within the right of way of any street, road or highway, but not on or in the hard surface (pavement) of such street and no closer than 8 feet distant from the curb or edge of the hard surface (pavement) which is closest to such temporary sign. Further, such temporary signs may be erected without regard to the yard setbacks of the particular zoning district within which it is placed. Upon the expiration of the thirty-day period or within five (5) calendar days after completion of the event for which the sign was installed, whichever shall come sooner, such sign shall be removed by the person, persons, firm or corporation who, or at whose request and direction, caused the same to be erected or may be removed and disposed of by the Village. Furthermore, signs may not be erected earlier than thirty (30) days prior to the first day of the special event, drive or election being publicized.

§ 4 Legality/Severability

If any clause, sentence, paragraph, subdivision, section or part of this local law or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstances is adjudged invalid, illegal or unconstitutional by any court of competent jurisdiction, such order or judgement shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this local law or in its applicability directly involved to the controversy in which such judgement shall have been rendered and shall not affect or

impair the validity of the remainder of this local law or the applicability thereof to other persons or circumstances. Further, in adjudging such invalid, illegal or unconstitutional provision, the court shall attempt to modify same to a provision which is not invalid, illegal or unconstitutional and which best achieves the intent of the invalid provision.

§ 5 Effective Date

This local law shall take effect immediately upon filing with the Secretary of State.