

BILL NO.	<b>24-12</b>	FIRST READING	<b>05-21-2024</b>
INTRODUCED BY	<b>Carlson</b>	SECOND READING	<b>05-21-2024</b>
ORDINANCE NO.	<b>24-12</b>	PASSED	<b>05-21-2024</b>

**AN ORDINANCE AMENDING CHAPTER 426 OF THE MUNICIPAL CODE OF THE CITY OF LAKE LOTAWANA TO ADD STANDARDS FOR POLE SIGNS DESIGNED TO ADVERTISE ALONG U.S. 50 HIGHWAY.**

WHEREAS, the City of Lake Lotawana (“City”) desires to amend the Municipal Code of the City of Lake Lotawana (“Code”); and

WHEREAS, the City desires to amend the Code to allow and regulate pole signs designed to advertise along U.S. 50 Highway.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF LAKE LOTAWANA, MISSOURI, that:**

**Section 1.**

Section 426.130 shall be created and read as follows:

**Section 426.130 Pole Signs**

- A. Pole Sign defined. A sign mounted to the ground, over thirty (30) feet in height, but no taller than seventy-five (75) feet in height and designed entirely of non-combustible material.
- B. Location:
  - 1. Shall be allowed on property that abuts both U.S. 50 Highway/U.S. 50 Highway right-of way and MO Route 7 Highway/MO Route 7 Highway right-of-way.
  - 2. Shall be allowed on property within 500 feet of both the rights-of-way of U.S. 50 Highway and MO Route 7.
  - 3. Must not be located in a manner or place that violates any statutes or regulations of the State of Missouri or the Federal Government, including the Highway Beautification Act of 1965.
  - 4. Set-backs:
    - a. All signs shall be located at least thirty (30) feet from the rights-of-way of any U.S. or State Highway as well as any roofed structure.
- C. Number of Signs: Maximum of one (1) pole sign shall be allowed per property. This is in addition to any other types of signs that may otherwise be permitted on the property.
- D. The total sign area designed for advertising shall not exceed four-hundred (400) square feet.
- E. Design Standards:

1. All applications for Pole signs must include engineer stamped designs.
2. All applications for Pole signs must include a signed affidavit from a Professional Engineer, registered with the State of Missouri that the proposed design meets the standards of Chapter 426 as well as all requirements by the State of Missouri and the Highway Beautification Act of 1965.
3. Pole signs shall only be single or double-faced signs.
4. Shall only be constructed of permanent materials.
5. May contain two bases and/or supports, provided that the bases or supports are similar in size to each other and have a consistent massing between the ground and the bottom of the sign area.
6. Shall be designed only for advertising along U.S. 50 Highway.
7. Shall not be permitted to have mechanical movement.
8. Pole signs may be illuminated so long as such lighting complies with the lighting requirements established by the Municipal Code of the City of Lake Lotawana and the lighting for any sign that would be visible from any residentially zoned property shall be designed so that no direct glare from any light source is focused, beamed or directed at such property.
9. Electronic or LED messaging may be allowed to display fuel prices. Such LED or electronic messaging shall be static in nature and not move or flash.

**Section 2.** The sections, paragraphs, sentences, clauses, and phrases of this ordinance shall be severable. In the event that any such section, paragraph, sentence, clause or phrase of this ordinance is found by a court of competent jurisdiction to be invalid, the remaining portions of this ordinance are valid, unless the court finds the valid portions of this ordinance are so essential to and inseparably connected with and dependent upon the void portion that it cannot be presumed that the City has enacted the valid portions without the void ones, or unless the court finds that the valid portions, standing alone, are incomplete and are incapable of being executed in accordance with the legislative intent.

**Section 3.** This Ordinance shall be governed by and construed in accordance with the applicable laws of the State of Missouri.

**Section 4.** All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

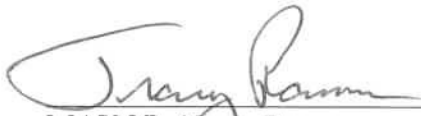
**Section 5.** This Ordinance shall take effect and be in force from and after its passage.

**PASSED AND ADOPTED** by the Board of Aldermen of the City of Lake Lotawana, Missouri, this 21<sup>st</sup> day of May, 2024.

The aye and nay votes recorded as follows:

Neighbors -	Aye	Carlson -	Aye
Rase -	Aye	Antey -	Aye
Ogilvie -	Aye	Sanders Hall -	Aye

APPROVED this 21<sup>st</sup> day of May, 2024

  
MAYOR, Tracy Rasmussen

ATTEST:

  
CITY CLERK, Luran Kurtz

