

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County City Town Village
(Select one.)

of Pulaski

FILED
STATE RECORDS

AUG 26 2020

Local Law No. 2 of the year 2020 DEPARTMENT OF STATE

A local law A Local Law Establishing Comprehensive Sign Regulations for the Village of Pulaski
(Insert Title)

Be it enacted by the Pulaski Board of Trustees of the
(Name of Legislative Body)

County City Town Village
(Select one.)

of Pulaski

as follows:

A LOCAL LAW TO REPEAL AND REPLACE EXISTING SECTIONS 160-66
THROUGH 160-72 OF CHAPTER 160 OF THE VILLAGE CODE REGARDING THE REGULATION OF SIGNS IN
THE VILLAGE OF PULASKI

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 2 of 2020 of the ~~(County)(City)(Town)~~(Village) of Pulaski was duly passed by the Pulaski Board of Trustees on August 10, 2020, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

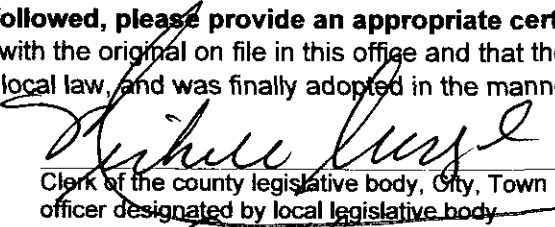
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1 _____ above.



Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: August 10, 2020

(Seal)

**VILLAGE OF PULASKI
PROPOSED LOCAL LAW NO. 2 OF 2020**

**A LOCAL LAW TO REPEAL AND REPLACE EXISTING SECTIONS 160-66
THROUGH 160-72 OF CHAPTER 160 OF THE VILLAGE CODE REGARDING THE
REGULATION OF SIGNS IN THE VILLAGE OF PULASKI**

Be it enacted by the Village Board of the Village of Pulaski as follows:

SECTION 1. AUTHORITY.

This Local Law is enacted pursuant to the New York State Constitution and the New York Municipal Home Rule Law § 10.

SECTION 2.

Sections 160-66 through 160-72 of Chapter 160 of the Village Code of the Village of Pulaski are repealed in their entirety, and section 160-66 is replaced to read in its entirety as follows:

§ 160-66 **Zoning Regulations for Signs in the Village of Pulaski**

A. Statement of Purpose.

The purpose of this Local Law is to promote and protect the public health, welfare and safety by regulating existing and proposed outdoor advertising signs, and outdoor signs of all types. It is intended to protect property values, create a more attractive economic and business climate, enhance and protect the physical appearance of the community, preserve the scenic and natural beauty and provide a more enjoyable and pleasing community. It is further intended hereby to reduce sign or advertising distractions and obstructions that may contribute to traffic accidents, reduce hazards that may be caused by signs overhanging or projecting over public right - of - ways, provide more visual open space, and curb the deterioration of the community's appearance and attractiveness.

This Local Law is intended to promote attractive signs which clearly present the visual message in a manner that is compatible with their surroundings. The appearance, character and quality of a community are affected by the location, size, construction and graphic design of their signs. Therefore, such signs should convey their messages clearly and simply to enhance their surroundings.

B. Definitions.

ABANDONED SIGNS – A permitted sign which was erected on property in conjunction with a particular use, which use has been discontinued for a period of 12 (twelve) consecutive

months or for a total of 24 (twenty-four) months in a three-year period or a permitted temporary sign for which the permit has expired.

ANIMATED SIGN – A sign using new technologies and/or digital technology that may or may not move, that advertises a business, service or items.

ATTENTION GETTING SIGNS FOR COMMERCIAL ENTERPRISES – Signs or devices that attract attention to the business and advertise said business, which may include but not limited to: flags/streamers, balloons, streamers, banners, multi-sided signs etc.

BACK TO BACK SIGNS – A sign constructed on a single set of supports with messages visible on any side, provided that double message boards are physically contiguous. These signs are not portable. It is counted as one sign. (See “SIGN” for more information.)

BALLOON SIGN FOR COMMERCIAL ENTERPRISES – An inflated sign that reaches an intended size by the addition of air normally provided by a blower. The blower may be powered by electricity, gasoline engine and/or battery.

BANNER – A sign normally made of flexible fabric or paper that is temporary (up to 8 weeks) in nature, advertising a business, service, future event or sending a message.

BILLBOARD SIGNS – A sign which directs attention to a business, industry, profession, service, commodity or entertainment conducted, sold or offered elsewhere then upon the same lot as the sign.

Any free-standing commercial sign located on a plot or parcel, or projecting above a structure, other than where the advertised business is conducted; also known as an off-premise or non-accessory billboard.

BUSINESS SIGN – A sign which directs attention to a business, industry, profession, service, commodity or entertainment sold or offered upon the same lot upon which it is displayed, including “for sale or rent” signs.

CANOPY SIGN – A sign which is suspended from, attached to, supported from or forms a part of a canopy.

CHANGEABLE COPY SIGN – A sign on which message copy is changed manually or digitally, in the field or remotely, through the utilization of attachable letters, number, symbols and other similar characters or changeable pictorial panels. A change no more than once every 30 seconds. (See ILLUMINATED SIGN)

DIGITAL SIGN – See ILLUMINATED SIGN, EXTERNAL OR INTERNAL

DIRECTIONAL SIGN – A sign listing only the names and/or use or location of more than one business, activity or professional office conducted within a building, group of buildings or commercial center.

DOUBLE FACED SIGN – A sign with two faces which are parallel.

FLAG OR CLOTH SIGN – Usually a rectangular piece of fabric of distinctive design that is used as a symbol, signaling device or decoration.

FLASHING SIGN – Any lighted or electrical sign which emits light and sudden transitory bursts.

FLAT SIGN – A sign erected parallel to and extending not more than 12 (twelve) inches from the facade of any building to which it is attached and supported through its entire length by the facade of the building and not extending above the building.

FEATHER BANNER – Normally a tall, thin sign resembling a feather that is made of fabric or cloth normally mounted on a metal pole, these signs are meant to move in the wind.

FREE STANDING SIGN – A sign supported by a sign structure secured in the ground and which is wholly independent of any building, fence, vehicle or other support.

GOVERNMENT SIGN – Signs concerning governmental entities and are exempt from signage review.

ILLUMINATED SIGN, EXTERNAL – Any sign which is directly lighted by an external source no more than once every 30 (thirty) seconds or can be constant. This excludes any flashing lights. Examples are LED, digital and advanced technology that involves illumination of a sign. (See Illuminated Standards, Section F, part 4)

ILLUMINATED SIGN, INTERNAL – Any sign that transmits light through its face or any part thereof. (See Illuminated Standards, Section F, part 4).

INGRESS/EGRESS SIGN – A sign which designates only the direction of ingress or egress of a parking area or driveway, such as “in”, “out”, “oneway”, “do not enter”, or “no exit”. They are exempt from the total signage requirements, but these signs would be no larger than 6 (six) square feet.

LED SIGN – (See ILLUMINATED SIGNS INTERNAL OR EXTERNAL)

MARKETING/AD SIGN – Any sign marketing services or products of a specific nature that can be found within a business of a general purpose.

MARQUE SIGN – A sign that projects normally at an angle that is most generally part of the architecture (such as a theater) and is lit and often has moving or flashing lights. This includes but is not limited to curved LED screens, Plasma Screens and newer technology.

MOVING MESSAGE BOARD – Any electrical sign having a continuous message flow across its face by utilization of lights or other electrical impulses forming various words or designs, such as, but not limited to time and temperature sign, including but not limited to LED or plasma

signage, using electronics or LED lighting that may flash or live stream with natural or animated images.

MULTI FACED OR SIDED SIGNS – Signs of triple faced or multi sided signs advertising product or services, for the purpose of square footage each side measure should be taken into account. All sides counted towards allowed areas.

NONCONFORMING SIGN – Any sign which has a valid permit, or was erected or displayed, prior to the effective date of this chapter or subsequent amendment thereto and does not conform with any provisions of this chapter.

OFF-PREMISES SIGN – Any sign located or proposed to be located at any place other than within the same platted parcel of land on which the specific business or activity being promoted on such sign is itself located or conducted. For purposes of this chapter, easement and other appurtenances shall be considered to be outside such platted parcel of land and any signs located or proposed to be located in an easement or other appurtenances shall be considered an off-premises sign. Signs identifying public service, religious or civic organizations not to exceed four square feet as approved by the Planning Board are exceptions to this definition.

PENNANT SIGNS – A triangular flag that may or may not have a school emblem, often strung together to form a continuous line.

PORTABLE SIGNS – Any sign which is not permanently affixed to a building, structure or the ground.

PROJECT SIGN – Any sign erected and maintained on the premises temporarily while undergoing construction by an architect, contractor, developer, finance organization, subcontractor or materials vendor upon which property such individual is furnishing labor, services or material with signs being removed no later than 30 (thirty) days after project completion.

PROJECTING SIGNS – A sign that projects out from a structure advertising a business or service.

REAL ESTATE SIGN – Temporary sign erected by the owner, or his agent, advertising the real property upon which the signs located for rent, for lease or for sale.

ROOF SIGN (Flat Sign) – A sign erected over or on, and wholly or partially dependent upon, the roof of any building for support, or attached to the roof in any way.

SIDEWALK OR SANDWICH SIGNS – A sign that is normally temporary in nature and normally a sandwich board design that would be placed on a sidewalk or in front of a building temporarily. This also includes signs that are carried.

SIGN – Any structure or part thereof or device attached thereto, or painted or represented, thereon, which shall display or include any letter, work, model, banner, pennant, insignia, device or representation used as, or which is in the nature of, an announcement or advertisement or direction.

SIGN AREA – The area of a sign is measured by the following criteria

- (1) When such sign is on a plaque or framed or outlined, all of the area of such plaque with the area enclosed by such frame or outline shall be included.
- (2) When such sign consists only of letters, designs or fixtures engraved, painted, projected or in any manner affixed on a wall structure, the total area of such sign shall be deemed the area of the smallest triangle, rectangle, polygon or circle within which all of the matter of which sign consists may be inscribed.
- (3) For double-faced signs, the area for only one side shall be used to determine the area.

SIGN DIRECTORY – A wall sign or free standing sign that gives location of offices, businesses, etc.

SNIPED SIGN – A sign which is tacked, nailed, posted, glued or otherwise attached to trees, poles, stakes or fences, or to other objects, or pushed into the ground and the advertising matter appearing thereon is not applicable to the present use of the premises upon which such sign is located.

SPECIAL EVENT SIGN – Sign which carries a message regarding a special event or function which is of general interest to the community.

TEMPORARY PROFESSIONAL SERVICE SIGN/PROJECT SIGN – A normally smaller sign erected or placed before, during or after a service is conducted or provided to a site such as black topping, insect spraying, lawn treatments, contracting, etc.

TEMPORARY SPECIAL ACTIVITY SIGNS FOR NON-PROFIT OR COMMUNITY EVENT – A sign of short time duration such as, but not limited to bar-b-que, book sale, plant sale, farmers market, festival or blood drive sponsored by a nonprofit or recognized community group and needs to be reviewed by the Code Officer. It is expected such signs are to be removed at the conclusion of the event and not longer than 8 (eight) weeks in duration.

TIME AND TEMPERATURE SIGN – An electrical sign utilizing lights going on and off periodically to display the current time and/or temperature in the community.

VEHICLE SIGN (Stationary) – A permanent or temporary sign affixed, painted on or placed in (such as in the bed of a truck) or upon any parked vehicle, parked trailer or other parked device capable of being towed, which is displayed in public view under such circumstances as to location on the premises, time of day, duration, availability of other parking space on the premises, and the proximity of the vehicle to the area on the premises where it is located, unloaded or otherwise carries out its principal function which circumstances indicate that the primary purpose of said display is to attract the attention of the public rather than to serve the business of the owner thereof in any manner which is customary for such vehicle. Employees' work vehicles, provided by their employers, necessary to their occupation are excluded.

WINDOW SIGN -- Any sign which is painted on, applied to, attached to or projected upon or within the exterior or interior of a building glass area, including doors, or at a location within 15 (fifteen) feet of the interior of a building glass area including doors, whose identification, message,

symbol, insignia, visual representation, logotype, or any other form which communicates information, can be read from off-premises contiguous property or public.

YARD OR GARAGE SALE SIGNS – A temporary sign normally in a residential area advertising an item or items for sale and placed temporarily in place.

YARD SIGN – A sign in a residential yard advertising a product or service or an event.

C. Schedule of Allowed Locations.

See attached spreadsheets.

D. Procedures for Obtaining a Sign Permit.

(1) A PERMIT REQUIRED. It shall be unlawful for any person to erect, alter, paint with a new message, redesign, relocate and reconstruct an existing sign by making a structural change or a change in the message or cause to be erected, altered, painted, painted with a new message, redesigned, relocated and reconstructed within the corporate limits of the village any sign or signs without first having obtained and paid for (if required) a sign permit.

(2) The following two operations shall not be considered creating a new sign and, therefore, shall NOT require a sign permit.

(a) Replacing copy – The changing of the advertising or message on an approved sign which is specifically designed for the use of a replaceable copy.

(b) Maintenance – Painting, cleaning and other normal maintenance and repair of a sign or a sign structure, unless a structural change is made or there is a change in the message.

(3) Application for a sign permit shall be made on a form provided by the Building Code Officer, Village Office or located on the Village Web site. Each application shall include:

(a) The name, address and telephone number of the applicant and owner of the property, if different then applicant.

(b) *The name, address, telephone number and insurance coverage for the sign maker and/or installer.*

(c) The location of the building upon which the sign is to be erected.

(d) Color photos of the building upon which the sign is to be erected and immediate adjacent building(s).

(e) Size of the sign or signs.

(f) A description of the construction details of the sign, showing the lettering and/or pictorial matter composing the sign and a description of the position of lighting or other extraneous devices.

(g) Sketches drawn to scale and supporting information indicating location of sign colors, size and types of lettering or other graphic representation, logos, and materials to be used, electrical or other mechanical equipment, details of its attachment and hanging. Samples (if appropriate) of materials should accompany the application, where required by the Code Officer, where such sign or signs is or are to be erected and how they will be maintained. In addition, such sign application shall be accompanied by a fee as established in the Building Code.

(h) Such other pertinent information as the Code Officer may require to ensure compliance with this section.

(i) Application is signed and dated by the applicant and/or property owner that the information is correct and the project will be completed as indicated in said application.

(4) Following formal submission to the Code Officer, said Officer shall immediately refer all completed applications for Sign or Signs to the Planning Board on matters for consistency with the design guidelines and requirements outlined herein. The Planning Board shall render an opinion to approve, disapprove or approve with conditions.

(5) In those cases where an applicant does not wish to implement the design conditions of the Sign Permit, the matter shall be referred to the ZBA for an advisory opinion. In such cases, the ZBA shall recommend approval or disapproval of such sign application within 30 (thirty) business days from the date of referral.

(6) Appeal for permit denial See Section G, part 2(b).

(7) Issuance of Sign Construction Permit will be issued upon successful completion and approval of application and a signed agreement by the applicant and/or owner and by either the Code Officer, the Planning Board, and/or ZBA.

E. **Construction and Design Standards.**

(1) DESIGN GUIDELINES

(a) Signs should be designed to be compatible with their surroundings and should be appropriate to the architectural character of the buildings on which they are located.

(b) Sign panels and graphics should relate with architectural features or details and should be in proportion to them.

(c) Signs should be appropriate to the types of activities they represent.

(d) Layout should be orderly and graphics concise.

(e) No more than two (2) typefaces should be used on any one sign or group of signs indicating one message.

(f) The number of colors used should be the minimum consistent with the design.

- (g) Illumination should be appropriate to the character of the sign and its surroundings and shall be in accordance with Illumination Standards. (See Section F, part 4(a-j).
- (h) Groups of related signs or multiple signs located on the same premises should express uniformity and create a sense of harmonious appearance.

There may be additional requirements for signs in the Historic District.

(2) COMPUTATION OF SIGN AREA

- (a) The area of a sign shall be computed from the algebraic sum of the actual sign configuration, be it a square, rectangle, circle, oval or other polygon shape. The area shall be measured from the outer dimensions of the frame, trim or molding by which the sign is enclosed. When they exist or from the outer edge of the signboard where they do not exist.
- (b) When a sign consists of two faces, only one face of the sign shall be used in computing the sign area if the faces are parallel to and within 12 (twelve) inches of each other. Otherwise, all faces of the sign shall be used to compute the sign area.
- (c) The volume of a representational sign shall be computed as the volume of the smallest rectangular box which encompasses the mass of the three-dimensional sign or characterization.

(3) STANDARDS FOR WALL SIGNS

- (a) All wall signs shall be located on the building front or face wall, except as permitted by this chapter.
- (b) No wall sign shall extend beyond the outer edge of any wall or the building to which it is attached.
- (c) No wall sign shall extend above the eaves of the building to which it is attached.
- (d) A wall sign shall be parallel to the wall to which it is attached and shall not project more than 12 (twelve) inches there from.
- (e) Illumination of wall signs shall be in accordance with this chapter. No more than 2 (two) illuminated signs in a lot of record in the B-2 District. One illuminated sign in all other Business or Industrial Zones.
- (f) If a building has more than 1 (one) facade, the allowed signage may be divided among the facades visible from the street, with a maximum use of the 2 (two) facades. An alley shall be considered a street.
- (g) In Business Zones: B-1 and/or Historic district (not in a Residential Zone) and/or Industrial Zone - a fixed projecting sign, and a flat sign and/or one freestanding sign with a total area up to 100 (one hundred) square feet. In the B-2 District the same as above but no more than up to 200 (two hundred) square feet. Allowable area of wall signage shall be calculated as 20% of the total area of the facade on which it is affixed. (As long as it is within the allowable square footage). The total area of the facade shall be

calculated by multiplying the width by the height and shall include all windows and doors.

(h) A Sign Directory is a wall sign. For buildings with multiple tenants, having store fronts only, the facade rented by the tenant shall be considered the wall area for a sign.

(i) The following signs are permitted WITHOUT a zoning permit;

1. One "For Rent" and/or "For Sale" sign not exceeding 6 (six) square feet in residential areas, R-1, R-2 or R-3 and 2 (two) of said signs not exceeding 12 (twelve) square feet in other areas, B-1, B-2 or Industrial.
2. Directional or informational signs not exceeding 6 (six) square feet.
3. Signs necessary for public safety or welfare.

(j) The following signs are allowed WITH a zoning permit;

1. One (1) home professional office or home occupation sign not exceeding 4 (four) square feet, not to be illuminated in residential districts.
2. In B-1, Historic Districts, and/or Industrial Zones, one (1) fixed projecting sign, flat sign and/or one (1) freestanding sign with a total area of no more than 100 (one hundred) square feet, not to exceed a total of 2 (two) signs. Projecting signs no larger than a total of 6 (six) square feet. One illuminated sign is permitted.
3. In B-2 district no more than 2 (two) flat, fixed and/or projecting signs not to exceed 200 (two hundred) square feet and not to exceed a total of 3 (three) signs. No more than 2 (two) illuminated signs.
4. Signs identifying a construction project, including the specialists concerned, not exceeding 12 (twelve) square feet for a house and 16 (sixteen) square feet for other buildings. These signs need to be removed 1 (one) month after completion of the project.

(k) STANDARDS FOR FREESTANDING SIGNS

1. No freestanding sign shall be within 5 (five) feet of any street line, or 10 (ten) feet of any other lot line. (Requirements for Scenic New York State Byways.)
2. There shall be no more than 1 (one) freestanding sign on a lot of record.
3. No sign in any district may extend in height more than 25 (twenty-five) feet from a ground level base to uppermost extremity, including projecting signs.

F. **Specific Provisions.**

(1) **EXISTING SIGNS.** All signs not in compliance with any provision of this chapter, on the effective date specified herein shall be deemed nonconforming.

(a) A nonconforming sign shall be removed or brought into conformity with the requirements of this chapter upon a change in use.

- (b) A nonconforming sign related to an existing use shall be removed or made conforming prior to the issuance of any subsequent sign permit for such use, ownership and/or business by the owner or agent.
- (c) Applications for sign approval and sign permit for the replacement of an existing nonconforming sign to a legal conforming sign which is submitted before 2 (two) years from the effective date of this chapter shall be exempt from all applicable fees required by this chapter but not from any subsequent fees.
- (d) Repair of existing signs does not constitute changing a sign.

(2) PROHIBITED SIGNS. All of the type of signs in number 1 below are allowed on a TEMPORARY basis ONLY, (no longer than 8 weeks) with no permit, for special events or seasonal activities in R-1, R-2 or R-3 zones. In B-1, B-2 or Industrial Zones a permit is needed for temporary use.

- (a) Attention getting devices such as banners, pennants, valances, flags (except governmental flags), streamers, searchlights, string or Reston lights, flashing lights (except the signs which alternate temperature and time messages, and those permitted in nonresidential districts), projecting lights, balloons and similar devices designed for purposes of attracting attention, promotion or advertising would be allowed on a temporary basis for special events or seasonal activities.

The following are not permitted.

- (b) Roof Signs
- (c) Any sign which could be mistaken for or confused with a traffic control sign, signal or device.
- (d) Signs permanently painted, posted or otherwise attached to any rock, fence, vehicle or stationary vehicle (except typical commercial vehicle markings) or utility pole.
- (e) Billboards
- (f) Spotlights, feather banners and “waving/in motion” tube figures.
- (g) All signs not expressly permitted by this chapter. (With the exception of political signs.)
- (h) No signs allowed on Village owned property. Exceptions may be made by the Village Board of Trustees.

(3) REAL ESTATE SIGNS

- (a) Real Estate “For Sale” signs, (commercial or by owner) and signs of a similar nature on the premises for sale or lease and not exceeding 6 (six) square feet in surface area in a residential district or 12 (twelve) square feet, not to exceed 2 (two) per premise and shall be removed 1 (one) week after final sales or lease transaction. Any larger signs would need a zoning permit.

(b) "Open House" signs on private property for sale or lease, can only be displayed between the hours of 8:00 am and 8:00 pm on any day. Said signs cannot be larger in size than 5 (five) square feet and must be located not nearer than 5 (five) feet to any property line. Said signs must be removed at the end of each day they are displayed.

(c) "Open House" signs on private property other than property for sale, in all residential districts, for every Open House, will be permitted a maximum of 2 (two) signs on private property other than the property for sale or lease directing to or advertising the Open House from 8:00 am to 8:00 pm.

(4) ILLUMINATED AND FLASHING SIGNS

(a) Signs, including programmable, digital, electronic signs similar to but limited to present day LED screens, may be illuminated by a steady shielded light provided that such lighting does not illuminate adjacent property, except that no illuminated sign shall be allowed in Residential Districts for any type of use. Illuminated 911 address number signs are exempt.

(b) Flashing, oscillating, and revolving signs are not permitted unless necessary for public safety or welfare.

(c) Only 1 (one) illuminated sign shall be allowed on a lot of record in a B-1 district and 2 (two) illuminated signs in a B-2 district.

(d) Hold time shall be no less than 12 (twelve) seconds.

(e) Any change of message shall be completed immediately without pauses and all parts of the message shall change simultaneously.

(f) Digital signs should be clear and easy to read, without excessive text, colors, graphics or other features that reduce their legibility.

(g) Digital signs shall utilize automatic dimming technology, as certified by the manufacturer, to adjust the brightness of the sign relative to ambient light.

(h) All digital signs shall contain a default mechanism that will cause the sign to revert immediately to a black screen if the sign malfunctions.

(i) No more than 10% (ten) of the total square footage of allowable signage may be devoted to digital signage, with one digital sign per property.

(j) The Code Enforcement Officer shall have the authority to require changes to any digital sign, that, in the opinion of the Code Enforcement Officer, is malfunctioning or operated in a manner that causes or creates excessive glare or intensity of light, visual interference or blind spots. Such changes may include, but are not limited to requiring that the digital sign be turned off, dimmed, fitted with a shield to deflect light, or such other changes as may be required to eliminate the condition.

(5) SIGN MAINTENANCE

(a) Any sign, temporary or seasonal, must be removed 1 (one) week after the event and/or season.

(b) Unsafe temporary or permanent signs or unsightly, damaged, deteriorated signs or signs in danger of falling shall be put in order or removed upon written notice. Immediate compliance is expected for the repair or removal of unsafe signs.

(c) Closure or relocation of a business will include removal of signage and/or supporting structure by property owners within 3 (three) months of the last day of business. If the signage is not removed in allotted time, it will be removed by the Village or their agent at owner's expense. That expense may be added to tax bill if not paid.

G. Enforcement and Remedies.

(1) APPLICATION PROCESS.

(a) The provisions of this chapter shall be administered and enforced by the Code Officer who shall have the power to make necessary inspections.

(b) No sign permit shall be approved by the Code Official except in compliance with the provisions of this chapter or as directed by the Planning Board, the Zoning Board of Appeals, or the Village Board of Trustees.

(c) The Code Officer shall reject any sign applications which he deems not to be in conformance with the purpose of this chapter.

(2) APPEAL OF SIGN DECISIONS.

(a) Decisions may be appealed to the Zoning Board of Appeals, which will interpret the provisions of this chapter and may sustain the Code Officer's application of the Code or may grant such relief as may be warranted under the terms of this chapter.

(b) Any person aggrieved by a decision of the Zoning Board of Appeals may have the decision reviewed by the Supreme Court of the State of New York in the manner provided by law.

(3) PENALTIES FOR OFFENSES.

(a) Up to \$1,000 (one thousand) a week for Violation of Zoning Code.

H. Severability.

If any portion of this law is invalidated, the remaining terms shall remain in force and effect.

Any sign authorized in his local law may contain a noncommercial message constituting a form or expression in lieu of copy.

SECTION 3. SEVERABILITY.

If the provisions of any article, section, subsection, paragraph, subdivision or clause of this

Local Law shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this Local Law.

SECTION 4. **EFFECTIVE DATE.**

This Local Law shall be effective upon filing with the office of the Secretary of State.

Table 1

Sign	R-1	R-2 and R-3	B-1	B-2	Industrial (I)	Permit
Animated Signs	No	No	Yes	Yes	Yes	Yes
Attention Getting Signs	No*	No*	No*	No*	No*	*See Section F(2)
Back to Back Signs	No	No	Yes	Yes	Yes	Yes
Balloon Signs	No*	No*	No*	No*	No*	*See Section F(2)
Banners	No*	No*	No*	No*	No*	*See Section F(2)
Billboard Signs	No	No	No	No	No	NA
Business Sign	Yes*	Yes*	Yes	Yes	Yes	*See Section F(2)
Canopy Signs	No	No	Yes	Yes	Yes	Yes
Changeable Copy	No	No	Yes	Yes	Yes	Yes
Digital Sign	No	No	Yes	Yes	Yes	Yes
Directional Sign	No	No	Yes	Yes	Yes	Yes
Double Face Sign	No	No	Yes	Yes	Yes	Yes
Flashing Sign	No	No	No	No	No	NA
Flag, Temporary	Yes	Yes	*Yes	*Yes	*Yes	
Flat Sign	No	No	Yes	Yes	Yes	Yes
Feather Banner	No*	No*	No*	No*	No*	*See Section F(2)
Freestanding Sign	No	No	Yes	Yes	Yes	Yes

Table 1

Signs, Page 2	R-1	R-2 and R-3	B-1	B-2	Industrial (I)	Permit
Government/Political Sign or Flag	Yes	Yes	Yes	Yes	Yes	No
Illuminated Sign External	No	No	Yes	Yes	Yes	Yes
Illuminated Sign Internal	No	No	Yes	Yes	Yes	Yes
Ingress/Egress	No	No	Yes	Yes	Yes	Yes
LED Sign	No	No	Yes	Yes	Yes	See Section F(4)
Marketing/Ad	No	No	Yes	Yes	Yes	Yes
Marquee	No	No	No	No	No	NA
Moving Message Board	No	No	No	No	No	NA
Multi-faced or Sided Sign	No	No	Yes	Yes	Yes	Yes
Nonconforming Sign	No	No	No	No	No	No
Off-Premise Signs	No	No	No	No	No	NA
Pennant Signs	Yes	Yes	Yes*	Yes*	Yes*	*See Section F(4)(c) Yes
Portable Signs	No	No	Yes	Yes	Yes	Yes
Project Signs	Yes	Yes	Yes	Yes	Yes	Yes
Projecting Signs	No	No	Yes	Yes	Yes	Yes

Table 1

Signs page 3	R-1	R-2 and R-3	B-1	B-2	Industrial (I)	Permit
Real Estate Signs	Yes	Yes	Yes	Yes	Yes	No
Roof Signs	No	No	No	No	No	NA
Sidewalk or Sandwich sign	*No	*No	*No	*No	*No	
Snake Sign	No	No	No	No	No	NA
Special Event	Yes	Yes	Yes	Yes	Yes	Yes
Temporary Professional Service Sign/Project Sign	Yes	Yes	Yes	Yes	Yes	No
Temporary Special Activity Signs for Non-Profit or	Yes	Yes	Yes	Yes	Yes	Reviewed by Code Officer
Time and Temperature Sign	No	No	Yes	Yes	Yes	Yes
Vehicle Sign (Mobile)	No	No	No	No	No	NA
Vehicle Sign (Stationary)	No	No	No	No	No	NA
Window Sign (inside)	No	No	Yes	Yes	Yes	No
Window Sign (Temporary)	No	No	Yes	Yes	Yes	No
Yard Sign	No	No	Yes	Yes	Yes	Yes
Yard or Garage sale Signs	Yes	Yes	Yes	Yes	Yes	No