



# City of Pflugerville

## Legislation Details (With Text)

**File #:** ORD-0469    **Version:** 2    **Name:**  
**Type:** Ordinance    **Status:** Approved  
**File created:** 8/27/2019    **In control:** City Manager Office  
**On agenda:** 9/10/2019    **Final action:**  
**Title:** Approving an ordinance on second reading with the caption reading: An ordinance of the City of Pflugerville, Texas, amending the City of Pflugerville, Texas Code of Ordinances, by amending the definition of private real property; deleting the requirement to pay a fee for return of a sign placed in the City rights of way; deleting Section 154.110 Political and Campaign Signs; repealing all ordinances to the extent they are in conflict; providing for severability; providing no penalty; and providing an effective date.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
9/10/2019	2	City Council	Approved on Second Reading	Pass
8/27/2019	1	City Council	Approved on First Reading	Pass

Approving an ordinance on second reading with the caption reading: An ordinance of the City of Pflugerville, Texas, amending the City of Pflugerville, Texas Code of Ordinances, by amending the definition of private real property; deleting the requirement to pay a fee for return of a sign placed in the City rights of way; deleting Section 154.110 Political and Campaign Signs; repealing all ordinances to the extent they are in conflict; providing for severability; providing no penalty; and providing an effective date.

The City Attorney has recommended the approval of this ordinance to allow for the deletion of Section 154.110 Political and Campaign Signs from the Code of Ordinances. Section 154.110 was reviewed to be either redundant of other sections of the Code of Ordinances or in conflict with federal law.

However, Section 154.103 provides for sign types that are exempt from regulation and is unaffected by this amendment, in which Subsection "B" applies to signs located on "private real property" as defined and limited by Texas Local Government Code §216.903(a) containing primarily a political message not exceeding an effective area greater than 36 square feet, nor more than eight (8) feet high, which are not illuminated and have no moving parts or elements, but specifically excluding a sign, including a billboard, that contains primarily a political message on a temporary basis and that is generally available for rent or purchase to carry commercial advertising or other messages that are not primarily political.

**Prior City Council Action**

Chapter 154 Signs was last amended on July 24, 2018 by Ordinance No. 1357-18-07-24.

This ordinance was approved on first reading on August 27, 2019.

**Deadline for City Council Action**

Action on second reading is requested on September 10, 2019.

**Funding Expected:** Revenue  Expenditure  N/A

**Budgeted Item:** Yes  No  N/A

**Amount:** \_\_\_\_\_

**1295 Form Required?** Yes  No

**Legal Review Required:** N/A  Required  Date Completed: August 5, 2019

**Supporting documents attached:**

Ordinance

**Recommended Action**

Approve the ordinance on second reading amending the definition of private real property; deleting the requirement to pay a fee for return of a sign placed in the City rights of way; and deleting Section 154.110 Political and Campaign Signs.