



City of Pflugerville

Legislation Text

File #: ORD-0331, **Version:** 1

Approving an ordinance on third and final reading with the caption reading: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING THE CITY OF PFLUGERVILLE, TEXAS CODE OF ORDINANCES, BY AMENDING TITLE XV TITLED LAND USAGE, BY AMENDING CHAPTER 154, TITLED SIGNS, SECTION 154.002 TITLED APPLICABILITY; EFFECT, SECTION 154.003 TITLED DEFINITIONS AND INTERPRETATIONS, SECTION 154.103 TITLED SIGNS EXEMPT FROM REGULATION UNDER THIS CHAPTER AND SECTION 154.108 TITLED SIGNS IN THE PUBLIC RIGHT-OF-WAY; PROVIDING A CUMULATIVE CLAUSE; PROVIDING FOR A PENALTY OF UP TO \$500; REPEALING ALL ORDINANCES TO THE EXTENT THEY ARE IN CONFLICT WITH THE AMENDED SECTIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

It has become necessary to revise the existing sign regulations in a manner that provides the citizens of Pflugerville a content neutral sign code developed and based on the United States Supreme Court decision of *Reed v. Town of Gilbert* and the Austin Court of Appeals decision of *Auspro Enterprises v. Texas Department of Transportation*.

This ordinance has been included on the agenda to allow for discussion and potential action on the ordinance. This ordinance has been approved as to form by the City Attorney.

A correction was made to the ordinance on first reading to correct "Department of Transportation" to "Texas Manual on Uniform Traffic Control Devices" in Section 154.103 and to correct the numbering of the section.

Prior to second reading, the ordinance caption was corrected to include the penalty language as required by the City Charter, providing the need for a third reading of the ordinance.

Deadline for City Council Action

There is no deadline for action.

Previous City Council Action

The ordinance was approved on first reading on October 25, 2016 and second reading on November 8, 2016.

Fiscal Impact

None.

Staff Recommendation

Consider approval of the ordinance on third and final reading.

Drafter

George Hyde

City Attorney