

AN ORDINANCE 2009-01-29-0071

AMENDING CHAPTER 28, SECTION 28-117(b)(1) OF THE CITY CODE OF SAN ANTONIO, TEXAS, BY CLARIFYING THE CRITERIA NECESSARY TO PLACE BANNERS OVER STREET RIGHTS OF WAY.

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. Chapter 28, Article IV, Section 28-117 entitled "Temporary signs" of the City Code of San Antonio, Texas, is hereby amended by adding the language that is underlined (added), and deleting the language that is stricken through (~~deleted~~) as follows:

Sec. 28-117. Temporary signs.

- (a) Temporary signs may be constructed of cloth or wallboard, may be framed, and shall, with the exception of banner signs, be staked to the ground or securely affixed to a structure. Unframed cloth banner signs may project over a public street subject to approval by the director of building inspections. The sign erector shall certify that the sign will not interfere with the public safety. All other temporary signs must be located at least two (2) feet inside private property lines.
- (b) Cloth banner signs projecting over and across street rights of way must meet the following criteria:
  - (1) The sign must advertise or promote a noncommercial, not for private profit event~~[-]~~ or a community charitable drive ~~{or a community announcement}~~.
  - (2) No part of the banner sign shall be closer to the street grade than fourteen and one-half (14 ½) feet.
  - (3) Standard sign hooks, lag screws or expansion bolts and shields shall be used where required to support the sign.

SECTION 2. Should any Article, Section, Part, Paragraph, Sentence, Phrase, Clause, or Word of this Ordinance, or any appendix thereof, for any reason, be held illegal, inoperative, or invalid or if any exception to or limitation upon any general provision herein contained be held to be unconstitutional or invalid or ineffective, the remainder shall, nevertheless, stand effective and valid as if it had been enacted and ordained without the portion held to be unconstitutional or invalid or ineffective.

SECTION 3. All Chapter 28 references to the Director of Development Services, Director of Building Inspections, or the Director of Planning shall be changed to the Director of the Planning and Development Services Department.

**SECTION 4.** All Chapter 28 references to the Department of Development Services, the Department of Building Inspections, or the Development Services Department shall be changed to the Planning and Development Services Department.

**SECTION 5.** All other provisions of Chapter 28, City Code of San Antonio, Texas, remain in full force and effect except as expressly amended and adopted by this Ordinance.

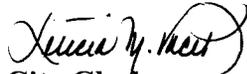
**SECTION 6.** The publishers of the City Code of San Antonio, Texas, are authorized to amend said Code to reflect the changes adopted herein, to correct typographical errors and to index, format and number paragraphs to conform to the existing code.

**SECTION 7.** This Ordinance shall become effective on the 8th day of February, 2009.

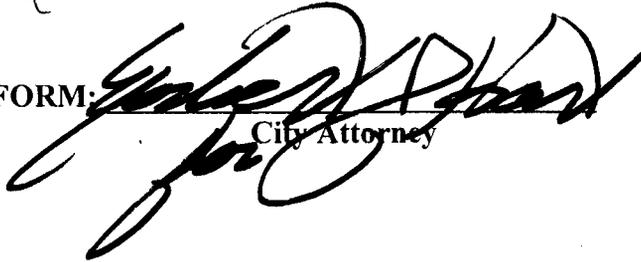
**PASSED AND APPROVED** this 29<sup>th</sup> day of January, 2009.

  
M A Y O R  
PHIL HARDBERGER

  
ATTEST:

  
City Clerk

APPROVED AS TO FORM:

  
City Attorney