

**ORDINANCE NO. 2175**

**AN ORDINANCE TO PROVIDE REGULATION OF BILLBOARDS; TO AMEND SECTION 28-30.9 OF THE LEXINGTON CITY CODE; TO REPEAL ORIGINAL SECTION 28-30.9 AND ALL OTHER ORDINANCES OR SECTIONS OF ORDINANCES IN CONFLICT HEREWITH; AND TO DECLARE AN EMERGENCY AND PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM.**

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA AS FOLLOWS:

**Section 1. Section 28-30.12 Billboards**

- A. **Off-Premise Outdoor Advertising Sign Defined:** A sign, including the supporting sign structure, which is visible from a street or highway and advertises goods or services not usually located on the premises and/or property upon which the sign is located; also called a "billboard;" Does not include official signs placed by a governmental subdivision.
- B. **Location:** Off-premise outdoor advertising signs may be located only within C-3 Highway Commercial Zoning Districts, and only adjoining, oriented toward, and within 100 feet of the right-of-way boundary of Highway 30 (Pacific Avenue), Highway 283 (Plum Creek Parkway), and that part of Highway 21 (Adams Street) north of the Lexington city limits.
- C. **Spacing:** No off-premise outdoor advertising sign may be established within 600 feet of any other off-premise advertising sign, measured along the same side of the street or highway to which the sign is oriented. Back-to-back, double-faced, V-type or multiple faced signs shall be considered a single structure and one sign.
- D. **Size:** The maximum sign area for any one face of an off-premise outdoor advertising sign shall not exceed 300 square feet; For multiple faced signs, the total sign surface area visible from one direction shall not exceed 300 square feet.
- E. **Height:** An off-premise outdoor advertising sign shall maintain a minimum clearance of 10 feet measured from ground level at the base of the sign to the bottom of the sign face; The maximum height of the top of the off-premise outdoor advertising sign shall not exceed 35 feet above the grade level of the centerline of the roadway to which the sign is oriented.
- F. **Lighting:** Off-premise outdoor advertising signs shall not be illuminated by flashing, intermittent or moving lights; Any illumination shall not be directed toward any portion of the traveled ways, or be of such intensity or brilliance to cause glare or impair the vision of the driver of any motor vehicle or otherwise interfere with any driver's operation of a motor vehicle.

**Section 2.** Section 28-30.9 of the Lexington City Code is hereby amended to read as follows:

Sec. 28-30.9 District C-3 Commercial District.

- A. Generally. Signs of all types and degrees of illumination shall be permitted, provided, that no sign shall be located closer than ten (10) feet to a property line.
- B. Billboards. For provisions relating to Billboards, see Section 28-30.12.

**Section 3.** That original Section 28-30.9, together with all other ordinances or sections of ordinances in conflict herewith are hereby repealed.

**Section 4.** That an emergency exists, and that this Ordinance shall take effect immediately upon passage.

**Section 5.** That this Ordinance shall be published in pamphlet form.

Passed and approved October 14, 2003.

*Gregory J. Foyt*  
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Mayor

Attest:

*Whitney Lewis*  
City Clerk Deputy

