

**RESOLUTION # 07-2009
ORDINANCE AMENDMENT #20-2008**

1 Ordinance Amendment offered by Supervisors of the Planning and Zoning Committee.

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3 Resolved by the Board of Supervisors of Oneida County, Wisconsin:

4
5 **WHEREAS**, the Planning & Zoning Committee, having considered Ordinance
6 Amendment #20-2008, (copy attached) which was filed November 13, 2008, to amend
7 the Oneida County Zoning and Shoreland Protection Ordinance, and having given
8 notice thereof as provided by law and having held a public hearing thereon December 3,
9 2008 pursuant to Section 59.69(5), Wisconsin Statutes, and having been informed of
10 the facts pertinent to the changes which are as follows:

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12 **WHEREAS**, the Committee and Public thought a message of two (2) minutes
13 was an excessive amount of time to display a message; and

14
15 **WHEREAS**, the Committee wanted more consistent language with Wisconsin
16 Statute 84.30(4)(b) and Wisconsin Administrative Code Trans. 201; and

17
18 **WHEREAS**, the Public suggested that electronic message signs be allowed to
19 display public service announcements; and

20
21 **WHEREAS**, all Towns were provided with written notice of said changes and no
22 Town objected; and

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24 **WHEREAS**, the Planning & Zoning Committee has carefully studied the
25 proposed changes after listening to comments made at the public hearing and
26 recommends approval; and

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28 **NOW THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVIORS DOES**
29 **ORDAIN AS FOLLOWS:**

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31 Section 1: Any existing ordinances, codes, resolutions, or portion thereof in conflict
32 with this ordinance shall be and are hereby repealed as far as any conflict exists.

33 Section 2: This ordinance shall take effect the day after passage and publication as
34 required by law.

35 Section 3: If any claims, provisions, or portions of this ordinance are adjudged
36 unconstitutional or invalid by a court of competent jurisdiction, the remainder of the
37 ordinance shall not be affected thereby.

38 Section 4: Additions noted by underline; deletions noted by ~~striketrough~~.
39 Chapter 9 of the Oneida County Zoning & Shoreland Protection Ordinance is amended
40 as follows:

41
42 Section 9.78, Sign Regulations
43 Section A-B 2 b to be unchanged

- 44
45 c. Electronic message signs to display commercial messages that pertain to
46 products or services of a business located and / or used on the same
47 premises. ~~Message signs shall be a maximum of 32 sq. ft. in size, consist of~~
48 ~~numbers or letters only; consist of white or amber lights only, and have a~~
49 ~~minimum message change of no less than 2 minutes. Message signs shall be~~
50 ~~allowed as part of the total signage on the premises allowed under Section~~
51 ~~9.78(B) of this ordinance. Electronic message signs shall only be located in~~
52 ~~those zoning districts designated as #06 Business and #07 Business (Amend~~
53 ~~#26-2004).~~

54 Electronic message signs shall comply with all of the following:

- 55 1. Be a maximum size of 32 square feet.
56 2. Consist of numbers or letters only.
57 3. Consist of white or amber lights only.
58 4. Each change of message shall:
59 a. Be accomplished in one second or less.
60 b. Remain in a fixed position for at least 6 seconds.
61 c. The use of traveling or segmented messages is prohibited.

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63 Electronic message signs shall be allowed as part of the total signage on the premises
64 allowed under Section 9.78(B) of this ordinance. Electronic message signs shall only
65 be located in those zoning districts designated as #06 Business and #07 Business
66 (Amend #26-2004).

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68 9.78 (C) and (D) to remain unchanged.

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70 E. Signs Specifically Exempted from This Ordinance

- 71
72 1. Official governmental signs and notices.
73 2. Temporary promotional signs such as banners or electronic message
74 signs displayed for no more than 10 days for specific events sponsored by
75 local governments or not-for-profit entities such as churches, chambers of
76 commerce or service organizations provided written permission is issued
77 in advance by the local town board and which addresses prompt removal
78 following the event. When the nature of the event occurs in an unforeseen
79 or unanticipated manner, which precludes a municipal entity from
80 approving the message display, the Oneida County Zoning Director shall
81 be notified.

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83 **The Remainder of Section 9.78 to remain unchanged.**

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85 The County Clerk shall, within seven (7) days after adoption of Ordinance Amendment
86 #20-2008 by the Oneida County Board of Supervisors, cause a certified copy thereof to
87 be transmitted by mail to all Town Clerks.

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89 Approved by the Planning and Zoning Committee this 7th day of January, 2009.

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Vote Required: Majority = _____ 2/3 Majority = _____ 3/4 Majority = _____

The County Board has the legal authority to adopt: Yes _____ No _____ as reviewed by the Corporation Counsel, _____, Date: _____

Offered and passage moved by: _____
Supervisor

Supervisor

Supervisor

Supervisor

Supervisor

Seconded by: _____

_____ Ayes

_____ Nays

_____ Absent

_____ Abstain

_____ Adopted

by the County Board of Supervisors this _____ day of _____ 2009.

_____ Defeated

Robert Brusio, Clerk

Andrew P. Smith, County Board Chair