

ADOPTED BY THE
MAYOR AND COUNCIL

ORDINANCE NO. _____

RELATING TO SIGN CODE; AMENDING THE TUCSON CODE, CHAPTER 3, SIGN CODE, ARTICLE IV, GENERAL REQUIREMENTS, SECTION 3-33, GRADE; RELATING TO AMENDING ORDINANCE NO. 10864 EXTENDING THE EFFECTIVE DATE THEREOF; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TUCSON, ARIZONA, AS FOLLOWS:

SECTION 1. Tucson Code Chapter 3, Article IV, Section 3-33 is amended to read as follows:

Sec. 3-33. Grade.

A. *General:* The grade of a sign is the elevation of the outside edge of the street or roadway travel lane nearest to the sign measured perpendicular to the travel lane, except as provided in paragraphs B ~~and C~~, below.

B. ~~*Freeway grade:* For freeway signs and billboards, the freeway grade is the elevation of the outside edge of the freeway travel lane nearest to the freeway sign or billboard.~~ The grade of a sign more than 40 feet from the outside edge of the street or roadway travel lane is the lowest point of elevation of a finished surface within a 20 foot radius of the base of the sign.

C. ~~*Freeway grade:* For freeway signs and billboards, the freeway grade is the elevation of the outside edge of the freeway travel lane nearest to the freeway sign or billboard. A sign code administrator's determination, taking into consideration the surrounding conditions, location of vehicular access points, and~~

~~topography, is required for any sign located on a finished surface which is five (5) or more feet below the elevation of the outside edge of the street or roadway travel lane nearest to the sign measured perpendicular to the travel lane.~~

D. A Sign Code Administrator's determination, taking into consideration the surrounding conditions, location of vehicular access points, and topography, is required for any sign located on a finished surface which is five (5) or more feet below the elevation of the outside edge of the street or roadway travel lane nearest to the sign measured perpendicular to the travel lane.

SECTION 2. Ordinance 10864, Section 3 is amended to read as follows:

SECTION 3. The provisions of this Ordinance amending Sections 3-33 and 3-82 of the Sign Code shall cease to be effective on January 31, 201~~2~~⁵3, unless extended by the Mayor and Council by a separate ordinance. If not extended, the sections shall revert to the language as it existed prior to this amending Ordinance. The purpose of this sunset clause is to give the City the opportunity to decide whether to continue to implement Sections 3-33 and 3-82, as amended or to revert to those provisions existing prior to this Ordinance.

SECTION 3. The various City officers and employees are hereby authorized and directed to perform all acts necessary or desirable to give effect to this Ordinance.

SECTION 4. WHEREAS, it is necessary for the preservation of the peace, health and safety of the City of Tucson that this Ordinance become immediately

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effective, an emergency is hereby declared to exist and this Ordinance shall be effective upon its passage and adoption.

PASSED, ADOPTED AND APPROVED BY THE MAYOR AND COUNCIL OF THE CITY OF TUCSON, ARIZONA, _____.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

REVIEWED BY:

CITY ATTORNEY

CITY MANAGER

TM/tl
11/18/11