

## REQUEST FOR BOARD ACTION

### HENDERSON COUNTY PLANNING BOARD

**MEETING DATE:** February 21, 2008

**ATTACHMENTS:** None

**SUBJECT:** Proposed Amendments to the Chapter 200A, Land Development Code – Sign removal

#### **SUMMARY OF REQUEST:**

At its meeting on Monday, February 4, 2008, the Board of Commissioners directed Staff to add language in the Land Development Code (LDC) to allow Staff to remove signs placed in the road right-of-way (ROW). The LDC prohibits the placement of signs in the ROW and in sight visibility triangles, but the LDC does not include a provision for the removal of signs inadvertently placed in these locations. It is the position of staff and other local governments that this authority already exists. However, to clarify the issue, the language below is proposed.

**Recommended Solution:** Add the following language to §200A-176 Sign Placement.

Signs shall be placed a minimum of 15 feet from edge of pavement or from back of curb (as applicable), and shall be located out of the road right-of-way. Signs are not permitted in a sight visibility triangle. **Signs that are placed in the road right-of-way shall be removed and disposed of, without notice, by authorized County personnel.**

As required by the Land Development Code, all amendments to the LDC shall be reviewed by the TRC and Planning Board. The TRC reviewed the proposed amendments at its meeting on February 5, 2008 and voted 6-0 to support the proposed amendment.

The Board of Commissioners scheduled a workshop for February 18, 2008 where it will discuss all of the proposed text and map amendments to the LDC. Staff plans to give an update to the Planning Board on the Commissioner's retreat as it relates to these proposed amendments.

#### **PLANNING BOARD ACTION REQUESTED:**

Before the Board of Commissioners may take action on any amendment to the LDC, the Planning Board must make a recommendation to the Commissioners. Staff requests that the Planning Board reviews the above language and provide a recommendation on the proposed change to the LDC.

#### **Suggested Motion:**

I move that the Planning Board recommend that the Board of Commissioners approve the amendment to the LDC to allow County personnel to remove any signs that have been placed in a right-of-way as presented by Staff.