

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING CITY CODE CHAPTER 25-10 RELATED TO REGULATIONS FOR SIGNS LOCATED IN THE PUBLIC RIGHT-OF-WAY THAT INCLUDE ELECTRONIC IMAGES, LIGHTS, AND OFF-PREMISE ADVERTISING.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

**PART 1.** The City Council adopts the findings described in Exhibit A, which is attached to this ordinance.

**PART 2.** City Code Section 25-10-4 (*Definitions*) is amended to amend the definition of “Right-of-Way Installation” to read:

- (14) RIGHT-OF-WAY INSTALLATION means a legally permitted kiosk, bicycle kiosk, bus stop, or transit facility that is located in the public right-of-way.

**PART 3.** Subsection (H) of City Code Section 25-10-104 (*Signs Prohibited in Public Easements and Right-of-Way*) is amended to read:

(H) This section does not prohibit the installation, use, or maintenance in the right-of-way of:

- (1) a sidewalk sign;
- (2) a projecting sign in the downtown sign district;
- (3) a street banner;
- (4) a wall sign that is mounted flat against the building and extends not more than 18 inches from the façade of a building and into right-of-way; [ø]
- (5) a sign installed by a governmental agency for a governmental purpose; or
- (6) a sign that complies with Section 25-10-105 (*Signs Authorized on Right-of-Way Installations*).

**PART 4.** Article 5 (*Regulations Applicable to All Sign Districts*) in City Code Chapter 25-10 is amended to add a new Section 25-10-105 to read:

**§ 25-10-105 SIGNS AUTHORIZED ON RIGHT-OF-WAY INSTALLATIONS.**

(A) A sign authorized by this section includes an off-premise sign.

(B) A sign may be installed on a right-of-way installation in accordance with this section.

