

29 (5) The owner of a nonconforming off-premise sign may relocate the sign to another
30 tract under these provisions if the requirements of this paragraph are met.

31 (a) The original location of the sign must be:

32 (i) in the area bounded by Highway 183 from Burnet Road to Highway
33 71, Highway 71 from Highway 183 to Lamar Boulevard, Lamar
34 Boulevard from Highway 71 to 45th Street, 45th Street from Lamar
35 Boulevard to Burnet Road, and Burnet Road from 45th Street to
36 Highway 183, or on a tract that abuts the street right-of-way of a
37 boundary street;

38 (ii) in a scenic roadway sign district;

39 (iii) within 500 feet of:

40 1. a historic sign district; or

41 2. a residential structure located in a residential base zoning
42 district; or

43 (iv) within the boundaries of a registered neighborhood association that
44 has requested removal of the sign; or

45 (v) on a tract that is partially or fully taken or conveyed under the
46 threat of condemnation for transportation improvements along core
47 transit corridors and future core transit corridors.

48 (b) The sign must be permanently removed from the original tract and may
49 not be replaced. Any tract upon which an off-premise sign has been
50 unlawfully replaced shall not be eligible as a site for a relocated sign.

51 (c) Except for a sign described in Paragraph (5)(a)(v), the [The] relocated
52 sign:

53 (i) must be in:

54 1. an expressway corridor sign district; or

55 2. for a sign with a sign area of 300 square feet or less, an
56 expressway corridor sign district or a commercial sign
57 district;

58 (ii) may not be on a tract located on a scenic roadway;

- 59 (iii) may not be within 500 feet of:
- 60 1. a historic sign district;
- 61 2. a residential dwelling unit;
- 62 3. a tract located in a zoning district, other than an interim rural
63 residence (RR) or commercial highway (CH) zoning district,
64 in which:
- 65 a. a single-family residential use, a multi-family
66 residential use, or a mixed use development is a
67 permitted use; and
- 68 b. if the tract is developed, the existing uses on that tract
69 include at least one dwelling unit; or
- 70 4. a residential lot in a residential subdivision in the
71 extraterritorial jurisdiction; and
- 72 (iv) if the sign is relocated within the zoning jurisdiction, it must be
73 within a commercial or industrial base zoning district.
- 74 (d) Sign district restrictions on sign height and face size otherwise applicable
75 to the relocation tract do not apply to the relocated sign, but the face size
76 of the relocated sign may not exceed that of the original sign, and the sign
77 height of the relocated sign may not exceed 42 feet above ground level
78 street pavement.
- 79 (e) A relocated sign must be permanently removed from the new location not
80 later than 25 years after the date the relocation application is approved
81 unless within the 25 year time period the sign owner permanently
82 removes and does not relocate a second nonconforming off-premise sign
83 from a location described in Paragraph (5)(a).
- 84 (f) The council may waive or modify, with or without conditions, a
85 requirement of Paragraph (5)(a) - (e) if the council determines that the
86 waiver or modification is justified by the aesthetic benefit to the City.
- 87 (i) In making the determination, the council may consider:
- 88 1. the number of nonconforming off-premises signs to be
89 removed;

- 90 2. the characteristics of the sites from which the signs are to be
91 removed;
- 92 3. the characteristics of the site on which the sign is to be
93 relocated; and
- 94 4. other relevant factors.
- 95 (ii) The council shall hold a public hearing before acting on a proposed
96 waiver or modification.
- 97 (iii) The director of Austin Development Services, or successor
98 department, [the Watershed Protection and Development Review
99 Department] shall give notice of the hearing in accordance with
100 Section 25-1-132(B) (*Notice Of Public Hearing*).
- 101 (g) A sign may not be relocated or removed under this paragraph unless the
102 sign is registered and all registration fees are paid as required by
103 Subsection (F).
- 104 (h) For each non-conforming off-premise sign relocated under this section,
105 the sign owner must install lighting that is energy efficient, as determined
106 by Austin Energy, and meets or exceeds International Dark Sky standards
107 for pollution reduction. The lighting required under this subsection must
108 be installed:
- 109 (i) no later than six months after the effective date of Ordinance No.
110 20080605-076, if the sign was relocated prior to that date;
- 111 (ii) upon installation of the relocated sign, if the relocation occurs after
112 the effective date of Ordinance No. 20080605-076; or
- 113 (iii) for all other off-premise signs, within 36 months after the sign is
114 registered in accordance with Subsection (F).
- 115 (i) An applicant must:
- 116 (i) be the owner of each sign to be relocated or removed;
- 117 (ii) file an application for sign relocation with the director at least 90
118 days before relocating the sign; and
- 119 (iii) include with the application:

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