

ORDINANCE NO. 2011- 04

ORDINANCE OF THE BOROUGH OF CAMP HILL, CUMBERLAND COUNTY, PENNSYLVANIA, AMENDING CHAPTER 200, ARTICLE VII, SECTION 200-43, SECTION 200-45, SECTION 200-53, MEASUREMENT AND MAJOR TYPES OF SIGNS AND SECTION 200-54, OFF-PREMISES SIGNS (INCLUDING BILLBOARDS) OF THE CAMP HILL BOROUGH CODE.

NOW, THEREFORE, THE BOROUGH COUNCIL OF THE BOROUGH OF CAMP HILL, CUMBERLAND COUNTY, PENNSYLVANIA, hereby enacts the following Ordinance amending Article VII, Section 200-43, Section 200-45, Section 200-47, Section 200-53 and Section 200-54:

Section 1 - Chapter 200, Article VII, § 200-43, Changes on Signs, shall be amended to read as follows:

Any lawfully existing sign (including legally nonconforming signs) may be painted or repaired or changed in logo or message without a new permit under this Article, provided that the changes do not increase the sign area or otherwise result in noncompliance or an increased nonconformity with this Article, provided, however, that changes and/or modifications to an existing off-premise sign (*i.e.*, billboard) shall require a sign permit application approved by the Borough Codes/Zoning officer; and that changes to any lawfully existing sign (including legally nonconforming signs) located within the Market Street Overlay District shall be reviewed by the Design Review Board in accordance with the procedures of Section 308.G.2.a(1). The Borough Codes/Zoning officer shall annually inspect off-premise (*i.e.* billboard) signs to ensure safety and adherence to the zoning code.

Section 2 - Chapter 200, Article VII, § 200-45, Miscellaneous Signs Not Requiring Permits, is hereby amended to add provisions for temporary Award Signs as follows:

A.

Type and Definition of Signs Not Requiring Permits	Max. No. of Signs Per Lot	Max. Sign Area per Sign*, not Involving a "Non-Residential Lot" (Sq. Ft.)	Max. Sign Area per Sign* on a Non-Residential Lot ** (Sq. Ft.)	Other Requirements
Temporary Award Sign – advertises receipt of special award or recognition	1	4	4	Shall only be placed on the property for a maximum of two (2) months

Section 3 – Chapter 200, Article VII, § 200-45B(4) is amended to read:

Official Sign: A sign erected by the state, county, Borough or other legally constituted governmental body, or specifically authorized by Borough Ordinance or resolution, and which bears no commercial advertising, such as but not limited to traffic signs, signs identifying public transit stops, safety signs, signs identifying public schools and playgrounds and the like.

Section 4 - Chapter 200, Article VII, § 200-47.B shall be amended as follows:

B. These time limits shall not apply to a sign intended to be reused with a new sign face serving a building that is clearly temporarily vacant and being actively marketed to new tenants or for purchase.

Section 5 - Chapter 200, Article VII, § 200-53, Measurement and major types of signs is amended to add the following provisions to existing subsection A. Sign Definitions:

BILLBOARDS.

- (1) Electronic Graphic Displays (Digital Billboards) – An off-premise sign (billboard) or portion thereof that displays electronic, static images, static graphics or static pictures, with or without text information, defined by a small number of matrix elements using different combinations of light emitting diodes (LEDs), fiber optics, light bulbs or other illumination devices within the display area where the message change sequence is accomplished immediately or by means of fade. Electronic graphic display signs shall include computer programmable, microprocessor controlled electronic or digital displays. Electronic graphic display signs include projected images or messages with these characteristics onto buildings or other objects.
- (2) Video Billboard – An off-premise sign (billboard) that changes its message or background in a manner or method of display characterized by motion or pictorial imagery, which may or may not include text and depicts action or a special effect to imitate movement, the presentation of pictorials or graphics displayed in a progression of frames which mimic the illusion of motion, including but not limited to moving objects, moving patterns or bands of light, or expanding and contracting shapes and/or fade, dissolve, travel or scrolling features. Video Billboards include projected images or messages with these characteristics onto buildings or other objects.

Section 6 – Chapter 200, Article VII, Section 200-54.D, Permitted Off-Premises Signs (Billboards) shall be amended as follows:

D. Permitted off-premises signs. Except for signs allowed by § 200-45, an off-premises sign is only permitted if it meets the following requirements:

- (1) District. An off-premises sign is only permitted in the LIN District.

- (2) Location. An off-premises sign shall be set back a minimum of 10 feet from all lot lines and street rights-of-way.
- (3) Maximum sign area: The maximum area for any off-premises sign shall be 200 square feet; inclusive of any border and trim, but excluding the base or apron, supports and other structural members. Extensions, projections and/or add-ons beyond the rectangular parameter face of the sign are prohibited.
- (4) Spacing. Any off-premises sign shall be separated by a minimum of 1,000 feet from any other off-premises sign, including signs on either side of a street and including existing signs in other municipalities. No lot shall include more than one off-premises sign.
- (5) Maximum height: 25 feet above the elevation of the adjacent street or highway, measured at the street or highway center line or the land upon which the sign is situated, whichever is less.
- (6) Attached. No off-premises sign or sign face shall have more than one side or be attached in any way to any other off-premises sign, except that a sign may have two sign faces of 200 square feet each if they are positioned parallel back to back with a maximum separation of five (5) feet between the sign faces.
- (7) Control of lighting and glare. The standards in § 200-38 shall be applicable to permitted off-premises signs. In addition, all off-premises signs, including digital and electronic display billboards, shall meet the following requirements:
 - (a) Brightness (Billboard Luminance) – the illumination and/or intensity of the display shall be controlled so as to not create glare, hazards or nuisances. Such signs shall have a maximum nits level of 7,000 nits; provided the brightness of the digital billboard does not exceed 0.3 foot-candles of light above the normal ambient light levels. Such signs shall be equipped with automatic dimming technology which automatically adjusts the sign's brightness based on ambient light conditions. Signs shall be turned off between one half hour past sundown and one half hour before sunrise.

[1] The billboard luminance specification shall be determined by a foot-candle metering device held at a height of 5 ft. and aimed towards the billboard, from a distance of 150 feet.

[2] The metering device should be at a location perpendicular to the billboard center (as seen in plain view) as this angle has the highest luminance.

[3] This check shall include the measurement of an all white image displayed by the billboard to evaluate the worst case condition.

[4] If the difference in illuminance between the billboard-on and the billboard-off conditions is 0.3 foot-candles or less, then the billboard luminance is in compliance.

- (8) Applicant shall be required to coordinate/permit message access for local, regional, state and national emergency services during emergency situations. Emergency messages are not required to conform to message standards listed herein.
- (9) An engineering certificate shall accompany any application for a digital billboard. The certification shall indicate under seal of a professional engineer licensed in the Commonwealth of Pennsylvania that the sign has been designed in accordance with acceptable engineering practices.
- (10) The applicant shall provide financial security, in a form acceptable to the Borough, sufficient to secure to the Borough the removal of any digital billboard upon which no advertising is located or otherwise ceases to be used for a period of three (3) consecutive months. The applicant shall further provide, in a form acceptable to the Borough, proof that the record owner and the licensee or other person in control of the signage consents to the removal of the sign for reasons as set forth in this subsection, which said consent shall be in such form so as to be recorded of record with the Cumberland County Recorder of Deeds Office.
- (11) Audio or Pyrotechnics – Audio speakers and/or any form of pyrotechnics are prohibited.
- (12) Message Default Mechanism – all signs must be equipped with a properly functioning default mechanism that will stop the sign in one position should a malfunction occur.
- (13) When applicable, such signs shall be located, constructed and maintained in accordance with all applicable Pennsylvania Department of Transportation regulations, in addition to all other regulations of Camp Hill Borough. Where there is a conflict between regulations, the more restrictive regulation shall apply.
- (14) Residences. No-off premises sign greater than 30 square feet in sign area shall be located within 200 feet from a lot line of an existing dwelling.
- (15) No off-premises sign shall face a residential neighborhood or residence.
- (16) Condition. The sign shall be maintained in a good and safe condition. The area around the sign shall be kept free of debris, weeds and other noxious vegetation.

E. Video Billboard.

No Video Billboard, as such term is herein defined, shall be permitted in Camp Hill Borough.

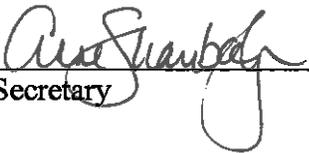
Section 7 - Severability. The provisions of this Ordinance shall be severable, and if any of its provisions shall be held to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect the validity of the remaining provisions of this Ordinance. It is hereby declared to be the legislative intent that this Ordinance would have been adopted and enacted as if such unconstitutional, illegal or invalid provisions had not been included therein.

Section 8 - Repealer. All ordinances or resolutions or parts thereof, insofar as they are inconsistent herewith, shall be and the same are hereby repealed.

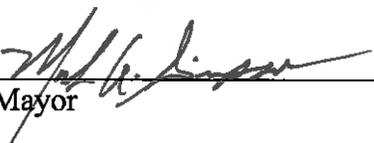
Section 9 - Effective date. This Ordinance shall become effective thirty (30) days from the date of enactment.

ORDAINED AND ENACTED INTO ORDINANCE this 9th day of March, 2011.

ATTEST:


Secretary


President
Approved this 16th day
of March, 2011.


Mayor