

ORDINANCE NO. G-2871

AN ORDINANCE OF THE CITY OF ANTHONY, KANSAS, PROVIDING FOR A SIX (6) MONTH MORATORIUM ON THE CONSTRUCTION AND PERMIT APPROVAL OF NEW BILLBOARDS IN THE CITY OF ANTHONY.

WHEREAS, in 2004, the City of Anthony adopted the Unified Development Code (UDC) requirements of the City of Anthony, Kansas; and

WHEREAS, Chapter One, Article 16, Sign Regulations, of the UDC, was adopted to 1. encourage the effective use of signs as a means of communication in Anthony and its extra-territorial area; 2. Maintain and enhance the aesthetic environment; 3. Improve pedestrian and traffic safety; 4. Minimize the adverse effect of signs on nearby public and private property; and 5. Enable the fair and consistent enforcement of the sign regulations; and

WHEREAS, Article 16, Sign Regulations, contains language to control the regulatory construction and maintenance of “Billboards”; and

WHEREAS, the governing body and the planning commission of the City of Anthony, Kansas has found the existing language in Article 16 to be insufficient in the adequate definition, construction, and location specifications for billboards; and

WHEREAS, the governing body and the planning commission of the City of Anthony, Kansas will need sufficient time for research and consultation to ensure that an informed decision can be reached regarding the adequate definition, construction, and location standards of billboards for the good of the overall community; and

WHEREAS, continuing to issue permits for the new construction of billboards while regulatory language is under review could create the existence of non-conforming signs and inadvertently create undo hardships on sign and or property owners should new language changes impact existing standards, and

WHEREAS, the City of Anthony has determined it is in the best interest of the community and potential sign and or property owners, to place a temporary moratorium on the construction and permitting approval of permits of new billboards until such code review is complete; and

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ANTHONY, KANSAS:

Section 1. Billboard Construction Permits Temporarily Suspended

The Governing Body of the City of Anthony, Kansas hereby temporarily suspends the approval of any new billboard permits in the City of Anthony, Kansas. For the context and application of this ordinance, a billboard shall be defined as a sign advertising products or services other than those available on the premises. It shall be prohibited to construct a new billboard during the period of this moratorium.

Section 2. All Ordinances, Unified Development Code, and City Code Requirements Still in Affect.

This moratorium herein is temporary and does not constitute a development regulation or revise or amend any existing City Codes or Ordinances. The temporary suspension of the construction of billboards shall not release, extinguish, alter, modify, or change, in whole or in part, any other requirements of the remaining sections of the Unified Development Codes or any other Ordinances of the City of Anthony, Kansas. Nothing in this ordinance shall prohibit the permitting and construction of all other sign types in the City of Anthony, Kansas in accordance with the Unified Development Code regulations.

Section 3. Term.

The moratorium imposed by this ordinance shall expire six (6) months after the effective date, unless sooner repealed.

Section 4. Effective Date. This ordinance shall take effect after its passage and one publication in the official city newspaper.

Passed by the City Commission on this 5th day of December, 2023.

Gregory Cleveland, Mayor

ATTEST
(SEAL)

Cyndra Kastens, City Clerk/Administrator