

CITY OF JOSHUA, TEXAS

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOSHUA, TEXAS, AMENDING ARTICLE 3.06, "SIGNS," OF CHAPTER 3, "BUILDING REGULATIONS," OF THE CODE OF ORDINANCES OF THE CITY OF JOSHUA, TEXAS, BY REPLACING SAID ARTICLE WITH A NEW ARTICLE 3.06, "SIGNS"; EXTENDING THE CITY'S SIGN ORDINANCE AND REGULATIONS TO THE CITY'S EXTRATERRITORIAL JURISDICTION; PROVIDING FOR SEVERABILITY, SAVINGS AND REPEALING CLAUSES; PROVIDING FOR PENALTIES; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

WHEREAS, the City of Joshua, Texas ("City"), is a home-rule municipality under the laws of the State of Texas and is duly incorporated; and

WHEREAS, the City possesses the full power of self-government, as authorized by the Texas Constitution and the City's duly adopted Charter; and

WHEREAS, the City Council of the City has determined that the adoption of new sign regulations, consistent with United States Supreme Court jurisprudence, is in the best interests of the citizens of the City and will promote the public health, safety and general welfare; and

WHEREAS, the City Council, on behalf of Joshua and its citizens, has further determined that the new sign regulations will promote the orderly, safe and efficient growth of the City and the City's extraterritorial jurisdiction.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JOSHUA, TEXAS, THAT:

SECTION 1

All of the above findings are hereby found to be true and correct and are hereby incorporated into the body of this Ordinance as if fully set forth herein.

SECTION 2

From and after the effective date of this Ordinance, existing Article 3.06, "Signs," of Chapter 3, "Building Regulations," of the Code of Ordinances of the City of Joshua, Texas, is hereby amended by replacing it with a new Article 3.06, "Signs," a copy of which is attached hereto as Exhibit A, and is incorporated into this Ordinance by reference. Further, a Sign Criteria Table generally summarizing the provisions of the Sign Ordinance is attached hereto as Exhibit B and incorporated by reference. Said Exhibit B shall be placed at the end of Article 3.06 in the Code of Ordinances as

an Exhibit to said Article. In the event of any conflict between the provisions of Article 3.06 and the Sign Criteria Table, the provisions of Article 3.06 shall apply.

SECTION 3

As authorized by Chapter 216 of the Texas Local Government Code, as amended, and other applicable law, the City Council of the City of Joshua hereby extends to the extraterritorial jurisdiction of the City the application of the Sign Ordinance incorporated and referenced herein, to the extent authorized by said Chapter.

SECTION 4

Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. The City Council hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional or invalid.

SECTION 5

All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portions of said ordinances shall remain in full force and effect.

SECTION 6

Any person, firm, corporation or business entity violating this Ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be subject to a fine not to exceed the sum of Five Hundred Dollars (\$500.00), and each and every day such violation shall continue shall constitute a separate offense.

SECTION 7

This Ordinance shall become effective from and after its passage and publication.

DULY PASSED, APPROVED, AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF JOSHUA, TEXAS, ON THIS 20TH DAY OF March, 2025.

Scott Kimble, Mayor

ATTEST:

Alice Holloway, City Secretary

APPROVED AS TO FORM AND LEGALITY:

Terrence S. Welch, City Attorney

EXHIBIT A
(Sign Ordinance)

EXHIBIT B
(Sign Criteria Table)