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**CITY OF HOMER
HOMER, ALASKA**

Lord

ORDINANCE 22-70(A)

AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA,
AMENDING HOMER CITY CODE SECTION 21.60.100, SIGNS EXEMPT
FROM REGULATION TO EXEMPT SIGNS NOT ~~VISIBLE~~ **LEGIBLE**
FROM PUBLIC RIGHTS OF WAY.

WHEREAS, The purposes of the City of Homer’s sign regulation are outlined in Homer City Code (HCC) 21.60.020 which states, “The purposes of this sign code are: to encourage the effective use of signs as a means of communication in the City; to maintain and enhance the aesthetic environment and the City’s ability to attract sources of economic development and growth; to improve pedestrian and traffic safety; to minimize the possible adverse effect of signs on nearby public and private property; and to enable the fair and consistent enforcement of these sign restrictions.”; and

WHEREAS, If a sign is not ~~visible~~ **legible** from the public right-of-way, its regulation is not justified under these stated purposes; and

WHEREAS, Numerous other communities in Alaska with sign codes explicitly exempt signs which are not ~~visible~~ **legible** from the public right-of-way; and

WHEREAS, The City of Homer should also clearly exempt signs that are not visible from the public right-of-way to reduce regulatory burden and confusion and to focus City resources where there is a public nexus.

NOW, THEREFORE, THE CITY OF HOMER ORDAINS:

Section 1. Homer City Code Chapter 21.60.100, Signs exempt from regulation under this chapter, is amended to read as follows:

The following signs shall be exempt from regulation under this chapter:

- a. Any sign bearing only a public notice or warning required by a valid and applicable Federal, State, or local law, regulation, or ordinance.
- b. Any emergency warning sign erected by a governmental agency, a public utility company, or a contractor doing authorized or permitted work within a public right-of-way.
- c. ~~Any sign inside a building, not attached to a window or door, that is not legible from a distance of more than three feet beyond the lot line of the lot or parcel on which such sign is~~

[Bold and underlined added. Deleted language stricken through.]

45 ~~located.~~ **Any sign that is not legible from the public right-of-way.**

- 46
- 47 d. Works of art that do not contain a commercial message.
- 48
- 49 e. Holiday lights between October 15th and April 15th.
- 50
- 51 f. Traffic control signs on private property, such as a stop sign, a yield sign, and similar signs,
- 52 the face of which meets Department of Transportation standards and that contain no
- 53 commercial message of any sort.
- 54
- 55 g. Signs in existence before February 11, 1985, but such signs shall not be replaced, moved,
- 56 enlarged, altered, or reconstructed except in compliance with this chapter.
- 57

58 Section 2. This ordinance shall take effect upon its adoption by the Homer City Council.

59

60 Section 3. This ordinance is of a permanent and general character and shall be included

61 in the City code.

62

63 ENACTED BY THE CITY COUNCIL OF THE CITY OF HOMER, ALASKA, this 9th day of

64 January, 2023.

65

66 CITY OF HOMER

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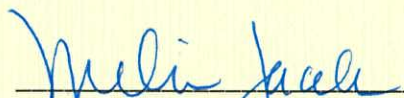
68 _____

69 KEN CASTNER, MAYOR

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71 ATTEST:

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74 _____

75 MELISSA JACOBSEN, MMC, CITY CLERK

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77 YES: 6

78 NO: 0

79 ABSTAIN: 0

80 ABSENT: 0

81

82 First Reading: 10.24.22

83 Public Reading: 1.9.23

84 Second Reading: 1.9.23

85 Effective Date: 1.10.23

