

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AS HERETOFORE AMENDED BY AMENDING SUBSECTION 8 “SIGNS ON VEHICLES” OF SUBSECTION J “SIGNS PERMITTED IN ALL ZONING DISTRICTS” OF SECTION 7100 “SIGN STANDARDS” TO REVISE REGULATIONS RELATED TO SIGNS ON VEHICLES; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Planning and Zoning Commission and the governing body of the City of Mansfield, Texas, in compliance with the laws of the State of Texas with reference to the amendment of the Comprehensive Zoning Ordinance of the City of Mansfield, Texas (hereinafter “the Zoning Ordinance”), have given the requisite notices by publication and otherwise, and after holding due hearings and affording a full and fair hearing opportunity to all property owners generally and to all interested citizens, the governing body of the City is of the opinion and finds that the Comprehensive Zoning Ordinance should be amended;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS:**

**SECTION 1.**

That Subsection 8 of Subsection J of Section 7100 of the Zoning Ordinance is hereby amended to read as follows:

“8. **Signs on Vehicles:** Signs advertising a business, service or product shall be permitted on vehicles including trucks, trailers, bus and passenger vehicles. On properties zoned OP, C-1, C-2, C-3 and PD Districts with office, retail or commercial uses, such vehicles shall be parked on the premises of the business being advertised at least forty (40) feet from the public street right-of-way and not in the parking spaces or drive aisles adjacent to the street right-of-way or street landscape setback. This requirement shall not apply to any vehicle off the business premises in the active conduct of business such as making deliveries or serving a customer. The Director of Planning may approve an alternative parking location where the literal enforcement of this requirement will result in an unnecessary hardship due to the exceptional narrowness, shallowness, shape, topography or other extraordinary physical condition related to the business premises.”

**SECTION 2.**

Following the effective date of this Ordinance, the requirements contained in this Ordinance shall apply to all signs on vehicles described in Section 1 above. The provisions in Section 7700 “Nonconforming Use Regulations” of the Zoning Ordinance shall not be applicable to signs on vehicles that exist prior to the effective date of this Ordinance.

### **SECTION 3.**

That all ordinances of the City in conflict with the provisions of this ordinance be, and the same are hereby, repealed and all other ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.

### **SECTION 4.**

Should any paragraph, sentence, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision thereof, other than the part so declared to be invalid, illegal or unconstitutional, and shall not affect the validity of the Zoning Ordinance as a whole.

### **SECTION 5.**

Any person, firm, corporation or entity that violates or assists in the violation of any of the provisions of this Ordinance or fails to comply with any of the requirements thereof, or that builds or alters any building or use in violation of any plan or permit submitted and approve hereunder, shall be guilty of a misdemeanor and upon conviction shall be punished as provided in Section 10.99 of the Code of Ordinances of Mansfield, Texas. Each day such violation exists shall constitute a separate offense.

### **SECTION 6.**

This ordinance shall take effect immediately from and after its passage on third and final reading and the publication of the caption, as the law and charter in such cases provide.

First reading approved on the \_\_\_\_\_ day of \_\_\_\_\_, 2015.

Second reading approved on the \_\_\_\_\_ day of \_\_\_\_\_, 2015.

DULY PASSED on the third and final reading by the City Council of the City of Mansfield, Texas, this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
David Cook, Mayor

ATTEST:

\_\_\_\_\_  
Susana Marin, Interim City Secretary

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APPROVED AS TO FORM AND LEGALITY:

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E. Allen Taylor, City Attorney