

**ORDINANCE AMENDING THE
MUNICIPAL CODE OF THE TOWN OF WILLIAMS CREEK, INDIANA
CHAPTER X MISCELLANEOUS ACTIVITIES PROHIBITED**

Adopted December 9, 2019

WHEREAS, the Town of Williams Creek is governed by its duly elected Town Council ("Council"); and,

WHEREAS, the Council finds the need for a practical enforcement provision in the Ordinance is appropriate.

NOW, THEREFORE BE IT ORDAINED BY THE TOWN COUNCIL THAT: Section 4 of the existing **Title X Miscellaneous Activities Prohibited** is hereby repealed, and replaced as follows:

Section 1. Advertisements.

No person shall post or paste any advertisements upon any bridge, fence, building, house, electrical light or telephone pole or public building or place.

Section 2. Temporary Signs.

The following signs shall be allowed on a temporary basis as prescribed hereunder, with no other temporary signs being permitted:

a. Real Estate Signs.

(i) On Premise. Real Estate "For Sale" or "For Rent" signs advertising the premises for sale or rent up to a total of six (6) square feet are permitted subject to being promptly removed upon the completion of the sale or renting of the premises. Such signs shall not be within the public right-of-way.

(ii) Off Premises. "Open House" signs, informing the motoring public of the location of an "Open House," will be permitted within a two block radius of the premises for a period of one (1) hour prior to the open house and one (1) hour thereafter.

b. Personal Property Sale Sign.

A personal property sale sign of not more than six (6) square feet advertising the sale of personal property is permitted on the premises for not longer than two consecutive days subject to being removed within one hour following the completion of such sale. The placement of such sign shall not occur more than one hour prior to the commencement of such sale.

Section 3. Other Signs.

Except as provided in this Chapter, no signs shall be displayed to the public view on any privately owned residential lot except one unlighted professional sign of not more than one (1) square foot describing an allowed home occupation as that term is defined in the dwelling district zoning ordinance of Marion County, Indiana or its successor ordinances, provided, however, that one sign of not more than six (6) square feet advertising a property for sale or rent may be used by an owner or his representative as further described in Section 2 of this Chapter.

Section 4. Enforcement.

Upon receiving a report of a nonconforming sign, a member of the Town Council, the Town Marshal or a Deputy Marshal shall visually confirm that a sign is posted in a manner not permitted under this Title X; photograph the nonconforming sign to record the time, date and the specific nonconformity; remove or have removed any such sign from its position; and if not located on the property address referenced in the sign, relocate or have it relocated to the property address. The person or organization who placed the nonconforming sign in the Town may appeal this enforcement action to the court identified in the Town's Interlocal Agreement, but in no instance shall the Town be responsible for damage incident to removal or relocation of a sign that is held to be nonconforming.

ALL OF WHICH IS ORDAINED THIS 9th day of December, 2019

WILLIAMS CREEK TOWN COUNCIL

Maureen Burger Maureen Burger, President