

IN THE COUNCIL OF THE VILLAGE OF NEW CONCORD, OHIO

ORDINANCE NO. K-3-09-1

AN ORDINANCE TO AMEND ORDINANCE K-5-94-1 FOR THE PURPOSE OF AMENDING THE ZONING CODE AS RECOMMENDED BY THE PLANNING COMMISSION. THIRD READING

WHEREAS, it is periodically necessary to amend the zoning code to reflect the character of the Village; and

WHEREAS, the Planning Commission has reviewed the following Zoning Code amendments and recommended the adoption of this ordinance.

NOW, THEREFORE, be it ordained by the Council of the Village of New Concord that:

Section 1. **Article IV. District Regulations** - shall be amended to include the following in R1, R2, R3, Districts:

Section 401.7	Front Yard Parking
Section 402.7	Front Yard Parking
Section 403.8	Front Yard Parking

No more than 35% of any front yard as defined herein shall be constructed as, or converted to parking or driveway areas. All driveway or parking areas in the street right of way and in front yards as defined herein shall be paved with concrete, asphalt or brick. No residential curb cut shall exceed sixteen feet in width within any street or road right of way.

Section 2. **Article V. Supplemental Conditions** - shall be amended to include the following as new sections and shall read as follows:

Section 500.23	Parking Area Maintenance
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All parking areas required herein to be paved with asphalt, concrete, or brick pavers shall be maintained in a good condition with the same material. Any change in the surface shall be to another hard surface pavement approved by the zoning inspector or shall require a zoning variance as required herein.

Section 500.24	Generators and Turbines
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No electrical generating device for use other than during emergencies, construction or power outages shall be installed without first obtaining conditional use approval from the Planning Commission in accordance with criteria listed in section 1000.3.

Section 3. **Article VII. Signs and Outdoor Advertising Structures** - shall be amended to include the following as a new section and shall read as follows:

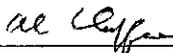
Digital or LED display signs shall be permitted under the following conditions:

Section 712.0	LED and Digital Signs
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1. The sign shall be permitted only as a fully enclosed section of a permanent wall sign constructed of brick, stone, or concrete. The sign and wall shall be surrounded by approved landscaping that measures 10 times the area of the lighted area of the sign (one side). For example, a 16 sq. ft. sign would require a 160 sq. ft. landscaped area. The landscaped area shall be properly maintained or the sign permit shall be revoked.
2. No flashing or moving lights, animation or video shall be displayed at any time.
3. The total internally lighted area shall have black background and shall not exceed 16 square feet in area.
4. The sign display may not be changed more than two times each hour.
5. The display shall only be lighted or turned on during open business hours.
6. LED signs shall comply with all other requirements of the code including size, number, height and location of signs.

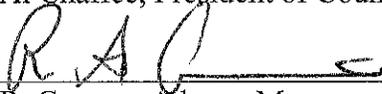
Section 4. That this Ordinance shall be in full force and effect at the earliest date permitted by law.

PASSED: March 9, 2009

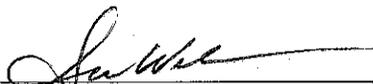


Al Chaffee, President of Council

APPROVED: March 9, 2009

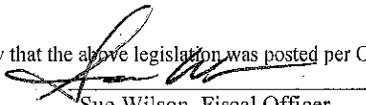


R. Gregory Adams, Mayor

ATTEST: 

Sue Wilson, Village Fiscal Officer

I hereby certify that the above legislation was posted per Ordinance No. L-1-84-1.



Sue Wilson, Fiscal Officer