

POCONO TOWNSHIP COMMISSIONERS
SIGN ORDINANCE HEARING AGENDA
December 4, 2017 5:00 p.m.

1) Pledge of Allegiance

2) Roll Call

3) Public Comments on matters not on the agenda.

Comments are for any item NOT on the agenda. Comments on agenda items will be taken after each item is discussed by the Board of Commissioners, but before formal action is taken. Please limit individual comments to 3 minutes to allow time for others wishing to speak and direct all questions and comments to the President.

4) Open Public Hearing to consider Sign Ordinance

5) Resolutions/Ordinances

5) Further Public Comment

Please limit individual comments to 3 minutes to allow time for others wishing to speak and direct all questions and comments to the President.

Adjournment

**POCONO TOWNSHIP
MONROE COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2017 - 05

**AN ORDINANCE OF THE TOWNSHIP OF POCONO, MONROE
COUNTY, PENNSYLVANIA, AMENDING ORDINANCE NO. 110, THE
ZONING ORDINANCE**

WHEREAS, the Board of Commissioners of the Township of Pocono has deemed it necessary to amend Ordinance No. 110, the Zoning Ordinance.

NOW THEREFORE, BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Pocono, Monroe County, Pennsylvania, as follows:

SECTION I.

- A. Article I of Ordinance No. 110 is hereby amended to add Section 106 – Survival and Severability, which is contained in the Ordinance that follows on Exhibit “A”.
- B. Article II of Ordinance No. 110 is hereby amended to add various sign definitions to Section 202, which are contained in the Ordinance that follows on Exhibit “A”.
- C. Article VII of Ordinance No. 110, is hereby repealed in its entirety and replaced with the provisions set forth in the Ordinance that follows on Exhibit “A”.

SECTION II. REPEALER

Any existing ordinances or parts of ordinances in conflict with this Ordinance, to the extent of such conflict and no further, are hereby repealed.

SECTION III. SEVERABILITY

If any part, section, subsection, paragraph, subparagraph, sentence, phrase, clause, term, or word in this Ordinance is declared invalid, such invalidity shall not affect the validity or enforceability of the remaining portions of the Ordinance.

SECTION IV. ENACTMENT

This Ordinance shall be effective within five (5) days and shall remain in force until modified, amended or rescinded by Pocono Township, Monroe County, Pennsylvania.

ENACTED AND ADOPTED by the Board of Commissioners this 4th day of December, 2017.

ATTEST:

**POCONO TOWNSHIP BOARD OF
COMMISSIONERS**

PAMELA TRIPUS
Asst. Township Secretary

HAROLD WERKHEISER
President, Board of Commissioners

EXHIBIT “A”

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 297 298 299 300 301 302 303 304 305 306 307 308 309 310 311 312 313 314 315 316 317 318 319 320 321 322 323 324 325 326 327 328 329 330 331 332 333 334 335 336 337 338 339 340 341 342 343 344 345 346 347 348 349 350 351 352 353 354 355 356 357 358 359 360 361 362 363 364 365 366 367 368 369 370 371 372 373 374 375 376 377 378 379 380 381 382 383 384 385 386 387 388 389 390 391 392 393 394 395 396 397 398 399 400 401 402 403 404 405 406 407 408 409 410 411 412 413 414 415 416 417 418 419 420 421 422 423 424 425 426 427 428 429 430 431 432 433 434 435 436 437 438 439 440 441 442 443 444 445 446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465 466 467 468 469 470 471 472 473 474 475 476 477 478 479 480 481 482 483 484 485 486 487 488 489 490 491 492 493 494 495 496 497 498 499 500 501 502 503 504 505 506 507 508 509 510 511 512 513 514 515 516 517 518 519 520 521 522 523 524 525 526 527 528 529 530 531 532 533 534 535 536 537 538 539 540 541 542 543 544 545 546 547 548 549 550 551 552 553 554 555 556 557 558 559 560 561 562 563 564 565 566 567 568 569 570 571 572 573 574 575 576 577 578 579 580 581 582 583 584 585 586 587 588 589 590 591 592 593 594 595 596 597 598 599 600 601 602 603 604 605 606 607 608 609 610 611 612 613 614 615 616 617 618 619 620 621 622 623 624 625 626 627 628 629 630 631 632 633 634 635 636 637 638 639 640 641 642 643 644 645 646 647 648 649 650 651 652 653 654 655 656 657 658 659 660 661 662 663 664 665 666 667 668 669 670 671 672 673 674 675 676 677 678 679 680 681 682 683 684 685 686 687 688 689 690 691 692 693 694 695 696 697 698 699 700 701 702 703 704 705 706 707 708 709 710 711 712 713 714 715 716 717 718 719 720 721 722 723 724 725 726 727 728 729 730 731 732 733 734 735 736 737 738 739 740 741 742 743 744 745 746 747 748 749 750 751 752 753 754 755 756 757 758 759 760 761 762 763 764 765 766 767 768 769 770 771 772 773 774 775 776 777 778 779 780 781 782 783 784 785 786 787 788 789 790 791 792 793 794 795 796 797 798 799 800 801 802 803 804 805 806 807 808 809 810 811 812 813 814 815 816 817 818 819 820 821 822 823 824 825 826 827 828 829 830 831 832 833 834 835 836 837 838 839 840 841 842 843 844 845 846 847 848 849 850 851 852 853 854 855 856 857 858 859 860 861 862 863 864 865 866 867 868 869 870 871 872 873 874 875 876 877 878 879 880 881 882 883 884 885 886 887 888 889 890 891 892 893 894 895 896 897 898 899 900 901 902 903 904 905 906 907 908 909 910 911 912 913 914 915 916 917 918 919 920 921 922 923 924 925 926 927 928 929 930 931 932 933 934 935 936 937 938 939 940 941 942 943 944 945 946 947 948 949 950 951 952 953 954 955 956 957 958 959 960 961 962 963 964 965 966 967 968 969 970 971 972 973 974 975 976 977 978 979 980 981 982 983 984 985 986 987 988 989 990 991 992 993 994 995 996 997 998 999 1000

Table of Contents

Section 701 - General Conditions.....	1
Section 702 - Prohibited Signs	3
Section 703 - Permitted Sign Types by Zone	3
Section 704 – Sign Restrictions by Zone/Type	4
Section 705 - Signs Used exclusively along Route 80.....	7
Section 706 - Sign set back and spacing requirements.....	7
Section 707 - Master Sign Plan Requirements.....	8
Section 708 - Nonconforming Signs	9
Section 709 - Permits	10
Section 710 - Fees	11
Section 106 - Survival and Severability	12
Section 202 - Definitions.....	12
Section 902.C.....	15
Changes to Use Schedule.....	15

ARTICLE VII SIGNS

Section 701 - General Conditions

A. The following conditions shall apply to all Signs:

1. No Sign shall be placed or located in any manner that would create a hazard or endanger the health, safety or welfare of the general public.
2. No Sign shall be placed in such a position that it will cause danger to traffic on a street.
3. Only authorized official traffic or public utility Signs may be erected within or over any street right-of-way.
4. Official traffic Signs are permitted in all districts and shall be in conformity with regulations of the Commonwealth of Pennsylvania.
5. Public utility Signs required in connection with the identification, operation or protection of a public utility are permitted in all districts.
6. All sign types may be illuminated. Any Illuminated Sign or lighting device shall employ only lights emitting a light of constant intensity, and no Sign shall be

illuminated by or contain flashing, intermittent rotating or moving light or lights, with the exception of time and temperature Signs. In no event shall an illuminated Sign or lighting device be placed or directed so as to permit the beam and/or illumination there from to be directed or beamed upon a public street, sidewalk or adjacent premises so as to cause glare or reflection that constitutes a hazard or nuisance. If Signs are externally illuminated at night, all light sources shall be shielded from the view of adjacent lots and roads. No Sign shall not be illuminated between the hours of 10:00 p.m. and 6:00 a.m.

7. No Sign shall be erected or maintained at the intersection of roads in such manner as to obstruct free and clear vision of the intersection. No Sign shall be located within the clear sight triangle, as specified in the Pocono Township Subdivision and Land Development Ordinance, of any public or private street intersections
 8. No signage shall be placed on the roof of any building.
 9. Unless stated otherwise in this Article, no such Sign shall be more than fifteen (15) feet in height from the average existing natural grade at the base of the Sign, and all such structures shall have an open space of not less than three feet between its lower edge and the ground.
 10. All Signs, other than Wall Signs, shall be self-supporting on their own structure and shall not be attached to trees, utility poles or other like features unless otherwise allowed under this Ordinance.
 11. With exception of Monument Signs located at four way intersections, no Sign shall contain more than two (2) faces, with each face being a backup to the other with an interior angle of no greater than thirty (30°) degrees.
 12. All proposed Signs in any zoning district along a state or interstate or highway shall obtain Penn DOT approval and a permit, where applicable.
 13. The applicant shall provide the Township Zoning Officer a copy of Penn DOT's approval of the Sign placement prior to Sign construction, where applicable.
 14. An application for any Sign shall include plans for the size, shape, color, and lighting, manner of display, lettering and placement of any such consolidated or combined Signs at any such Sign plaza. Any Sign erected without all the appropriate permits shall be in violation of this Article VII.
 15. Every Sign shall be maintained in safe structural condition at all times.
 16. Must comply with the applicable state and township building codes, the Uniform Construction Code ("UCC"), as amended as to structural and electrical standards, and all other applicable laws, ordinances, codes, and standards
-

Section 702 - Prohibited Signs

The following Signs are prohibited in all zoning districts:

- A. Banners, flags (excluding United States flag), Spinners, Pennants, Human Signs, A frames or any moving object containing a message or not, excluding PennDot permitted banners over roads ways.
- B. Flashing, blinking, twinkling, animated or moving Signs of any type. This restriction specifically includes Signs on mobile stands. This shall not prohibit Christmas or other holiday lighting or displays. This shall not prohibit Electronic Message Signs as permitted in Section 704.D.
- C. Signs which emit smoke, visible vapors or particles, sound or odor.
- D. No Sign shall be painted directly upon a roof of any building.
- E. No Sign shall be erected, used or maintained which in any way simulates official, directional or warning Signs erected or maintained by the state, county or township or by any railroad or public utility or similar agency concerned with the protection of the public health or safety.
- F. Signs placed in, on or affixed to trailers, whose sole purpose is to support a free-standing Sign.
- G. The outlining of rooflines, doors, windows or wall edges by illuminated neon light tubing.

Section 703 - Permitted Sign Types by Zone

Permitted Sign Types	R-1 & R-2	R-D	C	CD	RID*	I
Freestanding	None	Allowed	Allowed	Allowed	Allowed	Allowed
Wall	None	Allowed	Allowed	Allowed	Allowed	Allowed
Billboards*	None	Allowed	Allowed	None	Allowed	Allowed
Monument	Allowed	Allowed	Allowed	None	Allowed	Allowed
Sign Plaza	None	Allowed	Allowed	None	Allowed	Allowed
Window	None	Allowed	Allowed	None	Allowed	Allowed
Digital and Electronic	None	Allowed	Allowed	None	Allowed	Allowed
Secondary	None	Allowed	Allowed	None	Allowed	Allowed
Temporary	Allowed	Allowed	Allowed	Allowed	Allowed	Allowed

* Conditional use

Section 704 – Sign Restrictions by Zone/Type

A. Where Freestanding Signs are permitted, the following restrictions apply:

1. One (1) Freestanding Sign not exceeding fifty (50') square feet in Gross Surface Area, except in a Regional Impact Development and in the Industrial zone the maximum permitted size of a Freestanding Sign is one hundred and fifty feet (150') Gross Surface Area.
2. If the property fronts upon more than one public road, a Freestanding Sign not exceeding twenty-four (24) square feet in Gross Surface Area may be erected on each road frontage.
3. Freestanding Signs shall not be placed closer than twenty-five (25') feet to any property line other than a road right-of-way and shall have an open space of not less than three (3') feet between its lower edge and the ground and not exceed fifteen feet (15') in height.

B. Where Wall Signs are permitted, the following restrictions apply:

1. Wall Signs may be attached to the building walls fronting on each road providing access to the lot. One (1) Wall Sign may be permitted for each separate tenant in the building. The maximum total Gross Surface Area of all Signs on any building wall shall not exceed fifty (50') square foot in total combined Gross Surface Area of any building. Area. If individual letters or other identifying characters are fastened directly to a wall, the Gross Surface Area of the Sign shall be calculated as the smallest rectangle that can encompass all of the letters or identifying characters.
2. For a Regional Impact Development or Institutional Campus, size restrictions for Wall Signs are as follows:

The maximum aggregate Sign area on a single non-residential building shall be calculated in accordance with the following table:

Building Façade Area	Maximum Wall Sign Area
0 - 5,000 square feet of façade	The lesser of 8% of building façade including window and door area and cornices to which the Wall Sign is to be affixed or 300 square feet. ¹
5,001 square feet of façade or greater	The lesser of 6% of building façade including window and door area and cornices to which the Wall Sign is to be affixed or 500 square feet.

3. A single non-residential building shall be limited to having a Sign or Signs on no more than three (3) building façades.

¹ In the event the maximum area of a Wall Sign on a single façade calculated in accordance with this Schedule is less than thirty-two (32) square feet, the owner or user of the building in question may erect a Wall Sign containing up to thirty-two (32) square feet of Wall Sign area.

4. All Wall Signs shall be flat against the wall of a building and shall not extend more than twelve (12") inches from the wall.
 5. Wall Signs shall not be located or erected on the roof area of any building, shall be located only on the building walls and may not project above the building roofline.
 6. One additional Wall Sign is permitted at each point of vehicular access to the property. The Gross Surface Area of this Wall Sign shall not exceed three (3) square feet for each exposed face.
- C. Where Billboard Signs are permitted as a Conditional Use, the following restrictions apply:
1. Billboards shall have a maximum sign area of 378 square feet.
 2. Billboards shall have a maximum height to be determined by their proposed location.
 3. There shall be a minimum spacing between Billboards to be determined by their proposed location.
 4. Billboards shall only be permitted along Interstate 80 and State Route 611 corridors.
- D. Where Electronic Message Signs are permitted, the following restrictions apply:
1. All messages, images, or displays on a Electronic Message Sign shall not change and shall remain unchanged for a minimum of eight (8) seconds. All messages, images, or displays on an Electronic Message Sign, located along a straightaway, shall not change and shall remain unchanged for a minimum of eight (8) seconds.
 2. The time interval used to change from one complete message, image, or display shall be a maximum of one (1) second.
 3. There shall be no appearance of a visual dissolve or fading, in which any part of one message, image, or display disappears simultaneously with the appearance of any part of a second message, image, or display.
 4. There shall be no appearance of flashing or sudden bursts of light, and no appearance of video motion, animation, movement, or flow of message, image, or display within the Sign.
 5. The intensity and contrast of light levels shall remain constant throughout the Sign face.
 6. Electronic Message Signs shall be equipped with an automatic day/night dimming software to reduce the illumination of the Sign, based on ambient light levels, to be visible without providing glare or distraction to the public. The dimming device shall minimize the illumination used to the lowest level necessary to make the Sign conspicuous and viable during both daytime and night time hours. In no case shall the nighttime illumination intensity of the Sign from one hour after sunset to one hour prior to sunrise exceed one hundred fifty (150) nits.
-

- a) The size limitations for Electronic Message Sign Signs shall be determined by the restrictions that apply by that zone. By way of example, if the Electronic Message Sign is a Wall sign, the size restrictions for Walls Signs in that zone will apply.

E. Where Monument Signs are permitted, the following restrictions apply:

1. One (1) Monument Sign identifying the main entrance location, toward a street to which it has permitted access.
2. The maximum height of the Sign shall be ten (10') feet from the average existing natural grade at the base of the Sign.
3. Except in R-1 and R-2, the maximum area of the Monument Sign shall be as follows:

Gross area of non-residential structure	Maximum GSA of main entrance location Sign	Maximum letter/logo/symbol size
0 to 25,000 sq. ft.	50 sq. ft. per face	18"
25,001 to 50,000 sq. ft.	60 sq. ft. per face	24"
50,001 to 100,000 sq. ft.	80 sq. ft. per face	24"
100,001 to 150,000 sq. ft.	120 sq. ft. per face	30"
150,001 sq. ft. and above	160 sq. ft. per face	36"

4. Monument signs in R-1 and R-2 shall be permitted on both sides of the entrance to the residential development, and shall not be more than 50 sq. ft. on Gross Surface Area and no more than ten (10') feet from the average existing natural grade at the base of the Sign.

F. Where Secondary Signs are permitted, the following restrictions apply:

1. One (1) Secondary Sign adjacent to intersecting interior driveways or an interior driveway nearest each building or buildings.
2. The maximum height of the Secondary Sign shall be six (6') feet from the average existing natural grade at the base of the Sign.
3. The maximum Gross Surface Area of the Sign shall be eight (8) square feet per face.
4. Secondary Signs shall be setback at least ten (10') feet from any cartway; however, in no case shall said Sign be located in such a way to cause a safety hazard.

G. Where Sign Plazas are permitted, the following restrictions apply:

1. Where a number of Signs are justified, a Sign plaza, may be erected wherein Signs may be consolidated and confined within a single frame or as a combination of Sign panels.
2. The maximum size for a Sign Plaza is as follows:

Structure Size	Sign Plaza Size
0 to 50,000 sq. ft.	50 sq. ft. Gross Surface Area

50,001 to 99,000 sq. ft.	80 sq. ft. Gross Surface Area

3. A landscaped island containing shrubs or flowers with a minimum of thirty two (32) square feet in area and a minimum of one foot in height is required around all Sign plazas. The island shall be formed from materials such as, but not limited to, stone, brick or landscape timbers. The area of the island shall be maintained to keep it free of weeds, debris and brush. A sketch of the Sign and island shall be submitted with the zoning permit application for review and approval by the Zoning Officer.
4. One (1) of the Signs which are part of the Sign Plaza may be an Electronic Message Sign provided it complies with the requirements of Section 704.D. The Electronic Message Sign shall not exceed twenty (20%) percent of the Sign plaza Gross Surface Area permitted in this Section.

H. Where Window Signs are permitted, the following restrictions apply:

1. No more than two (2) window signs are permitted per window at any one time.

I. Where Temporary Signs are permitted, the following restrictions apply:

A property owner may place one (1) Temporary Sign, at any one time, with a Gross Surface Area of no larger than the following;

R-1 and R-2	R-D	C	CD	RID	I
2 sq. ft.	8 sq. ft.	8 sq. ft.	6 sq. ft.	8 sq. ft.	8 sq. ft.

Section 705 - Signs Used exclusively along Route 80

- A. Maximum Gross Surface Area per side of not more than three hundred seventy-eight (378) square feet for Signs used exclusively along I-80.
- B. Along I-80, the top of the Sign shall not exceed a vertical dimension of twenty-five (25') feet above the average existing natural ground level of the lot, or the level grade of the roadway, whichever is greater. Along secondary arterial and collector roads, the top of the Sign shall not exceed a vertical dimension of fifteen (15') feet above the average existing natural ground level of the lot, or the level grade of the roadway, whichever is greater. No Sign shall be erected upon a berm or other artificial/man-made structure designed to increase the height of the Sign or the average ground level surrounding a Sign.
- C. Any sign along Route 80 that exceeds the vertical dimension of 25 feet will require a conditional use approval.

Section 706 - Sign set back and spacing requirements

The following apply to all signs regardless of type or location:

- A. Setback at least fifteen (15') feet from the future road right-of-way for all Signs.

- B. Located no closer than three hundred (300') feet from a R1, R2, or RD Zoning District as measured along the same side of the street.
- C. Shall be erected in conformity with the front, side and rear requirements of the zoning district in which they are located.

Section 707 - Master Sign Plan Requirements

A Master Sign Plan shall be submitted to the Zoning Officer for all non-residential developments, lots, sites or structures of one (1) or more uses that utilize or will utilize five (5) or more Signs requiring a zoning permit. All Signs requiring a zoning permit in a non-residential development, lot, site, structure or use requiring a Master Sign Plan shall comply with the Master Sign Plan. A Master Sign Plan shall be submitted to the Zoning Officer prior to the issuance of a zoning permit for a Sign(s) for each use in a non-residential development, lot, site or structure requiring a Master Sign Plan. A Master Sign Plan shall include the following information:

- A. A site plan of the lot or site clearly and legibly drawn at a scale of one (1) inch being equal to fifty (50) feet or less, showing the location of all existing proposed and future Sign of any type, whether requiring a zoning permit or not, except that incidental Signs need not be shown, and their dimensioned setbacks from the front and nearest side property line.
 - B. Building elevations drawn to scale of each side of the building on which a Sign is located or will be placed showing the Sign dimensions and proportions, location of each existing and proposed Sign on the building, material, color scheme, lettering or graphic style, and lighting, if any.
 - C. Drawings of the planned Signs clearly indicating the dimensions of all Signs including height above finished grade, lettering, logos and other graphics, colors, materials, texture and method of illumination, if any.
 - D. Type and total number of Signs proposed, plus any existing Signs that will remain, and a computation of the maximum total Sign area and the maximum areas for individual Signs compare to the signage allowed.
 - E. The Master Sign Plan may contain other standards and criteria not regulated by the Township as the property owner or developer may require, such as uniform Sign standards.
 - F. Additional submittals or amendments to the Master Sign Plan will be necessary as changes to a Sign(s) in a qualifying non-residential development, lot, site structure or use(s) occur. Any amendments to a Master Sign Plan must be signed and approved by the property owner(s) and Zoning Officer before such amendment will become effective.
 - G. Where a Master Sign Plan is required, no zoning permit shall be issued for a Sign requiring a zoning permit and no Sign shall be erected unless and until a Master Sign Plan, or amendment thereto, for the non-residential development, lot, site, structure or use on which assign will be erected has been submitted to, and approved by, the Zoning Officer.
-

- H. A Master Sign Plan shall be submitted as part of a final land development plan for a non-residential land development, in whole or in part, that is governed by this Article VII with respect to all existing, proposed, or future Signs known at the time of final land development plan submission.

Section 708 - Nonconforming Signs

A. General

1. Any Sign lawfully existing or under construction which does not conform to the provisions herein on the date of enactment of this Ordinance and any Sign which is accessory to a nonconforming use shall be deemed a nonconforming Sign.
2. No nonconforming Sign shall voluntarily be enlarged, extended, structurally reconstructed or altered in any manner unless the enlargement, extension, reconstruction or alteration will result in the elimination of the nonconforming features of the Sign.
3. Normal maintenance of legal nonconforming Signs, including changing of copy, necessary repairs and incidental alterations which do not extend, increase or intensify the nonconforming features of the Sign, are permitted. Nonconforming Signs which are relocated or voluntarily replaced shall comply immediately with all provisions of this Ordinance.

B. Removal

Except as otherwise provided in the Pocono Township Zoning Ordinance, nonconforming Signs may remain, provided that they are maintained in good repair, except for the following:

C. Damage or Destruction of Sign

A nonconforming Sign which is damaged or destroyed may be repaired or restored, provided that the repair or restoration is commenced within sixty (60) days and completed within one hundred twenty (120) days after receipt of written notice from the Zoning Officer that the same must be removed if it is not repaired or restored within one hundred twenty (120) days. The notice shall be sent to the owner of the Sign and/or the person owning or having a beneficial interest in or to the structure or premises on which such Sign is located. The repaired/restored Sign shall not be enlarged, extended nor be nonconforming in any other manner from the Sign which was damaged or destroyed. If the Sign is not repaired/restored within said sixty-day period, the Zoning Officer is hereby authorized to remove or cause the removal of the Sign at the expense of the owner of the Sign and/or the person owning or having a beneficial interest in or to the structure or premises on which such Sign is located.

D. Unauthorized Signs

Any unauthorized Sign, whether existing on or erected after the effective date of this Ordinance, shall be removed within thirty (30) days after receipt of written notice from the Zoning Officer. If the Zoning Officer shall find that any unauthorized Sign has not been removed within thirty (30) days, the Zoning Officer is hereby authorized to petition the

Court to have the Sign removed at the expense of the owner of the Sign and/or person owning or having a beneficial interest in the structure or premises on which such Sign is located.

E. Unsafe Signs

1. If the Township Zoning Officer, or the Township's designee, determines that any Sign is unsafe or insecure or is a danger to the public, he shall give written notice to the owner of the Sign and/or person having a beneficial interest in the structure or premises on which such Sign is located to correct the condition within ten (10) days after receipt of the notice. If such condition is not corrected by the expiration of said ten-day period, the Zoning Officer is hereby authorized to petition the Court to have the Sign removed at the expense of the owner of the Sign and/or person owning or having a beneficial interest in the structure or premises upon which such Sign is located.
2. Notwithstanding the foregoing, the Zoning Officer is authorized to remove or cause to be removed any Sign summarily and without notice, at the expense of the property owner of the property, whenever the Zoning Officer determines that such Sign is an immediate peril to persons or property.

Section 709 - Permits

- A. After the effective date of this Ordinance, all existing Signs, including nonconforming Signs, which are not exempt from the permit requirements of this Ordinance pursuant to Section 708. A, above shall require a Sign permit issued by the Zoning Officer. Permits for such Signs shall be applied for within ninety (90) days after the effective date of this Ordinance. Failure to apply for a permit shall constitute a violation of this Ordinance and shall subject the owner to any penalties or remedies provided or available.
- B. After the effective date of this Ordinance, no permitted Signs shall be erected unless a Sign permit is issued by the Zoning Officer.
- C. No Trespassing," "No Fishing," "No Hunting," "No Dumping," "No Parking," towing and other similar Signs (as set forth in Title 75 of the Pennsylvania Vehicle Code and its regulations and as set forth in Title 18 of the Pennsylvania Crimes Code and its regulations) not exceeding two (2) square feet in Gross Surface Area for each exposed face, nor exceeding an aggregate Gross Surface Area of four (4) square feet do not require a permit.
- D. Permit fees shall not be collected for any Township or State Signs. The Township shall be permitted to utilize Signs to identify Township-sponsored events without a permit.

Signs for which a permit is required shall bear the permit number and name of the permit holder and said information shall be affixed to the Sign in a permanent manner in the lower right-hand corner of each Sign face. Failure to affix and maintain the permit number shall constitute cause for revocation of the permit by the Zoning Officer in addition to any other penalties or remedies provided or available.

- E. Written application for a permit shall be made to the Zoning Officer upon forms prescribed and provided by the Zoning Officer, which shall be signed by the applicant.
- F. In the event that the applicant is not the owner of the property where the Sign is to be located, written consent of the owner of the property will be required prior to the issuance of a Sign permit.
- G. A copy of any required or necessary electrical permit issued for any Sign or a copy of the application therefor.
- H. Real estate tax code number and property identification number (PIN) for the property on which the Sign is to be located.
- I. Such other pertinent information as the Zoning Officer may require to ensure compliance with this Ordinance.
- J. Revocation of Permit
 - 1. No Sign, whether new or existing, shall hereafter be erected or altered, except in conformity with the provisions of this Ordinance. Notwithstanding any provisions contained herein to the contrary, all Signs must be kept clean, neatly painted and free from all hazards, such as but not limited to faulty wiring and loose fastenings and must be maintained at all times in such safe condition so as not to be detrimental to the public health or safety.
 - 2. In the event of a violation of any of the foregoing provisions, except where a different procedure is specified in Section 706 above, the Zoning Officer shall give written notice, by registered mail, specifying the violation, to the named owner of the Sign and the named owner of the property upon which the Sign is erected, sent to the addresses as stated in the application for the Sign permit, to conform or remove the Sign. The Sign shall thereupon be conformed or removed by the owner of the Sign and/or the owner of the property within thirty (30) days from the date of receipt of said notice. In the event any Sign shall not be so conformed or removed within such thirty-day period, the Zoning Officer shall thereupon revoke the permit, and in that event, the Zoning Officer is hereby authorized to remove or cause the Sign to be removed forthwith at the expense of the owner and/or owner of the structure or premises on which such Sign is located. The remedy provided in this section shall be in addition to, but not in limitation of, any other powers and/or remedies available pursuant to the provisions of the Pocono Township Zoning Ordinance and applicable law.

Section 710 - Fees

Fees for Sign permits shall be as determined from time to time by resolution of the Township Commissioners.

Changes to Article I

Section 106 - Survival and Severability

The provisions of this Ordinance are severable and in the event that any provision is held invalid, void, illegal, or unconstitutional by any court, it is the intent of the Board of Commissioners that such determination by the Court shall not affect or render void the remaining provisions of this Ordinance. It is the declared intent of the Board of Commissioners that this Ordinance would have been enacted if any provision subsequently declared to be void, invalid, illegal or unconstitutional had not been included at the time of enactment.

Changes to Article II

Section 202 - Definitions

The following terms, unless otherwise expressly stated, shall have the following meanings throughout the Ordinance:

A-Frame. A movable sign consisting of two faces, connected and hinged at the top.

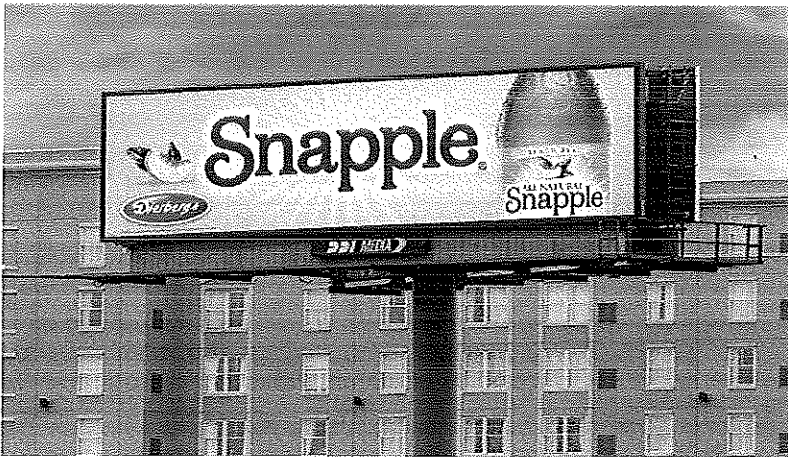


Banner. A strip or piece of cloth on which a Sign is painted, or printed or embossed

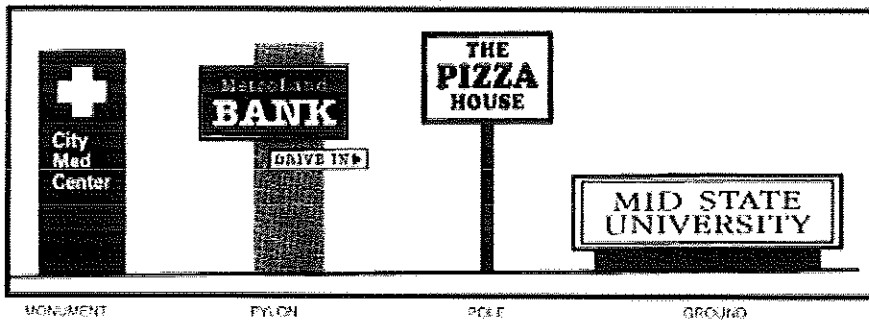
Billboard. A unipole sign that is larger than 50 sq. ft. of Gross Surface Area.

Copy. The words, letters, numbers, figures, designs, or other symbolic representations incorporated into a Sign.

Electronic Message Sign. An electronic Sign, typically comprising a liquid crystal diode (LCD), light-emitting diode (LED), plasma, or other digital illuminated display that contains one or more messages. An Electronic Message Sign is different from an illuminated Sign in that the illumination of the display creates the message, rather than an internal or external light source illuminating the message.



Freestanding Sign. A permanent Sign that is self-supporting in a fixed location and not attached to a building. A Freestanding Sign can be connected or attached to a Sign structure, fence, or wall that is not an integral part of a building. Freestanding Signs include, but are not limited to, monument signs, Pole Signs, or pylon Signs.

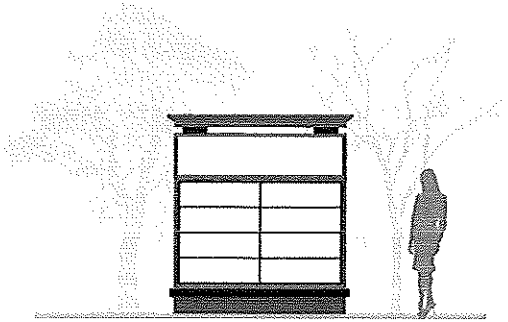


Gross Surface Area. The entire area within a single continuous perimeter enclosing the extreme limits of such Sign. However, such perimeter shall not include any structural or framing elements lying outside the limits of such Sign.

Human Sign. A Sign held by or attached to a human for the purposes of advertising or otherwise drawing attention to an individual, business, commodity, service or product. This includes a person dressed in costume for the purpose of advertising or drawing attention to an individual, business, commodity, service or product.

Illuminated Sign. A Sign with an artificial light source incorporated internally or externally for the purpose of illuminating the Sign; includes Signs made from neon or other gas tube(s) that are bent to form letters, symbols, or other shapes. An illuminated Sign excludes Electronic Message Signs, which are separately defined.

Monument Sign. A Freestanding Sign that is detached from a building and having a support structure that is a solid-appearing base constructed of a permanent material, such as concrete block or brick.



Nonconforming Sign. A Sign lawfully erected that does not comply with the provisions of this Ordinance.

Pennants. A flag or Banner longer in the fly than in the hoist; *especially* one that tapers to a point designed to move in the wind.

Permanent Sign. A Sign that is entirely constructed out of durable materials, is fixed in place, and is intended to exist for more than one-hundred twenty (120) days.

Secondary Signs. An additional Sign permitted for Regional Impact Developments and Institutional Campuses.

Sign. Any identification, description, illustration, advertisement or device, illuminated or non-illuminated, which is visible to the general public and directs attention to a product, service, place, activity, person, institution, business or solicitation, including any permanently installed or situated merchandise or any emblem, painting or plaque designed to advertise, identify or convey information. Except as otherwise provided in this Article VII, a Sign shall include the structural and framing elements which do not form an integral part of the display.

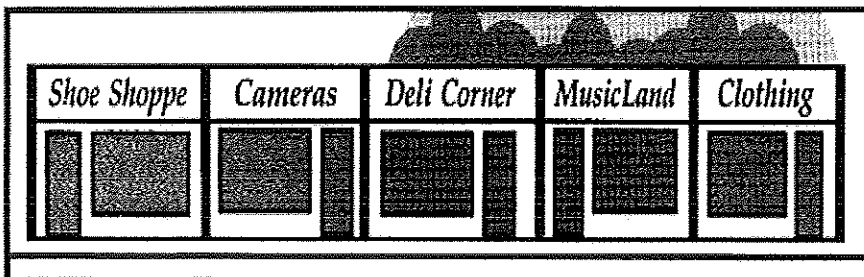
Sign Plaza. Signs consolidated and confined within a single frame or as a combination of Sign panels.

Sign Face. That area or portion of a Sign on which Copy is intended to be placed.

Spinners. A device designed to spin to catch ones attention with movement and or Copy.

Temporary Sign. A structure or device used for the public display of visual messages or images, which is easily installed with or without common hand tools and which is not intended or suitable for long-term or permanent display, due to lightweight or flimsy construction materials.

Wall Sign. A Sign attached to or erected against the wall of a building or structure with the exposed face of the Sign parallel to the plane of such wall.



Window Sign. Any Sign, picture, letter, character, or combination thereof, designed to communicate information placed upon and/or inside and/or within three feet (3') of a window for the purpose of being visible from the exterior of the window.

Changes to Article IX

Section 902.C

"Section 902.C is hereby deleted in its entirety and the subsequent subsections shall be re-numbered accordingly."

Changes to Use Schedule

All Billboards are CU only

