

**WASHINGTON TERRACE CITY  
ORDINANCE 14-02**

**CAMPAIGN SIGN AMENDMENTS**

**AN ORDINANCE AMENDING CHAPTER 17.56 OF THE MUNICIPAL CODE  
RELATING TO CAMPAIGN SIGNS; ADOPTING TIME, PLACE, AND  
MANNER RESTRICTIONS; MAKING TECHNICAL CHANGES;  
SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Washington Terrace City (hereafter referred to as “City”) is a municipal corporation, duly organized and existing under the laws of the State of Utah;

**WHEREAS**, *Utah Code Annotated* §§ 10-8-84 and 10-8-60 authorizes the City to exercise certain police powers and nuisance abatement powers, including but not limited to providing for safety and preservation of health, promotion of prosperity, improve community well-being, peace and good order for the inhabitants of the City;

**WHEREAS**, Title 10, Chapter 9a, of the *Utah Code Annotated*, 1953, as amended, enables the City to regulate land use and development;

**WHEREAS**, the City Council desires to adopt time, place, and manner restrictions for certain signs;

**WHEREAS**, after publication of the required notice, the Planning Commission held its public hearing on January 30, 2014, to take public comment on this Ordinance, and subsequently gave its recommendation to deny this Ordinance;

**WHEREAS**, the City Council received the recommendation from the Planning Commission and held its public meeting on February 4, 2014, and desires to act on this Ordinance;

**NOW, THEREFORE**, be it ordained by the City Council of Washington Terrace City as follows:

**Section 1: Repealer.** Any word other, sentence, paragraph, or phrase inconsistent with this Ordinance is hereby repealed and any reference thereto is hereby vacated.

**Section 2: Amendment.** Section 17.56.005 entitled “Definitions” is hereby amended to read as provided herein, Section 17.56.165 entitled “Political signs” is hereby adopted, and Section 17.56.170 entitled “Exempt signs” is hereby amended to read as follows:

**17.56.005. Definitions.**

The following definitions shall be observed and applied:

14. “Campaign sign” means a sign soliciting support for a person running for public office or a sign defending or objecting to a ballot issue or proposal being placed before the public at an election.
48. “Political sign” or “campaign sign” means a sign soliciting support for a person running for public office or a sign defending or objecting to an issue or proposal being placed before the public that

contains political speech that is protected by the 1<sup>st</sup> Amendment of the United States Constitution or the equivalent protection in the state constitution.

**17.56.165. Campaign signs.**

Campaign signs are subject to time, place, and manner restrictions and shall not be erected to detrimentally interfere with traffic, public health, safety, or welfare. Campaign signs shall be erected no sooner than thirty (30) calendar days prior to any primary election or prior to a general election and shall be removed within five (5) calendar days after any said election. Nothing in this section shall be construed to authorize the erection of any campaign sign on public property, or on the property of another without their consent.

**17.56.170. Exempt signs.**

1. ~~Political and or campaign signs.~~ Any sign that is primarily political in nature ~~or used for campaign purposes~~ is exempt from this Chapter, so long as such sign is not erected to detrimentally interfere with traffic, public health, safety, or welfare. Nothing in this section shall be construed to authorize the erection of ~~any political or campaign signs~~ sign on public property, or on the property of another without their consent. The exemption in this part does not extend to signs that may be construed to communicate “commercial speech” as defined by a court of jurisdiction.
2. Traffic control devices. Placement and governance of any “traffic control device” as defined by the *Manual on Uniform Traffic Control Devices* or related sign erected by the city ~~are only applicable where expressly specified in the municipal code~~ is exempt from this Chapter.

**Section 3: Severability.** If a court of competent jurisdiction determines that any part of this Ordinance is unconstitutional or invalid, then such portion of this Ordinance, or specific application of this Ordinance, shall be severed from the remainder, which remainder shall continue in full force and effect.

**Section 4: Effective date.** This Ordinance shall be effective immediately upon posting or publication after final passage.

ADOPTED AND APPROVED on this 4 day of February, 2014.