UNION CITY BOROUGH
ERIE COUNTY, PENNSYLVANIA

ORDINANCE NO. 1166

AN ORDINANCE OF UNION CITY BOROUGH AMENDING BOROUGH ORDINANCE NO. 1118, AS AMENDED, GENERALLY KNOWN AS THE ZONING ORDINANCE, AMENDING SECTION 903, PERTAINING TO GENERAL SIGN REGULATIONS, TO PERMIT ELECTRONIC MESSAGE CENTER AND/OR ELECTRONIC DISPLAY SIGNS IN ALL ZONING DISTRICTS; PROVIDING FOR A REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, on or about May 22, 2018, the Borough Council of the Union City Borough (the "Borough") adopted Ordinance No. 1118, as has been amended colloquially known as the Union City Borough Zoning Ordinance (the "Zoning Ordinance"); and

WHEREAS, The Zoning Ordinance expressly provides that the purposes and community development objectives advanced by the Zoning Ordinance include, among other items, guiding commercial development in such a way so as to maintain and protect existing commercial uses while also encouraging development of integrated and cohesive suburban development; and

WHEREAS, the Borough Council has determined that permitting electronic message centers and/or electronic display signs within all Zoning Districts as a special exception will serve to promote commercial development while at the same time preserving residential and suburban development that authorization of the same is in the best interests of the property owners, citizens and residents of the Borough.

NOW THEREFORE, this 20th day of November, 2023, be it enacted and ordained by the Borough Council of the Union City Borough, Erie County, Pennsylvania, as follows:

1. Recitals. The recitals set forth above are incorporated herein as if more fully set forth.

2. Amendment of Section 903. That subsection G of section 903 of the Zoning Ordinance, entitled "General Regulations" regarding the regulation of Signs within the Borough, be amended through the deletion of those terms struck out and inclusion of the underlined terms as follows:

903 General Requirements.

...

G. Electronic message center and/or electronic display signs are permitted by special exception in ~~RLB, C-1, C-2 and I-1~~ all Zoning Districts. ~~Electronic message center and/or electronic display signs are not permitted in R-1 and R-2 Districts~~.

14. Repealer. Any Ordinances, rules, or resolutions, or parts of Ordinances in conflict herewith, are hereby repealed.

15. Severability. The provisions of this Ordinance are severable. If any sentence clause, section, or part of this Ordinance is for any reason found to be unconstitutional, illegal, or invalid, such unconstitutionality, illegality, or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared as the intent of the Borough Council that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, section or part thereof not been included herein.

16. Effective Date. This Ordinance shall become effective immediately upon its proper execution by the Borough Mayor or as otherwise authorized by law.

DULY ENACTED AND ORDAINED this 20th day of November, 2023, by the Borough Council of the Union City Borough, Erie County, Pennsylvania, in lawful session duly assembled.

ATTEST:

Cindy Wells, Secretary

Riley Cross, President

APPROVED

Natalie Wilmoth, Mayor

I certify that the above is a true copy of the Union City Borough, Erie County, Pennsylvania, Ordinance No. 1166, adopted by the Union City Borough Council on November 20th, 2023, and advertised in the Corry Journal on November 10th, 2023, and November 17th, 2023.

Cindy Wells, Secretary

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