

MUNICIPALITY OF MONROEVILLE
ALLEGHENY COUNTY, PENNSYLVANIA

ORDINANCE NO. 2145

AN ORDINANCE OF THE MUNICIPALITY OF MONROEVILLE
AMENDING ORDINANCE NO. 1443, ORDINANCE NO. 1760,
ORDINANCE NO. 1893 AND ORDINANCE NO. 2116
PROHIBITING THE USE OF SIGNS ON PUBLIC PROPERTY

WHEREAS, Council for the Municipality of Monroeville has deemed that, with certain exceptions as set forth herein, it is in the health, safety and general welfare that the placement of signs on public property and along public rights-of-way should be banned; and

WHEREAS, the Municipality of Monroeville has deemed that said signs create a traffic hazard along the public property and public rights-of-way; and

WHEREAS, to preserve the order and cleanliness and to avoid the appearance of clutter in the Municipality; and

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Council of the MUNICIPALITY OF MONROEVILLE as follows:

1. GENERAL PROHIBITION

A. In the consideration of the public safety concerns heretofore cited

in the recital and to preserve the order and cleanliness of the Municipal rights of way and public property; and to avoid the appearance of clutter; to protect property values; to avoid litter and growth of weeds around signs; to reduce traffic hazards caused by distraction to motorists and the impairment of sight lines; to ensure that the Municipality remains an attractive place to live and work; the Municipality hereby prohibits all signs in the public right-of-way or on medical barriers, telephone poles or pillars and trees, or any other structure located within the public rights-of-way anywhere within the territorial limits of the Municipality of Monroeville;

- B. No person, firm, corporation, association, their employees or agents shall nail, tack, glue, hang or otherwise affix or locate any sign, poster, and/or banner within or on public property or within public rights-of-way in the Municipality of Monroeville.

2. EXCEPTIONS:

The following signs shall be excepted from the prohibition as set forth in Paragraph 1 General Prohibition hereinabove:

- A. Directional or warning signs and official signs or notices, danger and precautionary signs that relate to the premises; and signs

where notices of railroad, other transportation, or communication company that are necessary for the direction, information or safety of the public;

- B. Signs advertising the sale or lease of the real property on which they are located;
- C. Signs advertising activities conducted on the premises;
- D. Signs that the State or other agency of the State has approved for presentation on school bus waiting shelters;
- E. Signs directing people to local towns, historical sites or attractions;

3. REMOVAL:

Any person, firm, corporation, association, or its employees or agents who affixed or placed a banned sign on public property or within the public rights-of-way shall remove the same within a period of twenty-four (24) hours of being notified by the Municipality of Monroeville. The Municipality reserves the right to remove and may remove any and all such signs, posters, banners or bumper stickers at any time from the public property and the public rights-of-way without notice. The reasonable cost of removal of the same by the Municipality may be billed and assessed to the person, firm, corporation, association who affixed or

otherwise located said sign, poster, banner or bumper sticker within the public property or public rights-of-way.

4. NONPAYMENT FOR REMOVAL

If after three (3) days notice, said person, firm, corporation, or association does not reimburse the Municipality for the expenses of the removal of said signs, posters, banners or bumper stickers, after demand for payment by the Municipality, then the Solicitor of the Municipality of Monroeville is hereby authorized to initiate suit in the name of the Municipality of Monroeville to collect said cost in the manner provided by law.

5. PENALTIES

Any person, firm, employee, corporation, association, who shall violate or shall fail, neglect or refuse to comply with any provision of this Part, shall, upon conviction thereof, be sentenced to pay a fine of not more than Six Hundred Dollars and 00/100 (\$600.00), plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed thirty (30) days. Provided, however, that each sign and each day of violation shall constitute a separate offense.

6. SEVERABILITY:

In the event that there is a successful challenge to the constitutionality

of this Ordinance, it is the intent of the Municipality that the offending words be separated from the constitutional portions of the Ordinance. The Municipality understands that in separating the unconstitutional provisions from the constitutional provisions, the Court will be further restricting the placement of signs, and it is the Municipality of Monroeville's specific preference that the Court take such steps to sever the offending provisions.

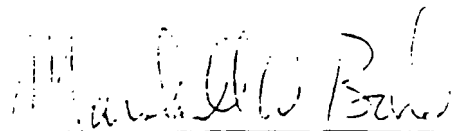
7. AFFIRMATION AND REPEALER:

Ordinance No. 1443, 1760, 1893 and 2116 are affirmed by this Ordinance to the extent they do not conflict with the terms and conditions of this Ordinance. Any Ordinance or part of any Ordinance in conflict herewith is repealed.

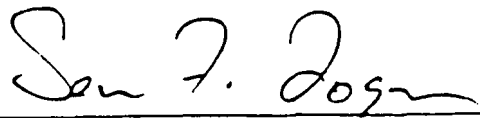
ORDAINED AND ENACTED into law this 13th day of June, 2000.

ATTEST:

THE MUNICIPALITY OF MONROEVILLE



Marshall Bond, Manager
Municipality of Monroeville



Sean Logan, Mayor
Municipality of Monroeville

ENTERED INTO LEGAL BOOK ON: June 23, 2000