

**BOROUGH OF ALBURTIS  
LEHIGH COUNTY, PENNSYLVANIA**

Ordinance No. 386

(Duly Adopted March 14, 2001)

AN ORDINANCE AMENDING THE BOROUGH OF ALBURTIS ZONING ORDINANCE BY PERMITTING FREESTANDING SIGNS IN COMMERCIAL AND LIGHT-INDUSTRIAL ZONING DISTRICTS WHICH HAVE PORTIONS LESS THAN TEN (10) FEET ABOVE THE GROUND, PERMITTING ONE SIGN FOR EACH STREET WHICH ABUTS THE LOT ON WHICH THE SIGN IS LOCATED, AND PERMITTING ADDITIONAL INFORMATIONAL SIGNS AS A CONDITIONAL USE.

**WHEREAS**, the Borough of Alburtis is empowered to enact, amend, and repeal zoning ordinances under Article VI of the Pennsylvania Municipalities Planning Code, 53 PA. STAT. ANN. § 10601 *et seq.*; and

**WHEREAS**, Borough Council has enacted a zoning ordinance, which has been codified as Chapter 137 of the Code of the Borough of Alburtis (1981), as amended; and

**WHEREAS**, Borough Council desires to amend the provisions of the Zoning Ordinance in order to revise the requirements for freestanding signs in commercial and light-industrial zoning districts as provided below; and

**WHEREAS**, on February 3, 2001, more than thirty (30) days prior to the date of the enactment of this Ordinance, the Borough submitted a copy of this Ordinance to the Alburtis Planning Commission and the Lehigh Valley Planning Commission, to provide them with an opportunity to submit recommendations, in accordance with the provisions of 53 PA. STAT. ANN. § 10609(c) and (e); and

**WHEREAS**, the Alburtis Planning Commission did not have a quorum at its scheduled February meeting, and did not meet since February 3, 2001; and

**WHEREAS**, the Lehigh Valley Planning Commission voted at its meeting on February 20, 2001 to offer no comment on this Ordinance; and

**WHEREAS**, on February 28, 2001 and March 7, 2001, the Borough published a public notice in the *East Penn Press*, a newspaper of general circulation in the Borough of Alburdis, of its intention to conduct a hearing on this Ordinance on March 14, 2001 at 7:00 P.M. in the Borough Hall, 260 Franklin Street, Alburdis, Pennsylvania, and to consider the adoption of this Ordinance thereafter. The notice stated the particular nature of the matter to be considered at the hearing, as provided in the title of this Ordinance; and

**WHEREAS**, immediately prior to the vote of Borough Council enacting this Ordinance, Borough Council conducted a hearing on this Ordinance, pursuant to 53 PA. STAT. ANN. § 10609(b), and did not substantially change or revise this Ordinance as a result of the hearing or the comments of the Alburdis Planning Commission or the Lehigh Valley Planning Commission;

**NOW, THEREFORE**, be it **ORDAINED** and **ENACTED** by the Borough Council of the Borough of Alburdis, Lehigh County, Pennsylvania, as follows :

**SECTION 1.** Section 137-90(B) of Chapter 137 of the Code of the Borough of Alburdis (relating to Zoning Ordinance—Sign Regulations—Signs Permitted in Commercial Districts—Freestanding Signs) shall be amended as follows (with deletions indicated in ~~strike-outs~~ and insertions indicated by double underlining):

### **Article XV — Sign Regulations**

\* \* \*

#### **§ 137-90 Signs permitted in commercial districts.**

\* \* \*

##### **B. Freestanding signs.**

(1) ~~Such signs shall be limited to one (1), except for each separate and distinct business establishment.~~ Except as otherwise pro-

vided in this subsection (B), only one (1) freestanding sign shall be permitted on a lot for each street which abuts the lot. The sign permitted for a given street shall be located in the yard which abuts that street and be directed towards persons using that street.

(2) No portion of any such sign shall be ~~less than ten (10) nor~~ more than thirty-five (35) feet above the ground.

(3) The area of any face of a freestanding sign, except such signs as described below, shall not exceed one (1) square foot for each two (2) feet of lineal lot frontage or seventy-five (75) square feet, whichever is smaller.

(4) No sign shall be located beyond the rear wall of the main building when the rear property line upon which it is situated abuts a residential district, except signs that convey information such as parking, entrances, and traffic flow directions. The area on one (1) side of any such sign shall not exceed eight (8) square feet.

(5) In the case of a group of business uses held in single and separate ownership, a single freestanding sign, including individual signs identifying different establishments, may be erected on a common backing, provided that the total area of one (1) side of the sign does not exceed seventy-five (75) square feet and that any individual sign does not exceed four (4) square feet. The structural backing for all such signs shall be uniform, and no sign may extend, in any direction, beyond the outside edge of the backing. No portion of any such backing shall be ~~less than ten (10) feet nor~~ more than thirty-five (35) feet above the ground nor be placed or extend within any existing or future road right-of-way.

(6) In addition to the signs described above, signs that convey information such as parking, entrances, and traffic flow directions shall be permitted if approved by Council as a conditional use.

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**SECTION 2.** The Secretary of the Borough shall send a certified copy of this Ordinance to the Lehigh Valley Planning Commission within thirty (30) days after the date of enactment, as required by 53 PA. STAT. ANN. § 10609(g).

**DULY ORDAINED** and **ENACTED** by the Borough Council of the Borough of Al-  
burtis, this 14<sup>th</sup> day of March, 2001, in lawful session duly assembled.

BOROUGH COUNCIL  
BOROUGH OF ALBURTIS

\_\_\_\_\_  
Steven R. Hill, President

Attest:

\_\_\_\_\_  
, Acting Secretary

**AND NOW**, this 14<sup>th</sup> day of March, 2001, the above Ordinance is hereby  
APPROVED.

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Ronald J. DeIaco, Mayor