

ORDINANCE NO. 30-14

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING SECTION 166-139. ENTITLED "REQUIRED PERMITS AND APPROVALS." AND SECTION 166-141. ENTITLED "REGULATIONS APPLICABLE IN ALL ZONES" UNDER ARTICLE XX ENTITLED "SIGNS" AS SET FORTH IN CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION WITH THE INCLUSION OF NEW REGULATIONS PERTAINING TO COMMERCIAL SIGNS ON PUBLIC LANDS IN THE TOWNSHIP OF HANOVER

WHEREAS, signs on public lands can contribute to visual blight and litter; and

WHEREAS, signs on public lands can also contribute to safety concerns as they may create a distraction to motorists and impair visibility to motorists and pedestrians; and

WHEREAS, such signage detracts from the overall aesthetic character of the Township; and

WHEREAS, for the above stated reasons, the Township Committee believes that it is in the public interest to regulate signage on public property.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Hanover, in the County of Morris and State of New Jersey, as follows:

Section 1. Section 166-139. Entitled "Required Permits and Approvals." Under Article XX entitled "Signs" set forth in Chapter 166 of the Code of the Township entitled Land Use and Development Legislation is hereby amended to read as follows:

§166-139 Required permits and approvals.

No sign shall be constructed or displayed unless a permit shall have first been obtained from the Zoning Officer, unless specifically exempted by this Chapter. No permanent freestanding sign shall be permitted until a site plan showing the location and size of the proposed freestanding sign is approved by the Planning Board, except that freestanding residential nameplates permitted in §166-142 are exempted from the requirement of site plan approval.

Section 2. Section 166-141. Entitled "Regulations Applicable In All Zones." Under Article XX entitled "Signs set forth in Chapter 166 of the Code of the Township entitled Land Use and Development Legislation is hereby amended and supplemented by adding and inserting a new Subsection O, to read as follows:

- O. Commercial signs on public property. Commercial signs shall be prohibited on public property within the Township, except for temporary commercial signs placed in accordance with the following requirements:
- (1) For purposes of this subsection, “commercial sign” refers to a sign that identifies or advertises a for-profit business or event, or any product, service, location or transaction pertaining to such business or event.
 - (2) Such signs shall be located only within the right-of-way of public streets and not on other public property
 - (3) Such signs shall be erected and displayed for one day only, between sunrise and sunset. No subsequent commercial sign advertising or identifying the same or equivalent business, event, product, service, location or transaction shall be permitted to be erected or displayed within seven (7) days of the prior display of such sign.
 - (4) The area of such signs shall not exceed six (6) square feet.
 - (5) Signs shall be prohibited on the paved area of roadways or walkways, and shall not be permitted to encroach within the space above such areas.
 - (6) If more than one sign pertaining to the same or equivalent business, event, product, service, location or transaction is placed on the same day, such signs shall be separated by a horizontal distance of at least 100 feet.
 - (7) The following signs and sign placement shall be prohibited:
 - (a) Balloons and other inflatable devices, streamers, flags and pennants.
 - (b) “Snipe signs,” including any signs attached to trees, utility pole, light poles, fences, traffic signs or other structures that are not designed to function solely as a support for the sign.
 - (c) Signs painted or attached to any motor vehicle or other vehicle or equipment advertising a business, service, event or property, when such signs are except for such signs that are painted on or affixed to a motor vehicle registered as a commercial vehicle, when such sign is used to identify the business for which the vehicle is registered.
 - (d) Signs that move, rotate or use flashing lights, or that utilize mechanically changing displays.
 - (8) Such signs shall comply with the requirements of §166-141B.
 - (9) Such signs shall be exempt from the requirement to obtain a permit

Section 3. All ordinances of the Township of Hanover which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

Section 4. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

Section 5. This Ordinance shall take effect in accordance with law.

TOWNSHIP COMMITTEE
TOWNSHIP OF HANOVER
COUNTY OF MORRIS
STATE OF NEW JERSEY

DATE OF INTRODUCTION: June 12, 2014

DATE OF ADOPTION: July 10, 2014

NOTICE OF INTRODUCTION

NOTICE IS HEREBY GIVEN, that the foregoing Ordinance was submitted in writing at a meeting of the Township Committee of the Township of Hanover, in the County of Morris and State of New Jersey, held on the 12TH day of June, 2014, introduced and ready by title and passed on first reading and the Governing Body will further consider the same for second reading and final passage thereof at a meeting to be held on the 10th day of July, 2014, at 8:30 o'clock in the evening prevailing time, at the Municipal Building, 1000 Route 10 in Whippany, in said Township of Hanover, at which time and place a public hearing will be held thereon by the Governing Body and all persons and citizens in interest shall have an opportunity to be heard concerning same.

JOSEPH A. GIORGIO, TOWNSHIP CLERK
TOWNSHIP OF HANOVER
COUNTY OF MORRIS
STATE OF NEW JERSEY

DATED: June 19, 2014