

ORDINANCE NO. 304

**AN ORDINANCE OF THE TOWNSHIP OF EAST  
LAMPETER, LANCASTER COUNTY, PENNSYLVANIA,  
AMENDING THE ZONING ORDINANCE PROVISIONS  
RELATIVE TO BILLBOARDS MAKING USE OF DIGITAL  
TECHNOLOGY**

WHEREAS, East Lampeter Township has duly adopted and does maintain a zoning ordinance entitled East Lampeter Township Zoning Ordinance of 1990 (the "Zoning Ordinance"); and

WHEREAS, the Pennsylvania Municipalities Planning Code ("MPC") authorizes municipalities to amend their respective zoning ordinances; and

WHEREAS, the Board of Supervisors recognizes that the technology involving billboards has evolved with respect to the use of digital technology utilizing light emitting diodes or similar illumination devices in order to permit changing messages; and

WHEREAS, the Board of Supervisors desires to permit the use of such technology provided that the potential distraction to motorists and impact on neighboring property owners and other people in the vicinity of the signs is minimized so as to avoid any objectionable light trespass.

NOW THEREFORE, be it ordained that the East Lampeter Township Board of Supervisors does hereby approve and adopt the following amendments to the Zoning Ordinance.

**SECTION 1.** Subsection 24 of Section 1604 (relating to animated, sequential, intermittent, flashing, rotating or oscillating signs) is amended to provide as follows:

"24. Except for time and temperature signs and except for billboards using digital technology meeting the standards hereafter set forth, no animated, sequential, intermittent, flashing, rotating or oscillating signs shall be permitted."

**SECTION 2.** Table 1 set forth in Section 1605 (Regulations for Permanent Signs) is amended with respect to Billboards as follows:

KIND OF SIGN	MAXIMUM PERMITTED NUMBER	MAXIMUM PERMITTED AREA	MAXIMUM PERMITTED HEIGHT FOR FREESTANDING SIGNS	MINIMUM REQUIRED SETBACK FROM STREET RIGHT-OF-WAY FOR FREESTANDING SIGNS	OTHER REQUIREMENTS	PERMIT REQUIRED
BILLBOARD (ALLOWED ONLY IN INDUSTRIAL (I) AND BUSINESS PARK (BP) DISTRICTS)	See "Other Requirements"	300 sq. ft. per surface, whether or not messages are the same	25 ft.	30 ft.	No more than 1 billboard structure at any point, it may have 2 surfaces with total of 2 messages, as long as surfaces are back-to-back or at angle of $\leq 45^\circ$ . Must have setback of 15' or the minimum building setback line, whichever is greater, from property lines other than street. Each billboard structure must be at 1200' from any other and at least 300' from any residential, rural, agricultural, or open space zoning district. Refer to lighting requirements. Billboard may make use of digital technology using light emitting diodes or equivalent technology as set forth in Note 4.	Yes

Notes:

4. Billboards installed and operated with digital technology using light emitting diodes or equivalent technology to change messages shall be subject to the requirements in the table in addition to the following:

- a. Messages may change no more frequently than every 10 seconds.
- b. No change may involve simulated or actual movement, animation, fading, dissolving, flashing, oscillating or rotating.
- c. Light emitted from the billboard may not exceed 0.3 foot candles above ambient light conditions.
- d. Each such billboard must have a dimmer switch or controls which operate automatically to adjust brightness to the ambient light conditions in order to avoid exceeding the maximum brightness set forth above; and
- e. The billboard illumination must otherwise meet the accepted practices established from time to time by the Illuminating Engineering Society of North America or equivalent organization.

**SECTION 3.** Repealer: All ordinances, resolutions or parts of ordinances or resolutions are hereby repealed to the extent that they are inconsistent with this ordinance. All other portions of the Zoning Ordinance, however, are hereby ratified and confirmed.

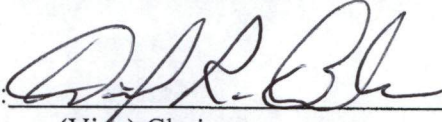
**SECTION 4.** Validity: If any Section or part of a Section of this Ordinance shall be declared invalid, such invalidity shall not affect the remaining parts or Sections of this Ordinance. It is hereby declared to be the legislative intent that this Ordinance would have been enacted if such invalid Section or portion thereof had not been included therein.



**SECTION 5.** Effective Date: This Ordinance shall become effective five (5) days after its adoption by the Board of Supervisors of East Lampeter Township.

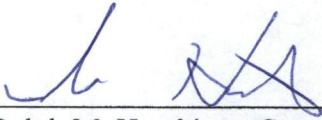
ORDAINED AND ENACTED this 13<sup>th</sup> day of May, 2014.

BOARD OF SUPERVISORS OF THE  
TOWNSHIP OF EAST LAMPETER

By:   
(Vice) Chairman

00720322.02 / (41005.579)

I, Ralph M. Hutchison, Secretary of the Board of Supervisors of East Lampeter Township, Lancaster County, Pennsylvania, hereby certify that the foregoing is a true and correct copy of an Ordinance duly adopted at a legally constituted meeting of the Board of Supervisors of East Lampeter Township held on May 13, 2014, at which meeting a quorum was present and voted in favor thereof.

  
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Ralph M. Hutchison, Secretary