



ORDINANCE

UPDATING THE ORDINANCE ON OTHER SIGNS IN STREET RIGHTS-OF-WAY

CITY OF NASHUA

In the Year Two Thousand and Fifteen

The City of Nashua ordains that that Part II “General Legislation”, Chapter 320 “Vehicles and Traffic”, Article III “Stop and Yield Intersections”, Section 320-9 “Other signs in street rights-of-way” of the Nashua Revised Ordinances, as amended, be hereby further amended by deleting the struck-through language and adding the following new underlined language:

“§ 320-9. Other signs in street rights-of-way.

The following procedures shall be followed for the installation of all signs in City street rights-of-way which are requested by any nongovernmental agencies, organizations or private enterprises:

- A. Requests for the installation of signs shall be made, in writing, to the Board of Aldermen, and shall be referred to the Aldermanic Traffic-Infrastructure Committee. Requests shall include written and pictorial descriptions of the proposed signs, the locations where they are proposed to be erected, and their purpose or intended function.
- B. Upon receipt of such request, the Traffic-Infrastructure Committee shall invite the person making the request to attend its committee meeting to discuss the proposal. The Committee-Board shall also refer the request to the Traffic Department of the Public Works Division for review and comment on the locations of the proposed signs.
- C. Once the sign locations have been reviewed and the person requesting the signs has been consulted, the Traffic-Infrastructure Committee will forward their recommendation to the full Board of Aldermen to ~~may~~ grant, grant with modifications or deny the request. In reviewing a sign request, the Traffic Committee-Board shall take into consideration whether the applicant is for a for profit or nonprofit organization, the size, shape and information displayed on the sign, its location, and the character of the areas in which the signs will be located. Permissible signs shall only include those intended for directional or informational purposes. In no instance shall advertising or proprietary names be used on such signs. Notice of final Board action on a request shall be forwarded

to the person making the request, the City Clerk and the ~~Traffic Department~~
Public Works Division.

- D. If the requested signs are approved, the person making the request shall consult with the ~~Traffic Department~~ Public Works Division as to suitable methods of installation. The ~~Traffic Department~~ Public Works Division shall inspect the signs once they are installed to ensure their proper location and method of installation.
- E. The ~~Traffic Department~~ Public Works Division and the City Clerk shall maintain a file of all approved sign requests.
- F. Any request which is granted may be revoked by a vote of the ~~Traffic Committee~~ Board of Aldermen, which shall give 30 days' written notice to the person who requested the signs. If that party does not remove the signs within the specified time period, the ~~Traffic Committee~~ Board shall authorize their removal by the Public Works Division.
- G. Any sign installed in a City street right-of-way according to the procedures outlined in this chapter shall not be subject to the provisions of the Zoning Ordinance.
- H. All existing signs in any public way within the City which fall under the conditions of this section shall be removed by the sign owner within one year after passage of this chapter, unless a sign permit is obtained in accordance with this section. Failure to comply with this subsection shall constitute sufficient grounds for the ~~Traffic Committee~~ Board of Aldermen to order removal of such nonconforming signs by the Public Works Division as may remain in public ways one year after passage of this chapter.
- I. Any sign installed in a City street right-of-way without having obtained the approvals required in this section may be removed by the Public Works Division at the direction of the ~~Traffic Committee~~ Board of Aldermen.”

All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

This legislation shall take effect following its passage.

LEGISLATIVE YEAR 2015

ORDINANCE: O-15-047

PURPOSE: Updating the ordinance on other signs in street rights-of-way

ENDORSERS: Alderman-at-Large David W. Deane

**COMMITTEE
ASSIGNMENT:**

FISCAL NOTE: None.

ANALYSIS

This ordinance replaces the name of the Traffic Committee and the Traffic Department, which no longer exist. It also clarifies the role of the Infrastructure Committee and the full Board of Aldermen.

This legislation should be referred to the Board of Public Works.

Approved as to form: Office of Corporation Counsel

By: Dowling Clarke

Date: March 23, 2015



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- B. Upon receipt of such request, the Traffic appropriate aldermanic Committee shall invite the person making the request to attend its committee meeting to discuss the proposal. The Committee Board shall also refer the request to the Traffic Department of the Public Works Division for review and comment on the locations of the proposed signs.
- C. Once the sign locations have been reviewed and the person requesting the signs has been consulted, the Traffic appropriate aldermanic Committee will forward their recommendation to the full Board of Aldermen to may grant, grant with modifications or deny the request. In reviewing a sign request, the Traffic Committee Board shall take into consideration whether the applicant is for a for profit or nonprofit organization, the size, shape and information displayed on the sign, its location, and the character of the areas in which the signs will be located. Permissible signs shall only include those intended for directional or informational purposes. In no instance shall advertising or proprietary names be

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