

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

- County
- City of Delaware
- Town
- Village

Local Law No. 4 of the year 20 06

A local law to amend the Zoning Law of the Town of Delaware.
(Insert Title)

Be it enacted by the Town Board of the
(Name of Legislative Body)

- County
- City of Delaware as follows: _____
- Town
- Village

(If additional space is needed, attach pages the same size as this sheet, and number each.)

SECTION I
Amendment of Town of Delaware Zoning Law

The Zoning Law of the Town of Delaware is hereby amended as follows:

A. Amendment of Section 202

Section 202 of the Zoning Law of the Town of Delaware is hereby amended by replacing the definition of "Recreational Facility, Tourist" with a new definition, to read as follows:

"Recreational Facility, Tourist: A recreational facility designed to provide overnight accommodations in permanently constructed buildings in combination with a variety of generally active recreational opportunities such as hiking, horseback riding, ball games and swimming; including summer camps for youth; including restaurants and specialty shops used primarily for guests of the facility; and excluding campgrounds or RV parks."

B. Amendment of Section 613.5

Section 613.5 of the Zoning Law of the Town of Delaware is hereby amended by replacing the existing provisions with new provisions, to read as follows:

"613.5 Clearcutting Timber for Forest Products

Clearcutting of timber in the DR, CAL-B-1, and CAL-R-1 Districts in excess of one (1) acre in size, which shall include the cumulative cutting of smaller plots as part of the cutting of a single tract or combination of tracts, shall be considered Special Uses to assure impacts on soil, water, vegetation and wildlife resources are minimized. The following standards shall apply, in addition to all other applicable regulations of this Zoning Law:

A. Plan - The applicant shall provide a timber harvesting plan prepared by a professional forester.

B. E & S Control - A soil erosion and sedimentation control plan meeting the requirements of the County Soil and Water Conservation District shall be implemented on the site.

C. Stream Buffer - Timber harvesting in that area within fifty (50) feet of the normal high water mark of the Delaware River or any stream, shall be of the selective cut method only and not less than fifty percent (50%) of the overhead canopy shall be maintained.

D. Building Sites - Where building construction is intended or new lots are being created, the site plan shall designate a specified building envelope within which all construction, including driveways and clearing for other purposes such as lawns shall take place. The Planning Board shall approve, approve with

modifications or disapprove all building envelopes consistent with the objectives of this section and the goal of protecting the forested character of the river valley.

E. Cluster Development - The Planning Board may strongly encourage the use of cluster development techniques as provided by Section 700 hereof to preserve open space and the forested character of the river valley. It may also, pursuant to Municipal Home Rule Authority, modify zoning requirements to accommodate such projects within those areas falling under the jurisdiction of this section, provided no such modification shall increase density by more than 25% or result in less than 40% of the tract being preserved as permanent open space.”

C. Amendment of Section 806.2

Section 806.2 of the Zoning Law of the Town of Delaware is hereby amended by adding to the end of the existing provisions the following:

“The Planning Board shall, for purposes of agenda preparation and project evaluation, be authorized, although not required, to reject any application not filed with the Building Inspector at least eight (8) calendar days prior to the meeting at which action is requested. The Planning Board may, from time to time and by resolution, adjust this time period to meet its needs, provided that such period shall not be more than twenty (20) calendar days.”

D. Amendment of Section 806.8

Section 806.8 of the Zoning Law of the Town of Delaware is hereby amended by adding a new paragraph C thereto, to read as follows:

“C. Notice to Adjacent Property Owners - Notices of Special Use application hearings shall be provided, by the applicant, to all adjacent property owners as identified in the latest tax assessment records of the Town of Delaware, including those for properties on the opposite side of any public or private road. Such notice shall be given by certified mail at least seven (7) calendar days in advance of such hearing. The Planning Board shall be authorized to waive this requirement in the case of applications limited to site plan review or where it is determined by the Board that adjoining owners have otherwise been afforded reasonable notice of such hearing as evidenced by their appearance at or knowledge of such hearing. No hearing shall be delayed where the Board determines the applicant has made reasonable attempts to notify all interested parties as provided herein.”

E. Amendment of Section 1002.8

Section 1002.8 of the Zoning Law of the Town of Delaware is hereby amended by adding a new paragraph F thereto, to read as follows:

“F. House Numbers - No Certificate of Use shall be issued until a House Number meeting the requirements of emergency service providers and the Enhanced 9-1-1 System has been posted.”

F. Amendment of Article XIII

Article XIII of the Zoning Law of the Town of Delaware is hereby repealed, in its entirety, and replaced with a new Article XIII, to read as follows:

“ARTICLE XIII - SIGN REGULATIONS

§ 1300. Signs.

§ 1301. Permitted Signs

Signs permitted within the Town of Delaware shall be limited to those specified in the following Schedule of Sign Regulations or otherwise permitted herein:

§ 1302. Definitions

ADVERTISING SIGN, OFF-PREMISES (BILLBOARD) — A sign that conveys a message unrelated to the activity conducted on the lot where the sign is located or that directs attention to a use, commodity, service or attraction sold, offered or existing elsewhere than on the same lot where the sign is located.

CONTRACTOR SIGN — A temporary sign identifying an architect, contractor, subcontractor, and/or material supplier participating in construction on the property on which the sign is located.

DEVELOPMENT SIGN — A temporary sign used to identify an approved future development.

DIRECTORY SIGN — A sign limited to listing of the names and logos of non-residential uses, activities, addresses, locations, uses or places within a building or complex of buildings for the purposes of giving directions or facility information.

FREESTANDING SIGN — A sign permanently affixed to the ground and not attached to any building.

GOVERNMENT SIGN — Any sign erected and maintained by a unit of government.

GROUND SIGN — A freestanding sign, rising from a ground foundation and not over eight (8) feet in height with the entire bottom of the sign generally in contact with or close to the ground.

ILLUMINATED SIGN — A sign with an artificial light source incorporated internally or externally for the purpose of illuminating the sign.

INCIDENTAL SIGN — An informational or advertising sign directed primarily to persons on the lot, such as a gas pump sign, credit card sign, pricing sign placed in a window, vending machine sign, “no parking” sign, “entrance” sign, “loading area” sign, “telephone” sign or other sign offering similar directives.

MULTIPLE TENANT COMMERCIAL PROJECT — A commercial building or development in which there exists two or more separate commercial activities with appurtenant shared facilities such as parking.

NAME PLATE — A small sign which identifies a resident’s or home’s name and address or the name of a farm, ranch or commercial stable. Such signs may be shingle, building wall or archway-mounted signs.

NONCONFORMING SIGN — Any sign not currently allowed under this Law, but which, when first constructed was legally permitted by the Town.

NON-RESIDENTIAL USE — Approved commercial, manufacturing or industrial enterprises; public buildings and uses such as public schools, parks, civic centers, municipal buildings; and semi-public buildings and uses such as churches, fire houses, ambulance buildings, private schools and libraries.

POLITICAL SIGN — A temporary sign that supports candidates for office or urges action on any other matter on the ballot of primary, general and special elections.

PORTABLE SIGN — Any sign not permanently attached to the ground or other permanent structure, or designed to be transported, including, but not limited to, signs designed to be transported by means of wheels, A or T-frame, menu and sandwich board signs and signs attached to or painted on vehicles parked and visible from the public right-of-way, unless used in normal day-to-day operations of the use.

PROJECTING SIGN — Any sign attached perpendicular to the surface of such building or wall.

REAL ESTATE SIGN — A temporary sign advertising real estate upon which the sign is located.

SIGN — Any device for visual communication that is used to attract the attention of the public from beyond the boundaries of the property upon which such display is made.

SIGN AREA — The smallest area of a sign that will encompass the extreme limits of the display; together with any material or color used to differentiate the sign from the backdrop or structure against which it is placed, but not including any supporting

framework. Sign area for a sign or sign structure with more than one face shall be computed by adding together the area of all sign faces visible from any one point.

SIGN HEIGHT — The distance from the base of the sign at normal grade, or the crown of an adjoining street, whichever is higher, to the top of the highest attached component of the sign.

TEMPORARY SIGN — Any sign, banner, pennant, or valance of advertising display constructed of cloth, canvas, light fabric, cardboard, plastic, wallboard or other like materials, with or without frames; or any sign not permanently attached to the ground, wall or building.

TRAFFIC DIRECTIONAL SIGN — Signs used at driveways and within parking lots to improve public safety and enhance access from streets, by assisting vehicle operators with information on the flow of traffic.

WALL SIGN — Any sign attached parallel to, but within six (6) inches of, a wall, painted on the wall surface of, or erected and confined within the limits of an outside wall of any building or structure, that is supported by such wall or building, and that displays only one sign surface.

1303 Procedures

1303.1 Requirement of Permit

A sign permit shall be required before the erection, re-erection, construction, alteration, placing, or installation of all signs identified on the Schedule of Sign Regulations as "Allowed with Permits from Enforcement Officer" or "Permitted upon Review by Planning Board." Permits shall not be required for routine maintenance or changing of the parts or copy of a sign, provided that the maintenance or change of parts or copy does not alter the sign surface area or height, or otherwise render the sign non-conforming.

1303.2 Permit Application

Applications for sign permits shall be submitted to the Building Inspector. The application and plans shall, at a minimum, include a sketch plan of the property involved, showing placement of the proposed sign along with construction specifications and dimensions, color, lighting type, location and materials.

1304 General Requirements

1304.1 Prohibited Signs

Signs not expressly permitted or exempted from regulation are prohibited. Other prohibited signs are specified on the Schedule of Sign Regulations.

1304.2 Signs Allowed Without Permits

Certain signs, although subject to the standards of this Law, shall be exempt from its permit requirements. A listing of such signs by zoning district may be found on the Schedule of Sign Regulations.

1304.3 Maintenance

Each sign shall be maintained in good order and repair at all times so that it does not constitute any danger or hazard to public safety, and is free of peeling paint, major cracks, or loose and dangling materials.

1304.4 Illumination

Signs may be illuminated provided they are so designed, located, shielded and directed as to prevent the casting of glare or direct light from artificial illumination upon adjacent public streets and surrounding property. The use of unshielded lighting, including incandescent light bulbs hung on poles, wires or any other type of support, to illuminate buildings, structures or outdoor sales or storage areas is prohibited except during the month of December for areas in which holiday items (other than fireworks) are offered for sale and on a temporary basis for areas in which carnivals, fairs, or other similar activities are held.

1304.5 Awning, Canopy, and Marquee Signs

Any awning, canopy, or marquee sign shall not project higher than the top of the awning, canopy, or marquee to which such sign is to be affixed. The sign shall be limited to the name of the establishment.

1304.6 Changeable Panel Signs

Nothing herein shall prevent the inclusion of a changeable panels, identifying special activities, services, products, prices or sales occurring on the premises on which a sign is located, as part of an otherwise permitted non-residential sign.

1304.7 Flags

New York State and U.S. Flags shall be exempt from all provisions of this Article. Garden and house flags used for decorative purposes in conjunction with residential uses shall also be exempt.

1304.8 Wall Signs

Wall signs shall be securely attached to the wall and not extend above or beyond the top and ends of the wall. Projecting signs shall also be considered wall signs for purposes of maximum sign area limitations.

1305 Temporary Signs

1305.1 General Requirements

Temporary signs in association with an approved use and identifying a special activity, service, product or sale of limited duration shall be located only upon the premises where the activity is to occur, excepting that temporary event signs announcing a campaign, activity or event of a civic or religious organization for noncommercial purposes, that otherwise complies with this Law, may be placed anywhere throughout the Town and not be subject to the strict sign area or time limitations applicable to other temporary signs. Temporary signs placed within a property so as to be directed to the attention of on-site customers or visitors, as opposed to passers by or adjoining properties, shall not be regulated.

1305.2 Real Estate, Temporary Construction and Contractor Signs

Temporary construction signs shall be allowed in conjunction with an approved building permit or site plan and must be removed prior to an occupancy permit being issued or if no occupancy permit is required, the sign shall be removed upon project completion. Contractor signs shall be similarly limited.

1305.3 Temporary Political Signs

Temporary political signs announcing candidates seeking office and/or public issues contained on a ballot shall be erected or maintained for a period not to exceed sixty (60) days prior to the date of the election to which such signs are applicable and shall be removed within seven (7) days following such election.

1305.4 Temporary Yard or Garage Sale, Open House, or Auction Signs

Temporary yard sale or garage sale, open house or auction signs advertising the sale of items and the sales location shall be erected no earlier than seven (7) days before the event and must be removed no later than three (3) days after the event. No such sign shall remain erected for a period longer than ten (10) days. No more than three (3) such events shall take place in a calendar year.

1306 Residential Uses

Name and address signs of residential buildings and developments shall indicate only the name of the building and development in which it is located, the management thereof and the address of the premises.

1307 Non-residential Uses

1307.1 Non-residential Use Identification Signs

A. There shall be not more than one (1) wall sign for each principal non-residential use and occupant of a multiple tenant commercial project except that where such a non-residential use or project abuts two (2) or more streets, one (1) additional such sign oriented to each abutting street shall be permitted.

B. There shall not be more than one (1) freestanding non-residential use identification sign for each principal non-residential use or multiple tenant commercial project except that where such a non-residential use or project abuts two (2) or more streets, one (1) additional such sign oriented to each abutting street shall be permitted.. Such an additional sign may also be permitted by Special Use for a use or project located on a single street where visibility is limited and an additional sign is needed. Each freestanding non-residential use identification sign may, however, include a directly affixed directory listing only the names of the non-residential use occupants of the development. The area of a directory sign shall not exceed ten (10) square feet for each exposed face for each occupant in the development. The Maximum Sign Surface Area for freestanding signs shall be increased as may be necessary to accommodate the directory.

1307.2 Non-residential Use Directional Signs

The intent of this section is to allow non-residential uses without direct access to NYS Routes 17-B, 52 and 97 to erect signs directing the public to such uses.

A. There shall not be more than two (2) freestanding non-residential use directional signs for each parcel of land eligible for such signs. The surface area of each sign shall not exceed thirty-two (32) square feet for each exposed face. Where multiple non-residential uses are located on the same parcel, directional signs shall refer to the parcel as a whole. Notwithstanding these requirements, a Planned Unit Development or multiple tenant commercial development shall be entitled to additional non-residential use directional signs for the enterprise as a whole.

B. No non-residential use directional sign shall be located within one hundred and fifty (150) feet of any other such sign or any off-premises advertising sign or billboard on the same side of the road. Also, no such sign shall be located within one hundred and fifty (150) feet of public road intersection. Notwithstanding these limitations, the Planning Board may permit up to three (3) such signs at a given intersection on a Special Use basis, if it finds that such directional signage is required to avoid misdirection of vehicular traffic into congested or residential areas.

1307.3 Common Directory Signs

Non-residential uses may jointly erect and maintain a common directory sign as a Special Use. There shall not be more than two (2) common directory signs at any public road intersection. The surface area of each sign shall not exceed one hundred fifty (150) square feet for each exposed face. The information on the sign shall be limited

individual signs not exceeding ten (10) square feet with the non-residential use name, logo, type, telephone, addresses and directional information of each participating non-residential use.

1307.4 Wood Relief Sign Area Bonus

The Planning Board may grant approval for a fifty (50) percent increase in area for wood relief signs with indirect illumination only that are designed as an integral architectural element of a property.

1308 Off-premises Advertising Signs

Off-premises advertising signs may, by Special Use permit, be erected and maintained in B-1 Districts along NYS Route 97, NYS Route 52 and NYS Route 17-B.

1308.1 Exchange

The erection of an off-premises advertising sign or billboard shall not be permitted unless an off-premises advertising sign or billboard of equal or greater size is removed from another location in the Town. Such exchanges shall only be permitted where both signs are owned by the same person or firm.

1308.2 Principal Use

Off-premises advertising signs and billboards shall be considered principal uses and not permitted on a lot with any other principal use. Except for front yard requirements, setbacks for principal structures shall be maintained for off-premises advertising signs. Off-premises advertising signs or billboard shall also meet maximum height requirements for the Zone District in which the signs are located.

1308.3 Illumination

Off-premises advertising sign or billboard may be illuminated, but flashing lights/devices and the movement or optical illusion of movement of any part of the sign, lighting or sign message shall be prohibited.

1308.4 Maximum Area of Off-Premises Advertising Signs and Billboards

The maximum area for any one off-premises advertising sign or billboard shall not exceed one hundred fifty (150) square feet. No sign structure shall contain more than one (1) sign per facing.

1308.5 Spacing of Off-Premises Advertising Signs

No off-premises advertising sign shall be permitted within two thousand (2,000) feet of another off-premises advertising sign or billboard, measured in all directions. The

separation distance shall be measured between the closest points of the two (2) signs in question. Also, no off-premises advertising sign shall be erected within two hundred (200) feet of the public street intersection. The separation distance shall be measured between the closest point of the proposed sign and the nearest intersection of the right-of-way lines of the streets in question.

1309 Nonconforming Signs

Any sign lawfully existing or under construction on the effective date of this Law, that does not conform to one (1) or more of the provisions of this Law, may be continued in operation and maintained as a legal non-conforming sign. Normal maintenance of such signs, including changing of copy, necessary repairs, and incidental alterations that do not extend or intensify the non-conforming features of the sign, shall be permitted. However, no enlargement or extension shall be made to a legal non-conforming sign unless it will result in the elimination of the non-conforming features of the sign. If a legal non-conforming sign is damaged or destroyed by any means to the extent of fifty (50) percent or more of its replacement value at the time, the sign may not be rebuilt to its original condition and may not continue to be displayed.

1310 Removal of Certain Signs

1310.1 Obsolete Signs

All signs shall be immediately removed when the reasons for their erection no longer apply. Removal of the sign shall be effected within ten (10) days after receipt of notice to do so from the Building Inspector.

1310.2 Damaged or Unsafe Signs

If the Building Inspector shall find that any sign is damaged, in disrepair, vandalized, unsafe or insecure, he shall give written notice to the owner, agent, or person having the beneficial interest in the building or the premises on which such sign is located. Correction to the condition that caused the Building Inspector to give such notice shall be effected within ten (10) days after receipt of the notice.

SECTION II

If any clause, sentence, phrase, paragraph or any part of this local law shall for any reason be adjusted finally by a Court of competent jurisdiction to be invalid, such judgment shall not effect, impair or invalidate the remainder of this local law, but shall be confined in its operation and effect to the clause, sentence, phrase, paragraph or any part thereof, directly involved in the controversy or action in which such judgment shall have been rendered. It is hereby stated to be the legislative intent that the remainder of this local law would have been adopted had any such provisions not been included.

SECTION III

This local law shall take effect immediately upon filing in the office of the Secretary of State.

Town of Delaware Zoning Law § 1301, Schedule of Sign Regulations					
Prohibited Signs	Signs Allowed Without Permits	Signs Allowed with Permits from Enforcement Officer	Maximum Sign Surface Area Allowed to All Permitted Signs on a Lot Combined		Signs Permitted Upon Review by Planning Board
			Freestanding	Wall Signs	
<p>Animated, moving or flashing signs</p> <p>Portable and wheeled signs</p> <p>Projecting signs extending more than 15 inches from an exterior wall</p> <p>Roof signs</p> <p>Signs on vehicles parked to create a sign effect with being regularly in the normal course of business</p> <p>Signs on utility poles</p> <p>Signs not specifically permitted under this Law or by the authority of the Town Board or Planning Board</p> <p>Signs resembling traffic signals or official traffic signs</p> <p>Signs that emit sound, odor or smoke</p> <p>Signs unrelated to permitted uses on a property</p> <p>Signs within the roadway of a public road</p> <p>Signs within 10 feet of power and telephone and television cable lines</p> <p>Signs of more than 15 feet in height</p>	<p>Awning, canopy or marquee signs of 4 sq. ft. in aggregate per lot</p> <p>Bus shelter signs of 10 sq. ft. no more than two per shelter or lot</p> <p>Civic and religious signs of 2 sq. ft.</p> <p>Directional and instructional signs of 4 sq. ft. in aggregate per lot</p> <p>Non-commercial flags, emblems, insignia and temporary signs</p> <p>Governmental signs</p> <p>Holiday decorations</p> <p>Interior signs not classified as window signs</p> <p>Name and address plates and plaques of 2 sq. ft. each in area and 4 sq. ft. in aggregate per lot</p> <p>No trespassing, no dumping and similar signs of 2 sq. ft. in area</p> <p>Real estate, temporary construction and contractor signs of 12 sq. ft.</p> <p>Parking lot entrance/exit sign (1) of 4 sq. ft., no more than 5 feet high</p> <p>Parking lot directional signs of 8 sq. ft. (16 sq. ft. in aggregate), no more than 7 feet high</p> <p>Sports patron advertising signs of 32 sq. ft. in area</p> <p>Temporary signs of 8 sq. ft. each and 24 sq. ft. in aggregate erected no more than 5 times or 60 days per calendar year aggregate</p> <p>Incidental signs of 2 sq. ft. each and 6 sq. ft. in aggregate per lot</p> <p>Warning of danger signs removed within 3 days of end of danger</p>	<p>Multi-family building signs of 4 sq. ft. each, no more than 1 per building</p> <p>Residential development entrance ground signs (2 per read) of 24 sq. ft.</p>	<p>Fifty (50) sq. ft. in aggregate, or 1 sq. ft. per 5 feet of lot frontage (whichever is less), no individual sign to exceed 24 sq. ft. in area or 15 feet in height.</p>	<p>Five percent (5%) of any single building facade or thirty-two (32) sq. ft. per unit or lot in aggregate, whichever is less. Window wall signs shall not occupy more than 25% of any window.</p>	<p>Other on-premises non-residential use advertising signs for principal permitted, special and existing non-conforming uses subject to Maximum Sign Surface Area for all signs on the lot as set forth in the two columns to the left.</p>

Delaware River and Residential Districts (DR-R-1-CAL-R-1)

Town of Delaware Zoning Law § 1301, Schedule of Sign Regulations

Prohibited Signs	Signs Allowed Without Permits	Signs Allowed with Permits from Enforcement Officer	Maximum Sign Surface Area Allowed for All Permitted Signs on a Lot Combined	Signs Permitted Upon Review by Planning Board
<p>Animated, moving or flashing signs</p> <p>Portable and wheeled signs</p> <p>Roof signs</p> <p>Signs on vehicles parked to create a sign effect with being regularly in the normal course of business</p> <p>Signs on utility poles</p> <p>Signs not specifically permitted under this Law or by the authority of the Town Board or Planning Board</p> <p>Signs resembling traffic signals or official traffic signs</p> <p>Signs that emit sound, odor or smoke</p> <p>Signs unrelated to permitted uses on a property</p> <p>Signs extending beyond the edge of a sidewalk or within the cartway of any public road, whichever is greater</p> <p>Signs within 10 feet of power and telephone and television cable lines</p> <p>Signs of more than 15 feet in height</p>	<p>Awning, canopy or marquee signs of 4 sq. ft. in aggregate per lot</p> <p>Bus shelter signs of 10 sq. ft. no more than two per shelter or lot</p> <p>Civic and religious signs of 2 sq. ft.</p> <p>Directional and instructional signs of 4 sq. ft. in aggregate per lot</p> <p>Non-commercial flags, emblems, insignia and temporary signs</p> <p>Governmental signs</p> <p>Holiday decorations</p> <p>Name and address plates and plaques of 2 sq. ft. each in area and 4 sq. ft. in aggregate per lot</p> <p>No trespassing, no dumping and similar signs of 2 sq. ft. in area</p> <p>Parking lot entrance/exits sign (1) of 4 sq. ft., no more than 5 feet high</p> <p>Parking lot directional signs of 8 sq. ft. (16 sq. ft. in aggregate), no more than 7 feet high</p> <p>Real estate, temporary construction and contractor signs of 16 sq. ft.</p> <p>Sandwich board or A-frame sign (1) of 10 sq. ft. placed no more than 10 feet from principal building entrance</p> <p>Sports patron advertising signs of 32 sq. ft. in area</p> <p>Temporary signs of 16 sq. ft. each and 64 sq. ft. in aggregate erected no more than 5 times or 60 days per calendar year aggregate</p> <p>Incidental signs of 4 sq. ft. each and 12 sq. ft. in aggregate per lot</p> <p>Warning of danger signs removed within 3 days of end of danger</p>	<p>Multi-family building signs of 4 sq. ft. each, no more than 1 per building.</p> <p>Residential development entrance ground signs (2 per read) of 24 sq. ft.</p> <p>Awning, canopy or marquee signs of 16 sq. ft. each provided no more than 50% of awning, canopy or marquee is used for signage</p> <p>One permanently mounted changeable letter or fuel price sign of 36 sq. ft.</p> <p>Non-governmental flags of 24 sq. ft. suspended from poles of up to 36 feet in height</p> <p>One freestanding sign of 32 sq. ft., or one projecting sign of 32 sq. ft. 10 feet above the sidewalk or the ground, for non-residential use</p> <p>Identification purposes</p> <p>Wall signs subject to the Maximum Sign Surface Area limitations to the right for such signs</p>	<p>Seventy-five (75) sq. ft. in aggregate or 1 sq. ft. per one foot of lot frontage (whichever is less), no individual sign to exceed 32 sq. ft. in area or 15 feet in height.</p>	<p>Other on-premises non-residential use advertising signs for principal permitted, special and existing non-conforming uses subject to Maximum Sign Surface Area for all signs on the lot as set forth in the two columns to the left.</p> <p>Off-premises non-residential use directional signs as provided in § 1307.3 of this law</p> <p>Common directory signs as provided in § 1307.4 of this Law</p>
			Freestanding	Wall Signs

Downtown Callicoon Overlay District (DC)

Town of Delaware Zoning Law § 1301, Schedule of Sign Regulations

Prohibited Signs	Signs Allowed Without Permits	Signs Allowed with Permits from Enforcement Officer	Maximum Sign Surface Area Allowed for All Permitted Signs on a Lot Combined	Signs Permitted Upon Review by Planning Board
<p>Animated, moving or flashing signs</p> <p>Portable and wheeled signs</p> <p>Projecting signs extending more than 15 inches from an exterior wall</p> <p>Roof signs</p> <p>Signs on vehicles parked to create a sign effect with being regularly in the normal course of business</p> <p>Signs on utility poles</p> <p>Signs not specifically permitted under this Law or by the authority of the Town Board or Planning Board</p> <p>Signs resembling traffic signals or official traffic signs</p> <p>Signs that emit sound, odor or smoke</p> <p>Signs within the cartway of a public road</p> <p>Signs within 10 feet of power and telephone and television cable lines</p> <p>Signs of more than 15 feet in height (except as provided for non-residential use advertising signs in § 1308 of this Law)</p>	<p>Awning, canopy or marquee signs of 4 sq. ft. in aggregate per lot</p> <p>Bus shelter signs of 10 sq. ft. no more than two per shelter or lot</p> <p>Civic and religious signs of 2 sq. ft.</p> <p>Directional and instructional signs of 4 sq. ft. in aggregate per lot</p> <p>Non-commercial flags, emblems, insignia and temporary signs</p> <p>Governmental signs</p> <p>Holiday decorations</p> <p>Name and address plates and plaques of 2 sq. ft. each in area and 4 sq. ft. in aggregate per lot</p> <p>No trespassing, no dumping and similar signs of 2 sq. ft. in area</p> <p>Real estate, temporary construction and contractor signs of 16 sq. ft.</p> <p>Parking lot entrance/exist sign (1) of 4 sq. ft., no more than 5 feet high</p> <p>Parking lot directional signs of 8 sq. ft. (16 sq. ft. in aggregate), no more than 7 feet high</p> <p>Sandwich board or A-frame sign (1) of 10 sq. ft. placed no more than 10 feet from principal building entrance</p> <p>Sports patron advertising signs of 32 sq. ft. in area</p> <p>Temporary signs of 16 sq. ft. each and 64 sq. ft. in aggregate erected no more than 5 times or 60 days per calendar year aggregate</p> <p>Incidental signs of 4 sq. ft. each and 12 sq. ft. in aggregate per lot</p> <p>Warning of danger signs removed within 3 days of end of danger</p>	<p>Multi-family building signs of 4 sq. ft. each, no more than 1 per building.</p> <p>Residential development entrance ground signs (2 per road) of 24 sq. ft.</p> <p>Awning, canopy or marquee signs of 16 sq. ft. each provided no more than 50% of awning, canopy or marquee is used for signage</p> <p>One permanently mounted changeable letter or fuel price sign of 36 sq. ft.</p> <p>One freestanding sign of 32 sq. ft. for non-residential use identification purposes</p> <p>Wall signs subject to the Maximum Sign Surface Area limitations to the right for such signs</p>	<p>One-hundred (100) sq. ft. in aggregate or 1 sq. ft. per two foot of lot frontage (whichever is less), no individual sign to exceed 32 sq. ft. in area or 15 feet in height.</p>	<p>Other on-premises non-residential use advertising signs for principal permitted, special and existing non-conforming uses subject to Maximum Sign Surface Area for all signs on the lot as set forth in the two columns to the left.</p> <p>Off-premises non-residential use directional signs as provided in § 1307.3 of this Law</p> <p>Common directory signs as provided in § 1307.4 of this Law</p> <p>Off-premises non-residential use advertising signs in the B-1 District as provided in § 1308 of this Law</p> <p>Other PUD District signs of 64 sq. ft., subject to a maximum of 1 sq. ft., per 2 feet of lot frontage</p>
			<p>Freestanding</p>	<p>Wall Signs</p>

(RU-B-1, PUD-CAL-B-1)
All Other Districts

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 4 of 20 06 of the ~~(County)(City)(Town)(Village)~~ of Delaware was duly passed by the Town Board on July 19 20 06, in accordance with the applicable provisions of law.
(Name of Legislative Body)

~~**2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)**~~

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____, and was (approved)(not approved) _____ (repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20 _____, in accordance with the applicable provisions of law.~~
(Name of Legislative Body)
(Elective Chief Executive Officer)*

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____, and was (approved)(not approved) _____ (repassed after disapproval) by the _____ on _____ 20 _____.

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general) (special)(annual) election held on _____ 20 _____, in accordance with the applicable provisions of law.

~~**4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)**~~

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____, and was (approved)(not approved) _____ (repassed after disapproval) by the _____ on _____ 20 _____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20 _____, in accordance with the applicable provisions of law.~~
(Name of Legislative Body)
(Elective Chief Executive Officer)*

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

~~5. (City local law concerning Charter revision proposed by petition.)~~

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20 _____, became operative.~~

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20 _____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1, above.

Tess McBeath

Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Tess McBeath, Town Clerk

Date: July 25, 2006

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK
COUNTY OF SULLIVAN

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Signature
Kenneth C. Klein, Town Attorney

Title

County
 City of Delaware
 Town
 Village

Date: _____