

**ORDINANCE 2014-18**

**AN ORDINANCE AMENDING SECTION 24-5-3, POLITICAL OR CAMPAIGN SIGNS, OF THE TOOELE COUNTY LAND USE ORDINANCE (ELIMINATING CERTAIN RESTRICTIONS)**

**NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE BODY OF TOOELE COUNTY, UTAH AS FOLLOWS:**

**SECTION I – PURPOSE.** Tooele County’s current ordinance regarding political and campaign signs is out-of-date. Current First Amendment cases show that the ordinance is too restrictive. The limitations on the time that a sign can be posted on private property are unconstitutional unless there is a legitimate governmental purpose such as safety. The Tooele County Planning Commission held public hearings on the following proposed changes suggested by the County Attorney’s Office and the Tooele County Commission and recommends passage of this ordinance.

**SECTION II – SECTION AMENDED.** Section 24-5-3, *Political or campaign signs*, of Section 24-5, *Signs Allowed Without a Permit*, of Chapter 24, *Sign Regulations*, of the Tooele County Land Use Ordinance is hereby amended to read as follows:

**24-5-3. Political or campaign signs.**

(1) Political or campaign signs on behalf of candidates for public office or measures on election ballots may be displayed, except:

(a) such signs shall be removed no later than two weeks following the election;

(b) campaign signs for candidates for public office or an issue on an upcoming election may not be placed on public property, within any public right-of-way, on public utility poles, or in any place which would impede traffic visibility or safety;

(c) campaign signs may not be placed closer than 10 feet to a driveway;

(d) campaign signs shall not exceed 6 feet in height and 12 square feet in residential zones and shall not exceed 12 feet in height and 48 square feet in all other zones; and

(e) written permission of the property owner must be obtained before such signs are erected.

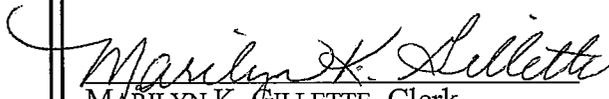
**SECTION III - REPEALER.** Ordinances and resolutions in conflict herewith are hereby repealed to the extent of such conflict.

**SECTION IV - EFFECTIVE DATE.** This ordinance shall become effective fifteen (15) days after its passage, provided it has been published, or at such publication date if more than fifteen (15) days after passage.

**IN WITNESS WHEREOF** the Tooele County Commission, which is the legislative body of Tooele County, passed, approved and enacted this ordinance this 18<sup>th</sup> day of November 2014.

**ATTEST:**

**TOOELE COUNTY COMMISSION:**

  
MARILYN K. GILLETTE, Clerk

  
J. BRUCE CLEGG, Chairman



Commissioner Clegg voted aye  
Commissioner Hurst voted aye  
Commissioner Milne voted aye

**APPROVED AS TO FORM:**

  
DOUG HOGAN  
Tooele County Attorney

# TOOELE COUNTY LAND USE ORDINANCE

## CHAPTER 24 SIGN REGULATIONS

### Part 24-5 SIGNS ALLOWED WITHOUT A PERMIT

#### 24-5-3. Political or campaign signs.

(1) Political or campaign signs on behalf of candidates for public office or measures on election ballots may be displayed, except:

(a) ~~such signs may not be erected earlier than 60 days prior to a primary or general election and shall be removed no later than two weeks following the election. However when the general election falls within six weeks of the primary election, the winner of the primary election will be allowed to maintain the signs until two weeks after the general election. Sign relating to election on special issues may be installed and must be removed on the same basis;~~

(b) campaign signs for candidates for public office or an issue on an upcoming election may not be placed on public property, within any public right-of-way, on public utility poles, or in any place which would impede traffic visibility or safety;

(c) campaign signs may not be placed closer than ~~150~~ 10 feet to a ~~building where an official voting station is located~~ driveway;

(d) campaign signs ~~shall not exceed 6 feet in height and shall not exceed 12 square feet in residential zones and shall not exceed 12 feet in height and 48~~ 32 square feet in all other zones; and

(e) written permission of the property owner must be obtained before such signs are erected.