

Official Minutes of the Public Hearing of October 1, 2024, for the purpose of receiving comments on a Local Law Amending Section 15-10: A-Frame Signs



**THE CITY OF POUGHKEEPSIE
NEW YORK**

PUBLIC HEARING

Tuesday, October 1, 2024 5:30pm Common Council Chambers

Welcome to the scheduled Public Hearing in the City of Poughkeepsie. The date is October 1, 2024 and the time is 5:30pm.

This Hearing is for the purpose of receiving comments on the proposed Local Law Amending Section 15-10: A-Frame Signs.

- I. WELCOME**
- II. ROLL CALL: 6 present, 3 absent (Councilmembers Brown, Grant & Patterson Thompson arrived shortly after roll call was taken)**
- III. PUBLIC PARTICIPATION: Five (5) minutes per person public comment.**

Seeing that no speakers signed up, Councilmember Menist made a motion at 5:31pm to recess but not close the public hearing, which was seconded by Vice Chair Shook.

- IV. ADJOURNMENT:**
A motion to close the public hearing was made by Majority Leader Patterson Thompson and was seconded by Councilmember Brown.

Dated: October 7 , 2024

I hereby certify that this is a true and correct copy of the Minutes of the Common Council Public Hearing held on Tuesday, October 1, 2024.

**Respectfully submitted,
Donna M. DeLuca
Deputy City Chamberlain**

**RESOLUTION
(R-24-62)**

RESOLUTION INTRODUCING A LOCAL LAW AMENDING SECTION 15-10 “SIGNS, STICKERS, POSTERS, LETTERS, FIGURES, ADVERTISING DEVICES UPON SIDEWALKS; POSTING PROHIBITED” TO ADD REGULATIONS REGARDING “A FRAME” SIGNS

INTRODUCED BY COUNCILMEMBER PATTERSON THOMPSON, HENRY, BROWN, JAMES AND GRANT:

BE IT RESOLVED that an introductory Local Law entitled, “A LOCAL LAW AMENDING SECTION 15-10 “SIGNS, STICKERS, POSTERS, LETTERS, FIGURES, ADVERTISING DEVICES UPON SIDEWALKS; POSTING PROHIBITED” TO ADD REGULATIONS REGARDING “A FRAME” SIGNS” be and hereby is introduced before the Common Council of the City of Poughkeepsie in the County of Dutchess and State of New York; and

BE IT FURTHER RESOLVED that copies of the aforesaid proposed local law are laid upon the desk of each member of the Council; and

BE IT FURTHER RESOLVED that the Council shall hold a public hearing on said proposed local law to receive comment from the public on Tuesday, October 1, 2024 at 5:30 pm in the Common Council Chambers, Third Floor, City Hall, 62 Civic Center Plaza, Poughkeepsie, New York;

BE IT FURTHER RESOLVED that the Clerk publish or cause to be published a public notice in the official newspaper of the City of Poughkeepsie of said public hearing at least five (5) days prior thereto.

SECONDED BY COUNCILMEMBER GRANT.

(LL 24-XX)

A LOCAL LAW AMENDING SECTION 15-10 “SIGNS, STICKERS, POSTERS, LETTERS, FIGURES, ADVERTISING DEVICES UPON SIDEWALKS; POSTING PROHIBITED” TO ADD REGULATIONS REGARDING “A FRAME” SIGNS

SPONSOR:

BE IT ENACTED, by the Common Council of the City of Poughkeepsie as follows:

~~STRIKETHROUGH INDICATES DELETION~~
BOLD and UNDERLINE INDICATES ADDED LANGUAGE

SECTION 1: Section 15-10 of the City Code is amended to read as follows:

Section 15-10. Signs, stickers, posters, letters, figures, advertising devices upon sidewalks; posting prohibited.

(a) No letters, figures, signs or advertising devices shall be marked, drawn or made upon any sidewalk in the City, unless such figures, letters, signs and advertising devices are permanently built in the sidewalk at the time of construction thereof **except as otherwise permitted in this section.**

(b) The posting, tacking, taping or placing of any sign, handbill, stickers, posters or any printed material on any part of the stand of any traffic control device, any light pole and signpost, including traffic signs or street signs, traffic control boxes, utility poles, utility boxes and stanchions, guardrails, bridges, railroad crossings, overpasses, trash containers or the like, on any public property throughout the City of Poughkeepsie, is hereby prohibited.

(c) Any sign, handbill, sticker, any printed material advertising an event for which a permit was issued by the City of Poughkeepsie, such as yard sales, or performances, with the exception of real estate open house signs, shall be erected or posted no more than 24 hours prior to the permitted event and must be removed within 24 hours after the permitted event. No such advertisement may be larger than four square feet in size, and no such advertisements can be placed on private property unless the permission of the property owner is obtained prior to the placement of same.

(d) **Non-permanent movable “A frame” type signs shall be allowed to be placed on a public sidewalk abutting the property of the business it is related to, provided that a permit is obtained from the Building Inspector.**

(1) Application for permit: Any person, firm or corporation desiring a permit shall make application to the Building Inspector on forms provided therefor.

(2) Conditions for issuance of permit: A permit for an “A Frame” type sign may be

issued to the owner or the tenant of a business provided that the following requirements are met:

- (a) Such sign shall be for advertising goods, services or merchandise offered for sale at said business only;
- (b) The sidewalk abutting the property must not be less than 5 feet in width from the property line to the curbline;
- (c) No permanent structures may be affixed to the sidewalk area or affixed to the building abutting the area;
- (d) A clear, unobstructed space not less than three feet in width must be provided on each side of all entrances of the building abutting the sidewalk;
- (e) No lighting shall be used to illuminate the sign;
- (f) There shall be a minimum clear distance of three feet passage at the location of the sign on the sidewalk in order to allow for adequate and safe pedestrian movements;
- (g) The sign shall be placed on the sidewalk only during times the business is open to the public;
- (h) Sign shall be a maximum of two feet wide and three feet tall, with a maximum opening width at base of sign of 36 inches;
- (i) The fee for each permit shall be as set forth on a fee schedule adopted by the Common Council and as amended from time to time, payable upon application of the permit. Said permit shall be valid for as long as the associated business exists.

(3) City action upon failure to comply. In the event that the permittee should fail to comply with this section, and in addition to the remedies available in subsection 15-10(e), the Building Inspector may have such items removed, and charge the permittee for any cost for removal, together with the cost for storage of such items until removed by the permittee from storage. In the event that the permittee should fail to pay the cost of storage and any excess cost of removal within 90 days after storage, the Building Inspector may sell the items at the public auction, reimburse the City for all costs and, if any surplus monies remain, pay them over to the permittee.

(e) Any person who violates or knowingly permits a violation of this section shall be subject to a fine not less than \$100 but not more than \$1,000. The existence of any of the above-printed material on any of the listed property or the like shall be presumed to be posted, tacked, taped or placed with the knowing permissions of any person whose name appears on said printed material.

SECTION 2. This Local Law shall take effect immediately upon filing with the New York State

Secretary of State.

BE IT FURTHER RESOLVED, that copies of the aforesaid proposed Local Law be laid upon the desk of each council member; and

BE IT FURTHER RESOLVED, that the Common Council shall hold a public hearing on said proposed Local Law and that the City Clerk shall publish or cause to be published a public notice in the official newspaper of the City of Poughkeepsie of said public hearing at least five (5) days prior thereto.

SECONDED BY COUNCILMEMBER _____ :