

Chapter 3

SIGN CODE

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3-3-1: TITLE:

This chapter shall be known as the *ELKO COUNTY SIGN CODE* and may be cited as such and will be referred to herein as "this code". (Ord. 07-2005, 9-7-2005, eff. 10-7-2005)

3-3-2: SIGN CODE ADOPTED:

The 2003 edition of the international building code appendix "H" addressing "signs", of the International Code Council, referred to herein as "this code", which code is now and hereafter shall remain on file in the office of the Elko County community development department, and available for public inspection and as such code is in this chapter amended, changed, added to and supplemented to make this code applicable to the conditions in the county, is hereby adopted by the county and said code is incorporated in this chapter to the same extent as included in verbatim form, and from the date on which this chapter shall take effect, the provisions thereof shall apply within the limits of the county, excluding the cities of Carlin, Wells, Elko and West Wendover. In the event any of the provisions of said code conflict with any of the provisions of this chapter, the provisions of this chapter shall govern and be controlling. All amendments and additions to the provisions of said code when ordered by the county commissioners to be filed with the county clerk, shall thereupon become amendments and additions hereto and shall have the same force and effect as the original code herein identified, provided that if any provisions of such amendments and additions are in conflict with any of the provisions of this chapter, the provisions of this chapter shall govern and be controlling. Copies of this code with all changes, additions, amendments and supplements thereto, now and hereafter made, shall be kept on file in the office of the Elko County community development department for use and examination by the public. (Ord. 07-2005, 9-7-2005, eff. 10-7-2005)

3-3-3: REVISIONS AND AMENDMENTS:

The following changes, amendments, additions and supplements to this code hereby adopted are hereby made and adopted to make this code applicable to the conditions in Elko County:

(A) Section 303: Item #3 is deleted.
(Ord. 1969-G, 10-7-1969)

(B) Section 304 is hereby amended to read as follows:

Sec. 304(a) Sign Permit Fee. The following fees for each sign permit shall be paid to the building official for each permit required by this code, the fee to accompany the application:

1 sq. ft. to and including 10 sq. ft.	\$32.00
Over 10 sq. ft. to and including 25 sq. ft.	32.50
Over 25 sq. ft. to and including 50 sq. ft.	33.50
Over 50 sq. ft. to and including 100 sq. ft.	34.50
Over 100 sq. ft. to and including 150 sq. ft.	35.50
Over 150 sq. ft. to and including 200 sq. ft.	36.00
Over 200 sq. ft. to and including 300 sq. ft.	36.50
Over 300 sq. ft.	37.00

(Ord. 1997-F, 6-4-1997, eff. 6-23-1997)

(b) For purpose of this chapter, the advertising surface of only one side of double-faced signs shall be used in determining the advertising area.

(c) For purpose of determining the permit fee for one or more signs erected upon one location at one time, only one permit shall be required and the amount of the permit fee shall be determined by the sum of the area of the signs to be erected at such locations under such permit.

(Ord. 1969-G, 10-7-1969)

(C) Projection of signs of section H112 of this code is amended to read as follows:

Table No. H112 Projection of Signs

<u>Clearance</u>	<u>Maximum Projection</u>
Less than 8'	Not permitted
8' to 14'	5'
14' and Over	Project to curbline

(D) Sec. H106.2.1 Electrical Installation, is hereby amended by adding the following sentence at the end thereof:

Every sign shall have a main disconnect or switch located in the sign so as to be readily accessible or on the structure as exterior of the building upon which the sign is constructed or to which it is attached. Electrical conduits shall not be required within the sign.

(E) The following new sections are added to the code:

Sec. H116.1. No permit shall be granted for the erection, construction, enlargement, alteration, repair, use or maintenance of any advertising sign, signboard, boards as other materials containing advertising matter on any ground location which may measurably destroy the natural beauty of the scenery or obscure a view of the road ahead or of curves and grades or intersecting roads or of any railroad crossings.

Should the building official, planning director, county engineer or public works director file a complaint with the county commissioners of Elko County showing any sign as a hazard to traffic, the county commissioners shall order the removal of the sign.

Sec. H116.2. No advertising signs, signboards, boards or other material containing advertising matter shall:

(a) Be placed within the right-of-way for any street or alley within the unincorporated area of Elko County.

(b) Be placed on any bridge.

(c) Be so situated with respect to any public highway, street, alley or railway as to obstruct clear vision of any intersecting highway, street, alley or railway or otherwise so situated as to constitute a safety hazard to the safe use of any state highway, or any street or alleys within the county or to the safe crossing of any railways within the county.

Sec. H116.3. If any such sign or other advertising structures and matter is placed in violation of this section, it is thereby declared a public nuisance and may be removed forthwith by the employees of the county of Elko upon the order of the county commissioners. The cost of removal shall be paid for by the owner of the sign.

Sec. H116.4. Any person, firm or corporation placing any such sign in violation of the provisions of this section shall be subject to the penalties provided in chapter 1 of this code and in addition thereto shall also be liable in damages for any injury to a loss of property sustained by any person by reason of the violation of the provision of this section.

SECTION H117 - MISCELLANEOUS

Sec. H117.1. The building official provided in this code shall be the county building official.

Sec. H117.2. Nothing herein is intended to or shall be so construed as to prevent the posting or maintaining of any notices required by law to be posted or maintained, or the placing as maintaining of highway, street, road and other traffic signs and other signs of the county, or the state for traffic or safety purposes, street names and other signs and markers normally installed, erected or maintained in connection with its affairs, or to prevent the county from issuing a

permit for the hanging of flags, banners and advertising media intended to designate holidays, rodeos, fairs, conventions and other civic or public affairs being held within the county. (Ord. 07-2005, 9-7-2005, eff. 10-7-2005)

3-3-4: PENALTY:  

Any person or persons violating any of the provisions of this chapter, upon the conviction of any violation, shall be punishable by a fine of not more than three hundred dollars (\$300.00) or by imprisonment in the county jail for not more than six (6) months, or by both such fine and imprisonment.

In addition to prosecuting any such penal action as described above, the county shall have the right by any appropriate proceeding in any court of competent jurisdiction to prevent the violation of this chapter; and any owner of property in said county claiming to be damaged by such violation may in like manner constitute any such proceedings. (Ord. 1969-G, 10-7-1969)