



FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

December 3, 2018

Ms. Paula S. O'Neil
Clerk and Comptroller
The East Pasco Governmental Center
Pasco County
14236 6th Street, Suite 201
Dade City, Florida 33523

Attention: Katie McCormick

Dear Ms. O'Neil:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Pasco County Ordinance No. 18-42, which was filed in this office on December 3, 2018.

Sincerely,

Ernest L. Reddick
Program Administrator

ELR/lb

AN ORDINANCE BY THE PASCO COUNTY BOARD OF COUNTY COMMISSIONERS AMENDING THE PASCO COUNTY LAND DEVELOPMENT CODE, PROVIDING FOR AMENDMENTS TO SECTION 406.1, SIGNS; PROVIDING FOR APPLICABILITY, REPEALER, SEVERABILITY, INCLUSION INTO THE LAND DEVELOPMENT CODE, AND AN EFFECTIVE DATE.

WHEREAS, pursuant to Article VIII, Florida Constitution of 1968, and Chapters 125 and 163, Florida Statutes (2017), Pasco County has the authority to adopt regulations relating to signage; and

WHEREAS, the Board of County Commissioners recognizes that regional attractors are located within the County; and

WHEREAS, regional attractors are tourist destinations hosting a large variety of events throughout the year that are promoted to visitors coming to Pasco County; and

WHEREAS, due to the large number of events and the wide variety of such events, regional attractors require the ability to convey multiple differing messages in a short amount of time to the traveling public; and

WHEREAS, the County Commission finds that digital display on signage accessory to regional attractors will provide a mechanism for conveying multiple differing messages in a short amount of time to the traveling public without creating the clutter of temporary signage and advertising devices; and

WHEREAS, the County Commission finds that digital display on regional attractor signs is appropriate at certain locations within the County and must be constructed and operated within the regulatory standards established by this Ordinance; and

WHEREAS, the County Commission finds that digital display, due to animated images, lighting, incongruity in relation to the character of the area, potential for distracting drivers and disrupting protected areas and places, must be reasonably regulated to protect the health, safety and welfare of the County's citizens and businesses, as well as drivers and other interests within the County; however, in the interest of the health, safety, and welfare the County

Commission finds it appropriate to delegate to the County Administrator or designee the authority to require the reduction in brightness of any digital display deemed to be interfering with health, safety, or welfare; and

WHEREAS, the County Commission has conducted duly noticed public hearings as required by law, at which hearings all parties in interest and citizens were afforded notice and the opportunity to be heard; and

WHEREAS, the County Commission hereby finds and declares that this Ordinance is in the best interest of the public health, safety, and welfare, and that it advances a valid and important public purpose.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Pasco County, Florida, as follows:

Section 1. Recitals.

The Whereas Clauses above are true and accurate and are incorporated by reference and made part of this Ordinance.

Section 2. Section 406.1.8.I.6, Digital Signs – Regional Attractors, Technical Requirements, is hereby amended as follows:

Section 406.1.8 General Standards

I. Digital Signs – Regional Attractors.

6. Technical Requirements

- b. Dwell time, defined as the interval of change between each individual message, shall be at least ~~sixty (60)~~ **fifteen (15)** seconds, with all illumination changing simultaneously. There shall be no special effects or other content between messages.

Section 4. Applicability.

All provisions of this Ordinance shall apply to the unincorporated areas of Pasco County, Florida,

Section 5. Repealer.

Any and all ordinances in conflict herewith are hereby repealed to the extent of any conflict.

Section 6. Severability.

It is declared to be the intent of the Board of County Commissioners of Pasco County, Florida, that if any section, subsection, sentence, clause, or provision of this Ordinance shall be declared invalid, the remainder of this Ordinance shall be construed as not having contained said section, subsection, sentence, clause, or provisions and shall not be affected by such holding.

Section 7. Inclusion into the Land Development Code

It is the intent of the Board of County Commissioners that the provisions of this ordinance shall become and be made part of the Pasco County Land Development Code and that the sections of this ordinance may be renumbered or relettered.

Section 8. Scrivener's Error.

The County Attorney may correct scrivener's error found in this Ordinance by filing a corrected copy of this Ordinance with Board Records.

Section 9. Effective Date.

This Ordinance shall be transmitted to the Department of State by the Clerk to the Board by electronic mail within ten (10) days of the adoption of this Ordinance, and this Ordinance shall take effect upon filing with the Department of State.

ADOPTED with a quorum present and voting this 27th day of November, 2018.



ATTEST:
BY: Paula S. O'Neil
Paula S. O'Neil, Ph.D.
Clerk & Comptroller

BOARD OF COUNTY COMMISSIONERS
OF PASCO COUNTY, FLORIDA
BY: Ronald E. Oakley
Chairman

APPROVED
IN SESSION

NOV 27 2018

PASCO COUNTY
BCC