

Updated 7-29-2025

Changes to existing Ordinances are underlined

ORDINANCE NO. 2025-xx

**AN ORDINANCE REGULATING THE USE OF BANNERS,
COMMERCIAL YARD SIGNS AND OTHER TEMPORARY SIGNAGE
IN THE CITY OF MOUNTAIN HOME, ARKANSAS**

WHEREAS, the City Council of the City of Mountain Home, Arkansas, believes that the display of banners, yard signs and other forms of temporary signage should be regulated within the city limits of the City of Mountain Home protect the public investment in the streets and highways, to promote the safety and recreational value of public travel and to preserve natural beauty; and

WHEREAS, the City Council of the City of Mountain Home did adopt a revised Sign, Bulletin Board and Outdoor Advertising Structure Ordinance on December 19, 2019, and has subsequently adopted several revisions to said Ordinance since that time;

WHEREAS, it is necessary to revise said regulations to continue to promote the reasonable, orderly, and effective display of banners, yard signs and other temporary forms of signage in the City of Mountain Home;

**NOW, THEREFORE, BE IT ORDAINED
BY THE CITY COUNTY OF MOUNTAIN HOME, ARKANSAS:**

Section 1. Title

This Ordinance shall, upon passage, become the 2025 Mountain Home Banner, Yard Sign and Temporary Advertising Sign Ordinance, hereinafter referred to as “the Yard Sign Ordinance.” Should there be any conflict or duplication within this Ordinance to any other existing Ordinance, or Ordinances, the more stringent regulation shall apply.

Section 2. Adoption

The “Yard Sign Ordinance” of the City of Mountain Home, Arkansas, is hereby adopted in its entirety by reference thereto.

Section 3. Penalties

1. Violation of the provision of the Ordinance or failure to comply with any of its requirements shall constitute a misdemeanor. Any person who violates this Ordinance or fails to comply with any of its requirements shall, upon conviction thereof, be fined not less than twenty-five dollars (\$25.00) nor more than one thousand dollars (\$100.00). Each day such violation continues shall be considered a separate offense. Also, upon conviction for a violation, a person will be required to make restitution of the City for any expense incurred by the City in the removal or alteration of unsafe and/or unlawful signs.

2. The owner or tenant of any building, structure, premises or part thereof, and any architect, builder, contractor, agent, or other person who commits, participates in, or maintains such violation may be found guilty of separate offense and suffer the penalties herein provided.

3. Nothing herein contained shall prevent the City from taking such other lawful action as is necessary to prevent or remedy any violation.

Section 4. Provisions declared to be minimum requirements and conflicts

In their interpretation and application, the provisions of this Ordinance shall be held to be minimum requirements adopted for the promotion of public health, safety, and general welfare. Should there be any conflict or duplication within this Ordinance to any other existing Ordinance, or Ordinances, the more stringent regulation shall apply.

PASSED AND APPROVED THIS 7TH DAY OF AUGUST, 2025.

HILLREY ADAMS, MAYOR

ATTEST:

SCOTT LILES, CITY CLERK

Banner, Yard Sign and Temporary Advertising Sign Ordinance

“The Yard Sign Ordinance”

Adopted by Mountain Home Ordinance No. 2025-xx

Last updated August 7, 2025

Banner, Yard Sign and Temporary Advertising Signs Ordinance

“The Yard Sign Ordinance”

Dated August 7, 2025

The City Council of the City of Mountain Home, Arkansas, believes that the display of banners, yard signs and other forms of temporary signage should be regulated within the city limits of the City of Mountain Home protect the public investment in the streets and highways, to promote the safety and recreational value of public travel and to preserve natural beauty.

Section 1. Title

This Ordinance shall hereinafter be referred to as “the Yard Sign Ordinance.”

Section 2. Purpose

The purpose of this Ordinance is to promote and regulate the reasonable, orderly, and effective display of banners, commercial yard signs and other temporary forms of signage in the City of Mountain Home while remaining consistent with the City’s policy to protect the public investment in the streets and highways, to promote the safety and recreational value of public travel and to preserve natural beauty.

Section 3. Definitions pertaining to signs

For the purposes of this Ordinance, the following terms and their derivations shall have the meaning given herein:

Banner: A device or display commonly known as a sign that is greater in size then twenty-four (24) inches by eighteen (18) inches. Such devices or displays are commonly printed upon cloth or other flexible materials and secured in place by posts.

Building Inspector, Code Enforcement Officer: The City of Mountain Home’s Enforcement Officer, unless another Enforcement Officer is designated by the Mayor and/or City Council. The City may designate more than one Enforcement Officer at a time.

City: The City of Mountain Home, Arkansas.

City Attorney: The City Attorney of Mountain Home, Arkansas.

City Council: The City Council of Mountain Home, Arkansas.

Commercial yard sign: A device or display commonly referred to as a sign that does not meet the definition of a non-commercial yard sign. A commercial yard shall include the name of the event advertised, as well as the event's dates and location. The definition of a commercial sign may include both for-profit and non-profit enterprises, depending on the product, service, transaction or economic interest advertised. Such a device or display is equal to or smaller in size than twenty-four (24) inches by eighteen (18) inches. Said signs are printed on or displayed upon cloth, plastic, paper or other flexible material. *For the purposes of this Ordinance, commercial yard signs and non-commercial yard signs shall not be considered either freestanding signs or off-site signs.*

Construction sign(s) that are required by state law: Signs used in conjunction with construction projects or publicizing future occupants, contractors, developers, architects, engineers and other individuals or organizations participating in the project, to be removed upon completion of the project and/or final inspection by the Enforcement Officer.

Enforcement Officer: The City of Mountain Home's Building Inspector, Code Enforcement Officer and/or other official or representative designated by the Mayor and/or City Council. The City may designate more than one Enforcement Officer at a time.

Freestanding sign: A sign, which is attached to, or a part of, a completely self-supporting structure. The supporting structure shall be set firmly in or below the ground surface and shall not be attached to any building or any other structure whether portable or stationary. *For the purposes of this Ordinance, both commercial yard signs and non-commercial yard signs shall not be considered freestanding signs. (See the Yard Sign Ordinance for definitions and regulations on commercial yard signs and non-commercial yard signs.)*

Government sign: A device or display commonly referred to as a sign that is installed, owned, required or controlled by the City of Mountain Home, County of Baxter, State of Arkansas, the United States of America or any agencies or subdivisions of such governmental bodies.

Mayor: Mayor of City of Mountain Home, Arkansas.

Non-commercial yard sign: A device or display commonly referred to as a sign that does not advertise a product or service or relates to a business purpose, does not propose a commercial transaction nor relate to an economic interest. Such a device or display is equal to or smaller in size than twenty-four (24) inches by eighteen (18) inches. Said signs are printed on or displayed upon cloth, plastic, paper or other flexible material. *For the purposes of this Ordinance, commercial yard signs and non-commercial yard signs shall not be considered either freestanding signs or off-site signs.*

Off-site sign: A sign which directs attention to a business, commodity, service, entertainment or attraction, sold, offered or existing elsewhere than upon the same lot

where such sign is displayed. Such signs may also display a non-commercial message. The term “off-site sign” shall include an outdoor advertising structure (billboard) on which space is leased or rented by the owner thereof to others for the purpose of conveying a commercial or noncommercial message. For the purposes of this Ordinance, commercial yard signs and non-commercial yard signs shall not be considered either freestanding signs or off-site signs.

On-site sign: A sign which directs attention to a business, commodity, service, entertainment or attraction, sold, offered or existing on the same lot where such sign is displayed; provided an on-site sign may also display a non-commercial message.

Portable or Temporary Business Sign: Any sign constructed of paper, cloth, canvas or other similar lightweight expendable materials with or without frames, and either nailed, clamped, or held to a pole or other structure or object and intended to be displayed for a short period of time only. This definition shall include garage sale signs, open house signs, real estate signs and “For Rent” signs advertising a residential vacancy, although note that most of the aforementioned signs are exempted from the City’s permitting process (See Section 5. Exemptions).

Sign: The term “sign” shall mean and include every device, frame, letter, figure, character, mark, plane, point, design, picture, stroke, stripe, trademark, or reading matter, which is used or intended to be used to attract attention or convey information when the same is placed out of doors in view of the general public. For the purposes of this Ordinance, any display, with or without lettering, painted on an exterior wall, shall not generally be considered a sign. However, the City reserves the right to classify any painted display that meets the definition of an off-site sign as such and then regulate it accordingly.

~~**Wall mural:** A large scale artwork that may or may not contain lettering that is painted onto a wall. May reflect cultural, historical or social themes and are often used in public spaces for decorative, artistic or communicative purposes. For the purposes of this Ordinance, such displays shall not generally be considered signs. However, the City reserves the right to classify any painted display that meets the definition of an off site sign as such and then regulate it accordingly.~~

Zoning ordinance: The Zoning Ordinance of the City of Mountain Home, Arkansas.

Section 4. General regulations

1. Permit required: A permit issued by the Mountain Home Building Inspection Department or the Code Enforcement Officer shall be required to display the following types of signage: Banners, commercial yard signs, portable or temporary business signs

and special event signs. A City-issued permit is not required for the display of non-commercial yard signs, campaign election signs or other signs as mandated by law. Garage sale signs are covered under a separate ordinance addressing garage sales (see Ordinance No. 2009-11).

2. Permit fees: A City-issued permit to display banners, commercial yard signs, portable/temporary business signs or special event signs shall cost Twenty Dollars (\$20.00). For the purposes of this Ordinance, a permit shall be construed to cover multiple banners or signs, up to the maximum allowed by Ordinance. Separate permits are required for the display of both banners and commercial yard signs when both are used in conjunction to advertise the same event.

3. Freestanding signs: Freestanding signs are prohibited in the following Residential zoning districts: R-1, R-1A, R-2, R-3, R-4 and R-5. (See Section 5 for a list of exemptions to this regulation.) Freestanding signs are permitted in Commercial and Industrial zoning districts, subject to the following:

- A. Shall be set back a minimum of fifteen (15) feet from edge of street pavement or curb but shall not be set within the street right-of-way;
- B. Shall be set back a minimum of twenty-five (25) feet from the boundary of any Residential zoning district;
- C. Shall be prohibited in any area where the wall of a building is eight (8) feet or less from the curb line or street right-of-way;
- D. Designs may be illuminated by direct or indirect illumination;
- E. May be erected a minimum of one (1) foot from adjoining property.

4. Right of way: No signs are permitted to be attached to street signs, utility poles or placed inside the public right of way. Any signs found in violation of this shall be removed by the City without notice.

5. Removal of signs: All temporary signs must be removed within 72 hours after the event for which it was utilized is accomplished.

6. Signs not to constitute traffic hazard: No sign or other advertising structure as required by this Ordinance shall be erected or continued to be displayed in such a manner as to obstruct free and clear vision.

7. Placing signs on public and private property: No signs other than signs placed by government agencies shall be placed or displayed on any public property; provided, directional signs may be displayed upon city street name signposts, or upon traffic signposts under the following conditions:

- A) The sign directs the reader to the location of a public facility attended principally by out-of-town patrons, to a facility operated by a nonprofit entity

and attended principally by out-of-town patrons, to a facility relating to the public health, safety or welfare, or to scenic or historic sites;

B) The signs are fabricated, erected and maintained under authority of the City Street Department;

C) The entire cost of the sign is borne by the entity requesting the sign;

D) The sign conforms to the manual on uniform traffic-control devices.

8. Signs not to conflict with foot traffic or violate Americans With Disabilities Act (ADA) requirements: No sign or other advertising structure as required by this Ordinance shall be erected or continued to be displayed in such a manner as to impede foot traffic along sidewalks. Signs or banners shall likewise not violate the provisions of the Americans With Disabilities Act or any of its successors.

9. Mayoral authority: All sections of this Ordinance, including but not limited to the permitting requirements and the length of time signs or banners may be displayed, may be altered or waived by the Mayor at their discretion. Such decisions will be made on a case-by-case basis and shall not affect other signs displayed around towns.

For the purposes of this Ordinance, commercial yard signs and non-commercial yard signs will not be considered freestanding signs.

Section 5. Exemptions

Exempt signs shall comply with all applicable safety provisions. No sign permit shall be required for display of the following signs:

1. Real estate signs, open house signs or “For Rent” signs advertising a residential vacancy. On a lot in any district, there may be erected one unanimated real estate sign, open house sign or “For Rent” sign. *Exception: Corner lots may have a maximum of two signs, with one facing each street.*

2. Temporary job signs not required by state law. Any sign placed in any zoning district where someone is working, including services like lawn care, landscaping, handyman, roofing, fencing, paving/sealing, *et al.* may be displayed on site while someone is on the job working. The sign must be removed upon completion of the job. The sign shall not be placed on site until the first full day workers are on site, but in no case is the sign to be up any longer than seven (7) days. *Exception: If a permit is required for the job, a temporary sign can remain on site until the job is completed.*

3. Traffic or other municipal signs, legal notices, railroad crossing signs, danger, and such temporary, emergency or non-advertising signs as may be approved by the City Council.

4. Signs painted on, or affixed to, glass surfaces of windows or doors and pertaining to the lawful transactions conducted therein.

5. Signs placed in yards warning of burglar or fire alarms are allowed in any district if the sign is under 0.5 square foot in size.

6. The provisions of this Ordinance shall not apply to banners or signs displayed under the authority of the Baxter County Judge, another elected county official, or other county governmental office that is displayed on the Baxter County Courthouse grounds.

7. The provisions of this Ordinance shall not apply to banners or signs displayed under the authority of the Baxter County Fair Association. This exemption shall apply to Baxter County Fair Association signs and banners displayed both at the Baxter County Fairgrounds and around town at various locations. No sign or banner exempted under this provision may be displayed longer than 30 days.

8. The provisions of this Ordinance shall not apply to banners or signs displayed by Arkansas State University-Mountain Home on the ASU-MH campus. No sign or banner exempted under this provision may be displayed longer than 30 days.

9. The provisions of this Ordinance shall not apply to banners or signs displayed by Baxter Health, or any of its support organizations, on the Baxter Health hospital campus or any of its affiliated offices. No sign or banner exempted under this provision may be displayed longer than 30 days.

10. The provisions of this Ordinance shall not apply to banners or signs displayed by either the Mountain Home School District or the Mountain Home Christian Academy, provided that said signs or banners are displayed on the respective school campuses. Signs pertaining to the support of the schools' athletic teams or other extracurricular clubs are also exempted from this Ordinance. No sign or banner exempted under this provision may be displayed longer than 30 days, save for the display of signs supporting a school's athletic teams or other associated extracurricular clubs, which may be displayed year-round.

11. The provisions of this Ordinance shall not apply to banners or signs displayed under the authority of the University of Arkansas Extension Service. This shall include, but is not limited to, the Baxter County Master Gardeners, the Baxter County Extension Homemakers, or any Baxter County 4-H clubs. No sign or banner exempted under this provision may be displayed longer than 30 days.

12. The provisions of this Ordinance shall not apply to banners or signs displayed under the authority of either the Food Bank of North Central Arkansas or the Mountain Home Food Basket. No sign or banner exempted under this provision may be displayed longer than 30 days.

13. The provisions of this Ordinance shall not apply to banners or signs displayed under the authority of either the Alley-White American Legion Post 52, the Veterans of Foreign Wars Ozark Post 3246, or any of their support organizations. No sign or banner exempted under this provision may be displayed longer than 30 days.

14. The provisions of this Ordinance shall not apply to banners or signs displayed by the Donald W. Reynolds Library, or any of its affiliated organizations, on library premises. No sign or banner exempted under this provision may be displayed longer than 30 days.

15. The provisions of this Ordinance shall not apply to banners or signs displayed under the authority of a religious institution or a related club or organization thereof. No sign or banner exempted under this provision may be displayed longer than 30 days.

16. Election campaign signs. See Section 9. Election campaign signs.

17. Portable signs to be used in the Downtown Entertainment District. See Section 11. Portable signs – Downtown Entertainment District.

18. Informational signs for the Mountain Home Farmers Market. See Section 12. Informational signs – Mountain Home Farmers Market.

19. Non-commercial yard signs do not require a permit and may be displayed year-round. However, such signs shall avoid being placed on public streets, utility poles or along the public right of way. Any signs found in violation of this shall be removed by the City without notice.

Section 6. Banners

The use of banners shall be limited as follows:

1. No banners are permitted to be attached to street signs, utility poles or placed inside the public right of way. Any signs found in violation of this shall be removed by the City without notice.

2. Banners shall be larger in size than twenty-four (24) inches by eighteen (18) inches in size and shall not exceed one hundred (100) square feet in size. For smaller signs promoting upcoming events, see Section 7. Commercial Yard Signs.

3. A permit shall be required to place or display banners promoting an upcoming event or gathering, be it either public or private in nature.

4. The dates and location of the advertised event shall be carried on the banner.

5. Permitted banners promoting an upcoming event lasting less than seven (7) days in duration shall be placed on display no earlier than fourteen (14) days prior to the event.

Said banners shall be taken down no later than seventy-two (72) hours after the event's conclusion.

6. Permitted banners promoting an upcoming event lasting seven (7) days or more in duration shall be placed on display no earlier than twenty-one (21) days prior to the event. Said banners shall be taken down no later than seventy-two (72) hours after the event's conclusion.

7. No more than four (4) banners promoting a particular event shall be allowed to be displayed inside the City limits at any given time.

8. Notwithstanding any limitation herein contained, any banner(s) otherwise permitted that are affixed to a building shall not accumulatively exceed more than one-third (1/3rd) the size of the wall to which they are affixed, and no single banner shall exceed one hundred (100) square feet in size, whichever is lesser.

9. Any sign permanently affixed to a wall shall be considered a wall sign as compared to a banner.

10. Flags attached to a flagpole shall be an exception to this Ordinance.

Section 7. Commercial yard signs

The use of commercial yard signs shall be limited as follows:

1. No commercial yard signs are permitted to be placed on street signs, utility poles or along the public right of way. Any signs found in violation of this shall be removed by the City without notice.

2. Commercial yard signs promoting an event lasting less than seven (7) days in duration shall be placed on display no earlier than fourteen (14) days prior to the event. Said signs shall be removed no later than seventy-two (72) hours after the event's conclusion.

3. Commercial yard signs promoting an event lasting seven (7) days or more in duration shall be placed on display no earlier than twenty-one (21) days prior to the event. Said signs shall be removed no later than seventy-two (72) hours after the event's conclusion.

4. Commercial yard signs shall be no larger in size than twenty-four (24) inches by eighteen (18) inches. For larger signs promoting upcoming events, see Section 6. Banners.

5. The dates of the advertised event and its location shall be printed on the sign.

6. At the intersection of City streets, commercial yard signs shall be placed only on one piece of property or lot. Corner lots may have two signs displayed, with one sign facing

each street. However, additional signs are not permitted to be displayed on other properties located around the intersection.

7. The provisions of this Section shall not apply to signs advertising garage sales, which are governed under a separate Ordinance (see Ordinance No. 2009-11).

Note on signs required by law: Signs required by law to be displayed during construction, renovation, paving and other labor are not classified as commercial yard signs since they do not advertise a particular event and carry the dates and location for that event. A permit is not required for the timely display of signs required by law, however, any signs remaining on display once the job is completed and the legal requirement for such a display is satisfied shall be considered an off-site sign and treated as such by the City.

Section 8. Non-commercial yard signs

The use of non-commercial yard signs shall not be generally regulated except as follows:

1. No non-commercial yard signs are permitted to be placed on street signs, utility poles or along the public right of way. Any signs found in violation of this shall be removed by the City without notice.

2. A permit is not required to display a non-commercial yard sign.

3. Non-commercial yard signs may be displayed year-round.

4. Non-commercial yard signs should be maintained in good condition at all times. Any sign that is found to be damaged or decrepit in the opinion of the Code Enforcement Officer may be removed at their discretion, and the property owner may be subject to the penalties described herein under Section 15.

5. Non-commercial yard signs shall be no larger in size than twenty-four (24) inches by eighteen (18) inches. For larger signs, see Section 6. Banners.

Section 9. Election campaign signs

Political signs are permitted to be placed on private property in any district, subject to the following conditions:

1. No election campaign signs are permitted to be placed on street signs, utility poles or along the public right of way. Any signs found in violation of this shall be removed by the City without notice.

2. Permits are not required for the display of election campaign signs.

3. Signs and banners may be placed or displayed no earlier than sixty (60) days prior to a primary election, general election or a special election, and said signs shall be removed with five (5) days following the election to which it applies.

4. The owner of the property where an election campaign sign was displayed shall ultimately be responsible for its removal. Any violations or penalties arising from an election campaign sign that has failed to be removed in the specified time shall fall upon the owner of the property where said sign was displayed.

5. In districts where signs or banners are otherwise permitted, political signs shall meet the requirements of each specified district.

6. Election campaign signs are not limited by the size restrictions described for commercial yard signs. However, any election campaign banners shall comply with the size regulations found under Section 6.

Section 10. Portable and temporary business signs

Portable swinger, “A” frame, sandwich, portable temporary attraction signboards, feather signs and banners are prohibited except as follows:

1. **Newly opened business sign:** These signs can be utilized by a new business for a total for fifteen (15) days from the day that a business license has been issued to the business. A permit for the portable sign must be obtained from the Enforcement Officer or the Building Inspection Department.

2. Portable signs are permitted for a period of thirty (30) days immediately following a natural disaster, which has destroyed or substantially damaged an existing, permanent sign. A permit for the portable sign must be obtained from the Code Enforcement Officer or the Building Inspection Department.

3. Where portable temporary attraction signs are used under the above exceptions, flashing illumination is prohibited.

4. **Restrictions along controlled access highways (Sheid-Hopper Bypass):** No off-site sign shall be permitted within six hundred sixty (660) feet of the right-of-way of any controlled access highway (see Federal Highway Beautification Act of 1965).

5. **Special event temporary signs:** Retail businesses may use temporary signs for a period of up to seven (7) days. Said signs shall only be out on display during business hours. Businesses shall only use temporary signs three (3) times in a calendar year. A permit for a temporary business sign must be obtained from the Code Enforcement Officer or the Building Inspection Department.

6. Nothing in this Ordinance shall prevent any business from having signs advertising their business on their vehicles or trailers if the said vehicles or trailers are used in the everyday operation of said business.

7. Revolving, rotating or moving signs are prohibited.

8. Where portable and temporary business signs are permitted, no signs shall be placed on street signs, utility poles or along the public right of way. Any signs found in violation of this shall be removed by the City without notice.

9. A-frame business signs are permitted inside the Downtown Entertainment District. See Section 11. Portable signs – Downtown Entertainment District.

10. Informational signs are permitted to be used by the Mountain Home Farmers Market. See Section 12. Informational signs – Downtown Farmers Market.

Section 11. Portable signs – Downtown Entertainment District

The use of A-frame or sandwich board style signs is permitted in the Historic Downtown Entertainment District, with the following provisions:

1. Merchants in the Historic Downtown Entertainment District may display one (1) A-frame or sandwich board-style sign promoting their business, provided that the sign is only displayed during the business' operating hours.

2. The maximum dimensions of a sign are twenty-eight (28) inches by fifty (50) inches on a side. A business desiring to display a portable sign larger than that must first receive permission from the City's Planning Commission before displaying said sign.

3. Signs shall be placed directly in front of the respective businesses, and a sign's placement shall not impede sidewalk foot traffic any more than what is reasonable. Caution shall be taken to make sure that said sign is not a distraction to the safe operation of motor vehicles.

4. At no time shall a portable sign in the Historic Downtown Entertainment District be placed in a manner where it impedes the accessibility of the sidewalk to those with disabilities. Any such sign in violation may be removed or relocated by the Code Enforcement Officer without notice until the sidewalk fully complies with all requirements under the Americans With Disabilities Act (ADA), or any successive legislation. Downtown merchants shall adhere to any and all ADA requirements as mandated by law.

5. A permit is not required for businesses in the Downtown Entertainment to display such signs.

Section 12. Informational signs – Mountain Home Farmers Market

Informational or directional signs are permitted for use by the Mountain Home Farmers Market, with the following provisions:

1. Organizers of the Mountain Home Farmers Market may display two (2) A-frame or sandwich board-type signs for the express purpose of raising awareness about the location or operation of the Farmers Market.

2. The maximum dimensions of the signs are twenty-eight (28) inches by fifty (50) inches on a side. Should the Farmers Market desire to display a portable sign larger than that, it must first receive permission from the City's Planning Commission before displaying said sign.

3. Signs may be placed up to three (3) blocks away from the Farmers Market and must be taken down when the Market is not in operation. Said signs should indicate to the reader the physical direction of the Farmers Market or communicate that the market is currently open. Promotion of an individual vendor or market items is prohibited on such signs.

4. The placement of a sign should not impede sidewalk foot traffic any more than what is reasonable. Caution should be taken to make sure that said sign is not a distraction to the safe operation of motor vehicles.

5. At no time shall a portable sign advertising the Mountain Home Farmers Market be placed in a manner where it impedes the accessibility of the sidewalk to those with disabilities. Any such sign in violation may be removed or relocated by the Code Enforcement Officer without notice until the sidewalk fully complies with all requirements under the Americans With Disabilities Act (ADA), or any successive legislation. The Mountain Home Farmers Market shall adhere to any and all ADA requirements as mandated by law.

6. A permit is not required for the Mountain Home Farmers Market to display such signs.

Section 13. Unsafe and unlawful signs

1. If the Enforcement Officer shall find that any sign or other advertising structure regulated herein is unsafe, is a menace to the public, is abandoned or maintained in a dilapidated condition, or has been constructed or erected or is being maintained in violation of the provisions of this Ordinance, he shall give written notice to the sign owner and/or lessee, and/or property owner thereof.

2. If the sign owner or lessee or property owner fails to remove or alter the sign or advertising structure to comply with the standards set forth within a reasonable time

specified in the notice, the sign or other advertising structure may be removed or altered to comply by the Enforcement Officer.

3. Failure to comply with the Notice shall be considered a violation and, as provided for in Section 14 of this Ordinance, any expense incidental to removal or alteration shall be charged to the sign owner and/or lessee and/or property owner.

4. The Enforcement Officer may cause any banner or sign, which is an immediate peril to persons or property, to be removed summarily without notice. Such signs or other advertising structures are hereby declared to be a public nuisance.

5. No signs are permitted to be placed on street signs, utility poles or along the public right of way. Any signs found in violation of this shall be removed by the City without notice.

Section 14. Sign permits revocable

1. All rights and privileges acquired under the provisions of this Ordinance, or any amendment thereto, are mere licenses revocable at any time by the Mayor, and all permits shall contain this provision.

2. Repeated violations of this Ordinance, or any amendment thereto, are grounds for the denial of a future permit to display banners or signs.

Section 15. Penalties

1. Violation of the provision of the Ordinance or failure to comply with any of its requirements shall constitute a misdemeanor. Any person who violates this Ordinance or fails to comply with any of its requirements shall, upon conviction thereof, be fined not less than twenty-five dollars (\$25.00) nor more than one hundred dollars (\$100.00). Each day such a violation continues shall be considered a separate offense. Also, upon conviction for a violation, a person will be required to make restitution of the City for any expense incurred by the City in the removal or alteration of unsafe and/or unlawful signs.

2. The owner or tenant of any building, structure, premises or part thereof, and any architect, builder, contractor, agent, or other person who commits, participates in, or maintains such violation may be found guilty of separate offense and suffer the penalties herein provided.

3. Nothing herein contained shall prevent the City from taking such other lawful action as is necessary to prevent or remedy any violation.

Section 16. Severability

Should any section or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinance as a whole, or any part thereof other than the part so declared to be unconstitutional or invalid.

Section 17. Provisions declared to be minimum requirements and conflicts

In their interpretation and application, the provisions of this Ordinance shall be held to be minimum requirements adopted for the promotion of public health, safety, and general welfare. Should there be any conflict or duplication within this Ordinance to any other existing Ordinance, or Ordinances, the more stringent regulation shall apply.

PASSED AND APPROVED THIS 7TH DAY OF AUGUST, 2025.

HILLREY ADAMS, MAYOR

ATTEST:

SCOTT LILES, CITY CLERK

APPLICATION FOR BANNER/EVENT SIGN PERMIT

BANNER PERMIT: _____ **COMMERCIAL SIGN PERMIT:** _____

BUSINESS/EVENT NAME: _____

DATES OF EVENT: _____

PROMOTOR/PERSON OF CONTACT: _____

ADDRESS: _____

TELEPHONE: _____ **EMAIL:** _____

- **Yard sign/banner permits are \$20. A single permit covers all associated event banners or yard signs. It is NOT \$20 per banner/yard sign.**
- **Banners or event signs shall be placed on display no earlier than 14 days prior to an event that lasts 6 days or less. Banners or event signs shall be placed on display no earlier than 21 days prior to an event that lasts 7 days or more.**
- **No banners or event signs are permitted to be attached to street signs, utility poles or placed inside the public right of way. Any banners/signs found in violation of this shall be removed by the City without notice.**
- **At the intersection of City streets, commercial yard signs shall be placed only on one piece of property or lot. Corner lots may have two signs displayed, with one sign facing each street. However, additional signs are not permitted to be displayed on other properties located around the intersection.**
- **No more than two (4) banners promoting a particular event shall be allowed to be displayed inside the City limits at any given time.**
- **Permitted yard signs promoting an upcoming event shall be no larger in size than twenty-four (24) inches by eighteen (18) inches. The dates of the advertised event and its location shall be printed on the sign.**
- **Any banner or event sign found to be in violation of this Permit may be removed by the City without any prior notice, and the permit holder for that banner or sign may face a fine of not less than \$25 nor more than \$100. Each day such a violation continues shall be considered a separate offense.**

APPLICANT: _____ **DATE:** _____

(Please sign your name)

APPROVED BY: _____

(Code Enforcement, Building Inspection, Other)