

**BOROUGH OF SWARTHMORE  
ORDINANCE NO. 1031**

**AN ORDINANCE AMENDING CHAPTER 1266 OF THE BOROUGH OF  
SWARTHMORE ZONING CODE RELATING TO SIGNAGE**

THE BOROUGH COUNCIL OF THE BOROUGH OF SWARTHMORE HEREBY ENACTS AND ORDAINS AS FOLLOWS:

**SECTION 1. Definitions.**

- (1) Section 1266.02 (b) is hereby deleted and replaced as follows:

“Off-site billboard” means a surface whereon advertising matter is set in view conspicuously and which advertising does not apply to the premises where it is displayed or posted.”

**SECTION 2. General Regulations.**

- (1) 1266.03 (j) shall be deleted in its entirety.

**SECTION 3. Signs in BA Business Apartment Districts.**

- (1) The following shall be added to Section 1266.06:

“Billboards shall be permitted by special exception according to the following regulations:

- (a) No billboard shall exceed 76 square feet in size.
- (b) The maximum height for a billboard shall be 35 feet from the ground or sidewalk to the top of the sign.
- (c) Each billboard allowed under this section of the Article shall be located not less than 500 feet (measured by radial spacing) from any other billboard allowed pursuant to this section of the article and not less than 100 feet from any adjoining residential zoning district.
- (d) External lighting of billboards shall be prohibited between the hours of 1 a.m. and 5 a.m., Eastern Standard Time.

**SECTION 4. Severability.**

The provisions of this ordinance are severable, and if any section, sentence, clause, part, or provision hereof shall be held illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair the remaining sections, sentences, clauses, or parts of this Ordinance. It is hereby declared to be the intent of the Borough Council that this Ordinance would have been adopted if such illegal, invalid, or unconstitutional sections, sentence, clause, part, or provision had not been included therein.

SECTION 5. **Repealer.**

All resolutions or ordinances, or parts thereof, that are inconsistent herewith are hereby repealed to the extent of the inconsistency.

SECTION 6. **Adoption.**

This Ordinance shall take effect and be in force from and after its enactment as required by law.

Enacted and ordained this 21st day of December, 2009.

SWARTHMORE BOROUGH COUNCIL

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TOM HUESTIS  
COUNCIL PRESIDENT

APPROVED this 21<sup>st</sup> day of  
December, 2009

ATTESTED this 21<sup>st</sup> day of  
December, 2009

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ELRIC C. GERNER  
MAYOR

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JANE C. BILLINGS  
BOROUGH MANAGER