

Agenda item # 25

**CITY OF SAN ANTONIO  
DEVELOPMENT SERVICES DEPARTMENT  
CITY COUNCIL AGENDA MEMORANDUM**

**TO:** Sheryl Sculley, City Manager  
**FROM:** Florencio Peña, Director Development Services  
**SUBJECT:** An ordinance amending Chapter 28 sign ordinance  
**DATE:** June 8, 2006

**SUMMARY & RECOMMENDATION**

Amendments to Chapter 28 sign ordinance of the City Code to include a rebuttable presumption clause relating to the placement of unauthorized (bandit) signs.

Staff recommends approval.

**BACKGROUND INFORMATION**

The proposed ordinance was sponsored by a Council Consideration Request from District 3 Councilman Roland Gutierrez.

The City of San Antonio Chapter 28 sign ordinance currently contains a rebuttable presumption clause that reads:

“The presence of a sign in the public right-of-way creates a rebuttable presumption that the person, corporation, or association named on such sign is the person responsible for the placement of such sign.”

The proposed amendments will establish a conduit for subjecting the benefactor (solicitor), whose phone number appears on the bandit sign, to a fine. The law would then presume the point of contact identified on the sign or the solicitor whose phone number appears on the sign, actually put up the sign and is therefore subject to a fine.

The proposed amendments include revising the definition of a person, removing some language causing some confusion with interpretation, and a rebuttable presumption clause.

## **POLICY ANALYSIS**

The intent of this amendment is to have an additional mechanism within the current sign ordinance to discourage the placement of bandit signs in the community. This amendment is consistent with past amendments to Chapter 28 of the City Code to create a cleaner community.


The Quality of Life Council Committee recommended this item to be considered by the full City Council on June 8, 2006.

## **FISCAL IMPACT**

There is no immediate fiscal impact.

## **COORDINATION**

This item has been coordinated with the City Attorney's Office.

  
for Florencio Peña, Director  
Development Services Department

  
Jolynne Burley  
Deputy City Manager

Approved for Council Consideration:

  
Sheryl Sculley  
City Manager