

**CENTRAL BUSINESS DISTRICT  
SIDEWALK SIGN AND MERCHANDISE DISPLAY  
ORDINANCE**

SECTION I:            TITLE

This Ordinance shall be known and cited as the “Central Business District Sidewalk Sign and Merchandise Display Ordinance”.

SECTION II:            LANDS TO WHICH THIS ORDINANCE APPLIES

This Ordinance shall apply to properties located within the Central Business District as the district is defined in the Brandon Land Use Ordinance.

SECTION III:            AUTHORITY

This ordinance is adopted pursuant to the authority of 24 VSA 2291(7).

SECTION IV:            PURPOSE

The Purpose of this Ordinance is to regulate the outdoor display of merchandise and signage in the Central Business District, and to ensure such displays and signs do not interfere with the pedestrian travel and public safety.

SECTION V:            MERCHANDISE DISPLAYS

Display of merchandise or retail products for commercial purposes shall not be permitted within the required setback from a public or private right-of-way, except for the temporary display of merchandise on the sidewalk which shall be placed against the front wall of a merchant's place of business. A minimum six (6) foot wide passage shall be maintained for pedestrian traffic at all times along the sidewalk.

SECTION VI:            TEMPORARY AND PORTABLE SIGNS

Temporary and Portable signs shall be permitted provided the signs are placed adjacent to the curb, against the building, or on green space, if available; comply with the sign regulations contained in Section 407 of the Brandon Land Use Ordinance, and any other municipal, state or federal regulation. A minimum six (6) foot wide passage shall be maintained for pedestrian traffic at all times along the sidewalk.

SECTION VII:            OFF-PREMISES SIGNS

Off-premises signs are prohibited.

SECTION VIII:            DEFINITIONS

1. Administrative Officer means the Zoning Administrator, Alternate Zoning Administrator, or designee.

2. Off-premises sign means any sign that is not within the boundaries of the business frontage extended through the sidewalk
3. Portable sign is any sign not permanently attached to the ground or to a building or structure attached permanently to the ground. (This shall apply to temporary or sandwich boards).
4. Temporary sign is any sign erected for a limited period of time.
5. Town Manager means the Town Manager or the Town Manager's duly authorized agent.

SECTION IX: EXEMPTIONS

Nothing in this Ordinance shall be construed to prevent farmers' markets, church bazaars, and other similar events from displaying merchandise outdoors in designated non-sidewalk areas, provided such events are in compliance with state and federal laws, and other municipal ordinances, including specifically, the Town of Brandon Itinerant Vendors Ordinance.

SECTION X: ENFORCEMENT AND PENALTIES

The Town Manager or Administrative Officer are the designated representatives who shall institute in the name of the Town any appropriate action, injunction, or other proceeding to prevent, restrain, correct, or abate a violation of this Ordinance.

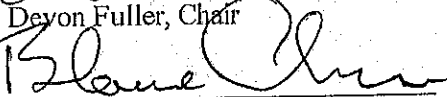
Any persons, principles, agents, corporations or other entities violating the provisions of this Ordinance shall be fined \$50.00 for each offense; and a separate offense shall be deemed committed on each day in which the violation continues after notification of violation. All fines collected for a violation of this Ordinance shall be paid over to the Town of Brandon.

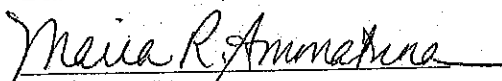
SECTION XI: EFFECT

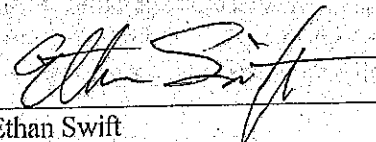
This Ordinance shall take effect sixty (60) days after passage by the Select Board at a duly noted hearing, which date will be hereunder indicated on the face of this Ordinance.

Duly Adopted by the Town of Brandon Select Board at a hearing held on February 10, 2014.

  
 \_\_\_\_\_  
 Devon Fuller, Chair

  
 \_\_\_\_\_  
 Blaine Cliver

  
 \_\_\_\_\_  
 Maria Ammatuna

  
 \_\_\_\_\_  
 Ethan Swift

\_\_\_\_\_  
 David Atherton