

City of Northampton

MASSACHUSETTS

In the Year Two Thousand and Six

UPON THE RECOMMENDATION OF Councilors Marilyn Richards & Marianne LaBarge

ORDINANCE

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by revising section ~~7.2 & 11.6~~ of said Code; providing that General Sign Regulations and Approval Criteria

Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows:

Section 1. That section ~~7.2 & 11.6~~ of the Code of Ordinances of the City of Northampton, Massachusetts, be amended so that such section shall read as follows:

“Section Amend §7.2 by adding a new subsection 19.

New 7.2(19)

Signs may not include text, graphics or pictures defined as obscene in MGL Chpt. 272 §31 if taken as a whole it

A. appeals to the prurient interest of the average person applying the contemporary standards of the county where the offense was committed;

B. depicts or describes sexual conduct in a patently offensive way; and

C. lacks serious literary, artistic, political or scientific value.

Nor may signs depict or describe sexual conduct or sexual excitement as defined in MGL Chpt 272, §31.

Add new subsection 9 to 11.6 (site plan approval criteria)

11.6(9)

A. No signs, text, graphics, pictures, publications, videotapes, CDs, DVDs, movies, covers, merchandise or other objects, implements, items or advertising, depicting, describing sexual conduct or sexual excitement as defined in MGL Chpt. 272, §31 shall be displayed in the windows or on any building or be visible to the public from the street, pedestrian sidewalks, walkways, or bikepaths or from other areas outside such establishments.

B. Windows may only be blocked or shaded by approval of the Planning Board through site plan approval.