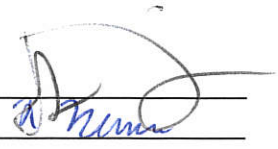


1st reading
1-17-18

①

SPONSORED BY: _____

SECONDED BY: _____



CITY OF HOBOKEN

ORDINANCE NO.: 3-4

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 196 OF THE HOBOKEN CITY CODE ENTITLED "ZONING" ARTICLE IX "GENERAL SUPPLEMENTARY REGULATIONS" AT §196-31(C)(2)(G) "FEATHER FLAGS"

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

Section 1: The following additions and ~~deletions~~ shall be made to Hoboken City Code §196-31(C)(2)(g) to read as follows:

(g) Feather flags, except when:

1) the property is a business establishment in a zone where commercial and retail are permitted uses, and exterior signage ordinarily allowable under this section is not permitted pursuant to landlord or condominium association prohibition, and the property has no more than two (2) street-facing windows, not inclusive of doorway or transom, with total display area totaling less than ten (10) square feet. In the situations where feather flags are permitted pursuant to this exception, said signs shall:

- i. Be displayed only on the business premises; and,
- ii. Be limited to one (1) per business; and,
- iii. Pertain to the business on the premises; and,
- iv. Be displayed only during hours of operation; and,
- v. Be placed in a manner so as to ensure pedestrian safety; and,
- vi. Not block, impede or in any other manner interfere with the pedestrian walkway; and,
- vii. Not be more than twelve (12) feet long, or greater than thirty-six (36) inches in width; and,
- viii. Not block any windows or doors; and,
- ix. Be secured in a manner that prevents displacement from the wind; and,

2) When utilized by a non-profit organization organized under 501(c)(3) of the Internal Revenue Code on private property in accordance with the following regulations:

- i. The feather flags may be utilized for a total of five (5) days, either consecutive or non-consecutive, during any thirty (30) day period; and,
- ii. The organization must apply to the Zoning Officer for permission to utilize a feather flag in accordance with this section; and,
- iii. Along with the initial application, the applying entity must include proof of the organization's 501(c)(3) status. The applicant shall provide updated proof on an annual basis; and,
- iv. The Zoning Officer and/or the Zoning Officer's Designee shall be responsible for enforcement of this exception to ensure compliance; and,
- v. The following conditions shall apply to all flags displayed in accordance with this section:
 - a. Limited to one (1) per organization; and,

- b. Pertain to the organization; and,
- c. Be displayed only during hours of operation; and,
- d. Be placed in a manner so as to ensure pedestrian safety; and,
- e. Not block, impede or in any other manner interfere with the pedestrian walkway; and,
- f. Not be more than twelve (12) feet long, or greater than thirty-six (36) inches in width; and,
- g. Not block any windows or doors; and,
- h. Be secured in a manner that prevents displacement from the wind.

Section 2: This ordinance shall be part of the General Code of the City of Hoboken as though codified and fully set forth therein.

Section 3: The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 4: This ordinance shall take effect as provided by law.

Date of Introduction: January 17, 2018

Introduction:

Councilperson	Yea	Nay	Abstain/Present	Absent
Peter Cunningham				✓
Michael DeFusco	✓			
James Doyle		✓		
Vanessa Falco	✓			
Tiffanie Fisher	✓			
Jennifer Giattino	✓			
Emily Jabbour	✓			
Michael Russo	✓			
Council President Ramos	✓			

Final Reading:

Councilperson	Yea	Nay	Abstain/Present	Absent
Peter Cunningham				
Michael DeFusco				
James Doyle				
Vanessa Falco				
Tiffanie Fisher				
Jennifer Giattino				
Emily Jabbour				
Michael Russo				
Council President Ramos				

Approved as to Legal Form:

Brian Aloia, Esq., Corporation Counsel

Adopted by the Hoboken City Council
By a Vote of ____ Yeas to ____ Nays
On the ____ day of _____, 2018

James Farina, City Clerk

Vetoed by the Mayor for the following reasons: _____

-or-

Approved by the Mayor
On the ____ day of _____, 2018

Ravi Bhalla, Mayor