

**PLANNING BOARD
TOWN OF MARILLA
RECOMMENDATION**

Debbie Zimmerman
Nathan Barnard
Jay Walkowiak, Chairman
Lorraine Martzolf
Vinney Beisiegel, Vice Chairman
Richard Rose
Richard Janiga
Clarence Gerhardt, Alternate
Jen Seth-Cimini, Alternate

Beth Ackerman, Town Board
Jason Paananen, Consultant
Scott Rider, CEO
Melissa Stark, Clerk

Date: September 15, 2011

Recommendation One: To recommend the changes to the Sign Code to include LED signs:

A recommendation was made at the September 15, 2011 Planning Board meeting regarding the addition to the Sign Code. The Planning Board accepted a motion by Richard Rose and seconded by Debbie Zimmerman for the Town Board to approve changes to the Sign Code so that the code covers LED signs.

The Proposed Sign Code will read as follows with additions in italics:

(5) No sign shall be illuminated by or contain flashing, intermittent, rotating or moving light or lights. All luminous signs, indirectly illuminated signs and lighting devices, *including LED*, shall employ only lights emitting light of constant intensity. (For purposes of this subsection, a "luminous sign" shall mean a sign where the lighting is supplied internally and an "indirectly illuminated sign" shall mean a sign illuminated by a light placed outside such sign and a "lighting device" shall mean any sign that is otherwise lighted.) Luminous sign, indirectly illuminated signs or lighting devices shall only be permitted following submission of an application for approval before the Town of Marilla Planning Board which shall have the authority to review and approve such application. As part of such review the Town of Marilla Planning Board shall insure that such signs are not placed or directed so as to cause glaring or nondiffused beams of light to be cast upon any public street, highway or sidewalk or adjacent premises or otherwise cause glare or reflection that may constitute a traffic hazard or nuisance and to insure that such signs do not employ any mirror or mirror-like surface. The Code Enforcement Officer shall only issue a permit for such luminous, indirectly illuminated signs and lighting devices only after approval for such sign(s) by the Town of Marilla Planning Board.

The issues that were discussed at the meeting were:

1. The laws needed updating to reflect on technology.

The vote of the member is as follows:

Debbie Zimmerman - aye
Chairman Jay Walkowiak - aye

Vinney Beisiegel - aye
Richard Rose - aye
Richard Janiga ó aye
Nathan Barnard ó aye
Lorraine Martzolf ó aye

Respectfully Submitted by
Melissa R. Stark