

RESOLUTION NO. 2023-26

**A RESOLUTION AUTHORIZING A CONDITIONAL USE PERMIT FOR THE CITY OF DOUGLAS FOR THE
INSTALLATION OF TWO (2) ELECTRONIC MESSAGE BOARD SIGNS IN A CB-1 CENTRAL BUSINESS ZONE AT
101 NORTH 4TH STREET (ORIGINAL TOWN OF DOUGLAS, BLOCK 10, LOTS 8-11 INCLUSIVE).**

WHEREAS, The City of Douglas wishes to install two (2) electronic message board signs at 101 North 4th Street; and

WHEREAS, the message board signs would be utilized to provide information regarding emergency notifications, as well as community events; and

WHEREAS, the proposed use adheres to the Douglas Municipal Code, pertaining to the allowance of conditional use permits in a CB-1 Zone for electronic message board signs; and

WHEREAS, the Douglas Municipal Code requires the proposed use obtain prior approval by the City Council as part of the conditional use permit review and approval process; and

WHEREAS, the Community Development staff and the Douglas Planning and Zoning Commission have reviewed the application to ensure that it shall have no adverse impact on the welfare of the public; and

WHEREAS, signage in the Local Downtown Historic District is required to obtain approval from the Douglas Downtown Historic District Review Panel, on July 10, 2023, the Panel approved the request to replace the non-functioning signs with new signs; and

WHEREAS, notice has been duly given and a public hearing held before the Douglas Planning and Zoning Commission on August 21, 2023, where there was no public opposition to the application; and the Planning and Zoning Commission voted unanimously to recommend approval of the application to the Douglas City Council; and

WHEREAS, the following conditions are recommended by City staff and the Planning and Zoning Commission, as stated in the Unified Land Development Code of the Douglas Municipal Code:

1. The sign may not exceed the proposed eighty-two (82) square feet for the electronic message display.
2. Each message on an electronic message display shall be displayed for at least four (4) to eight (8) seconds.
3. The transition between messages display shall be instantaneous. Transitional effects shall be limited to instant (slideshow), fade, dissolve, circle out, diamond out, jaws, zoom, wipe left, wipe right, scroll, and travel.
4. The electronic message display shall be equipped with technology that automatically dims the electronic message displays according to ambient light conditions to a luminance or nighttime brightness level of up to five hundred (500) NIT, which will result in a reduction of display brightness between five (5) percent and twenty-five (25) percent, depending on the resolution of the sign. Documentation shall be provided from the sign manufacturer which verifies compliance with auto dimming and brightness requirements.
5. The electronic message display shall be equipped with the ability to be shut off within twenty-four (24) hours of malfunctioning. Signs under repair shall be shut off.

WHEREAS, Municipal Code requires that all conditional use permits be approved by the City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DOUGLAS, WYOMING, that City of Douglas is granted a conditional use permit to allow for the installation of two (2) electronic message board signs in a CB-1 Central Business Zone at 101 North 4th Street (Original Town of Douglas, Block 10, Lots 8-11 Inclusive).

PASSED, APPROVED, AND ADOPTED this 28th day of August, 2023.

Kim Pexton, Mayor

Attest:

Mary Nicol, Deputy City Clerk