



MEMORANDUM OF AGREEMENT

LED Signs – Excluding Transit Rd

Town of Clarence, New York

1. PURPOSE: The purpose of this Memorandum of Agreement (MOA) is to establish a mutual framework governing the operation of LED (Light-Emitting Diode) and like digital display technology utilized within signage between the Town of Clarence and owner/user of such devices.

This agreement is primarily intended to ensure that such user/owner of LED/digital display devices thoroughly understand the laws and regulations that govern the operation of such devices as per the Sign Law of the Town of Clarence.

2. AUTHORITY: The following section of law serves to legitimize the authority of a Code Enforcement Officer of the Office of Planning and Zoning as appointed by the Town Board to impose fees and ultimately imprisonment in coordination with the Court of the Town of Clarence if the following provisions regarding LED/digital display boards as lifted from the Sign Law are not strictly adhered to.

Section 181-2 General Regulations.

C. Illumination and Movement.

- (1) Any illuminated sign or lighting device shall employ only light of constant intensity.
- (2) No sign shall be placed or be directed so as to permit the sign illumination to be directed upon a public street, highway, sidewalk or adjacent premises so as to cause hardship or danger to any person or persons.
- (3) No sign or part thereof shall contain or consist of any pennant, ribbon, streamer, balloons, spinner or other similar moving, fluttering, or revolving device. Such devices shall be prohibited even if they have no message or logo on them. The said devices, as well as strings of lights, shall not be used for advertising or attracting attention whether or not they are part of the sign.
- (4) No sign or part thereof may rotate or move in any direction. Signs that flash, blink or scroll-change shall not be allowed for safety reasons.
- (5) L.E.D. signs must have messages that remain of constant intensity for at least thirty (30) seconds. No part of an L.E.D. sign may move or scroll or be considered an animated sign.
- (6) L.E.D. signs shall be required to emit a single monochromatic color on a black, unlit background.

3. ACCEPTANCE OF AGREEMENT: (Signature Required)

Signature: _____ Print Name: _____

Title, Company: _____

Company Address: _____

Phone Number: _____ E-mail: _____

**The undersigned individual is either the owner or representative of the owner and as such is responsible for the operation of the sign/display board. In the case that the responsibility for operation is bestowed upon another party or individual it is the responsibility of the owner to inform that party or individual of these regulations.*

-This Memorandum in no way, shape or form supersedes the Town of Clarence Sign Law and/or authority of the Sign Review Board to approve signage as an entirely separate application and process.-

Town Official Witness

Date