



# TOWN OF JACKSON TOWN COUNCIL AGENDA DOCUMENTATION

**PREPARATION DATE:** June 14, 2018  
**MEETING DATE:** June 18, 2018

**SUBMITTING DEPARTMENT:** PLANNING & BUILDING  
**DEPARTMENT DIRECTOR:** TYLER SINCLAIR  
**PRESENTER:** TYLER SINCLAIR

**APPLICANT:** INDIAN ARTS – TERRY & JOY KENNEDY

**SUBJECT:** TEMPORARY SIGN PERMIT – INDIAN ARTS GOING OUT OF BUSINESS

## STATEMENT/PURPOSE

To approve or deny relief from the Town's sign ordinance for the use of temporary signage not requiring a special event or exposition license.

## BACKGROUND/ALTERNATIVES

The applicant has requested a temporary banner to be located at times:

Indian Arts (105 E. Broadway Ave) – June 18, 2018 through October 18, 2018

Section 4670.I of the Town's Land Development Regulations allows Council to approve up to four (4) off-site banners. The event does not require any Town services; therefore, a special event license is not required. Staff recommends approval, as the Town has permitted such signs in the past, as long as all other regulations for signage are complied with.

## ALIGNMENT WITH COUNCIL'S STRATEGIC INTENT

Staff finds that the proposal is consistent with Council's strategic intent.

## ATTACHMENTS

Applicant Submittal

## FISCAL IMPACT

None

## STAFF IMPACT

None

## LEGAL REVIEW

N/A

## RECOMMENDATION

The Planning Director makes no recommendation for the banner located at Indian Arts, subject to the following conditions:

1. The use of the site shall be granted by the property owner.
2. The sign shall not be located on the sidewalks or in the public right of way.
3. The signs for the Indian Arts may be installed during:  
June 18, 2018 through October 18, 2018

## SUGGESTED MOTION

I move to **approve** the temporary banners in conjunction with Indian Arts, subject to three (3) conditions of approval.

**(Although Staff is not making a recommendation of the application, the motion is made in the affirmative.)**



TEMPORARY SIGN PERMIT APPLICATION

Planning & Building Department
Planning Division

150 East Pearl Ave. | ph: (307) 733-0520 or
P.O. Box 1687 | (307) 733-0440
Jackson, WY 83001 | fax: (307) 734-3563
www.townofjackson.com

EVENT NAME:

Event Name: Closing out of Business Physical Address of Event: 105 E. Broadway
Description of Event: Final day of Business - Closing out of Business

EVENT SPONSOR/APPLICANT:

Name: Terry & Joy Kennedy Phone: 386-546-8805
Mailing Address: P.O. Box 3262 - ZIP: 83001
E-mail: Hsundanca@earthlink.net Non-Profit: For Profit: X

TEMPORARY BANNER LOCATION: Consent from Property Owner Required (maximum of 4 signs allowed, display dates up to two weeks allowed)

Table with 2 columns and 4 rows for banner location details including Business/Description, Physical Address, Dates of Display, and Consent from Owner.

SUBMITTAL REQUIREMENTS. Attach the following:

- X Illustration of each proposed sign that includes dimensions, colors, materials and type of sign.
Installation specifications, and any structural details or specifications required for freestanding signs.

Under penalty of perjury, I hereby certify that I have read this application and state that, to the best of my knowledge, all information submitted in this request is true and correct. I agree to comply with all county and state laws relating to the subject matter of this application, and hereby authorize representatives of the Town of Jackson to enter upon the above-mentioned property during normal business hours, after making a reasonable effort to contact the owner/applicant prior to entering.

Terry Kennedy
Signature of Authorized Event Applicant
TERRY KENNEDY
Applicant Name Printed

6-13-18
Date
Owner
Title

# Design Your Banner

 delete

 undo

 Free Design Help

Sign Type

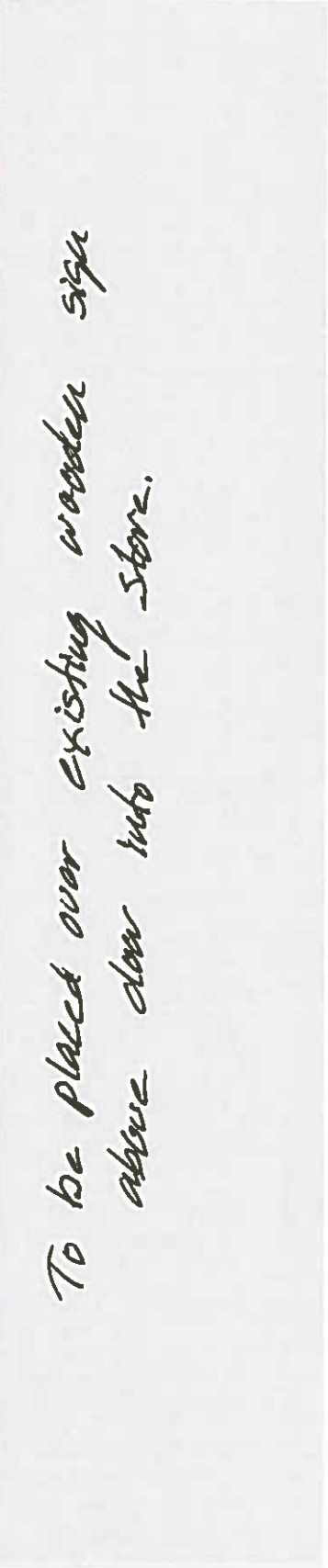
Banner 

Sign Size

W	96
H	22

 in.  ft.

 Save & Continue



## Brendan Conboy

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**From:** Terry Kennedy <tk Sundance@earthlink.net>  
**Sent:** Wednesday, June 13, 2018 12:36 PM  
**To:** Brendan Conboy  
**Subject:** Raindance Indian Arts temporary sign

**TO:** CITY OF JACKSON  
**FROM:** RAINDANCE INDIAN ARTS  
**RE:** CODE VIOLATION AND REQUEST FOR SIGN PERMIT  
**DATE:** JUNE 13, 2018

Dear City of Jackson;

Raindance Indian Arts has been in the same location in Jackson for 35 years. The store and its owners, Terry and Joy Kennedy, have outlived two recessions, several downturns in global and American economy, and a number of other maladies affecting the town of Jackson. Now however, the owners of the building, in which Raindance has made its home all these years, have sold the building to developers, causing Raindance to lose their lease. So, forced to move or liquidate, we, the owners, have chosen to liquidate, and have therefore, placed liquidation signs in our windows, as well as one sign outside the store, in attempts to attract as many people into our store as we can this summer, hoping to recoup at least some of the loss of our business.

However, we have been informed by the code enforcement officer, that signs placed outside a storefront, violate code, and we must get a permit from the town for any signage placed outside the store. What we want to do is place a, "Going Out of Business" banner, over our regular "Raindance" signage that is outside the store, and that has been permitted for 34 years. This signage would be professionally printed. We feel that our need for this sign is integral to our liquidation sale, because only signs placed outside the storefront, are visible to greater amounts of foot, as well as vehicular traffic. All the other signs, located within the store, or in the window, are only visible by traffic walking directly in front of the store, and thus do not produce the attention from the public that we really need in order to make our liquidation sale work at its maximum potential.

We have done our due diligence, and went around the town to photograph and document the MANY other businesses in violation of this code, and yet allowed to maintain the position of their signs! These violations include banners, sandwich boards, and other signs, all placed outside the storefronts. Some of these businesses have their entire windows covered with signs. We feel discriminated against, because none of these other businesses have been given a code violation, nor are they required to attain a permit!

We are NOT going out of business by choice! We have been forced out by the sale of our building to developers. We have paid sales tax for 34 years, and will be paying more sales tax in the next four months than we have paid in the last four years, IF we are allowed to make maximum potential of our store front and place a sign outside our store front that attracts more of the public's attention.

As a business that has benefited the town of Jackson for 34 years, and that has been forced out of the town, we are asking the town to consider our complaint, and reconsider its stand on our one sign that is so necessary to our ability to help recoup the loss of our business!

Most Sincerely,