

SIGNS
SECTION TO BE REPLACED

*Green highlighting indicates retained sections in entirety unless comment notes otherwise. *

§ 151.185 PURPOSE.

The purpose of this section is to provide the opportunity for creative and effective communication using signage, while demonstrating concern for the appearance of the city on the part of those designing, displaying, or otherwise utilizing signs, and at the same time assuring that the public is not endangered, annoyed, or distracted by the unsafe, disorderly, indiscriminate, or unnecessary use of signs.

(Ord. 898, passed 12-16-2014)

§ 151.186 DEFINITIONS.

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

CIVIC GROUP. Civic groups are people joined together to network with each other and serve the community. Examples of civic groups include, but are not limited to, Lions Club, Toastmasters, garden clubs, Friends of the Library, and Rotary Club.

IDEOLOGICAL and NON-COMMERCIAL SIGNS. A sign that does not name or advertise a product, service, or business, but only expresses a viewpoint, opinion, idea, or non-commercial message, such as a public service message or a message relating to politics, religion, or charity. Any sign allowed under this subchapter may contain ideological or non-commercial copy in lieu of any other copy.

SIGN. Any letter, work, symbol, device, poster, picture, statuary, reading matter, or representation in the nature of an advertisement, announcement, message, or visual communication whether painted, pasted, printed, affixed, or constructed which is displayed in view of the general public for informational or communicative purpose.

SIGN, ADVERTISING. Any non-governmental sign located outdoors which advertises or directs attention to a business, profession, product, service, commodity, entertainment, event, or other activities not necessarily offered, sold, or rented upon the premises where the sign is located or to which it is attached.

SIGN, ALPHA/NUMERIC MONOCHROME. A sign or portion of a sign that can display electronic non-pictorial text. In the case of gas stations, pricing boards for gasoline/diesel shall not be counted toward allowable signage area.

SIGN AREA. The entire area within a single continuous perimeter enclosing the extreme limits of the actual sign surface. This excludes any supports, uprights, or structures on which any sign is supported unless such supports, uprights, or structures are an integral part of the display or sign. Where the sign is double-faced, the **SIGN AREA** shall be calculated by measuring only 1 of the faces, meaning that the maximum sign area allowed shall be permitted on each face of the sign. Where the sign has more than 2 sides, all faces shall be limited to the total area permitted on double-faced signs, meaning that the total sign area allowed will decrease with additional faces.

SIGN, AREA IDENTIFICATION. A free standing sign, located at the entrance to or within the identified premises, which identifies the name of a neighborhood, residential subdivision, multiple-family residential complex, shopping center or area, industrial area, office complex, planned unit development, or any combination of the above, but which does not advertise any business within the area.

SIGN, DIRECTIONAL. A sign erected on private property for the purpose of directing vehicular and pedestrian traffic to facilities or functions open to the general public.

SIGN, ELECTRONIC MESSAGE CENTERS. A sign or portion of a sign that can electronically display any combination of words, graphics, pictorial text, and multiple colors. In the case of gas stations, pricing boards for gasoline/diesel shall not be counted toward allowable signage area.

SIGN, FLASHING. A directly or indirectly illuminated sign or portion thereof that exhibits changing light or color effect by any means, so as to provide intermittent

Commented [JW1]: Purpose statement lacks clarity and doesn't thoroughly identify City's reason or right to regulate signage. This section is expanded and further elaborated on in update.

Previous Ordinance

illumination that changes light intensity in sudden transitory bursts, and creates the illusion of intermittent flashing light by streaming, graphic bursts, showing movement, or any mode of lighting which resembles zooming, twinkling, or sparkling.

SIGN, FREE STANDING. A sign which is placed in the ground and not affixed to any part of any structure. A **FREE STANDING SIGN** may be of any of the following types:

- (1) **FREE STANDING GROUND SIGN.** A sign which is mounted on free standing shafts, posts, or walls which are 7 feet or less in height and are attached to the ground;
- (2) **FREE STANDING PYLON SIGN.** A sign which is mounted on free standing shafts, posts, or walls which extend more than 7 feet in height and are attached to the ground; and
- (3) **SANDWICH BOARD SIGN.** A sign which has 2 single face areas that are attached on only 1 end so as to create a triangular stance, but which is not permanently affixed to the ground.

SIGN, GOVERNMENT. A sign which is erected by or with the approval of a governmental unit.

SIGN, ILLUMINATED. A sign which has an artificial light source directed upon it or 1 which has an interior light source.

SIGN, INSTITUTIONAL. A sign or bulletin board which identifies the name and other characteristics of a public or private institution on the site where the sign is located.

SIGN, MURAL. Any mural or pictorial scene painted or attached on the wall of a structure or painted on a sign board affixed to a wall, and which has as its primary purpose artistic effect and an ideological or non-commercial message.

SIGN, NAMEPLATE. A sign indicating the name of a building, building occupant, development, project, or any sign which serves as a directory of building occupants.

SIGN, PORTABLE. A sign so designed as to be movable from 1 location to another and which is not permanently attached to the ground or any structure.

SIGN, PUBLIC INFORMATION. A sign conveying information of general interest to the public, such as time, temperature, date, atmospheric conditions, or upcoming civic, community, cultural, social, or athletic events.

SIGN, TEMPORARY. Any sign intended to be displayed for a limited period of time only.

SIGN, WALL. Any sign which is attached or affixed to the exterior wall of any building, and projects from the wall 18 inches or less.

SIGN, WINDOW. A sign attached to, placed upon, or painted on the interior or exterior of a window or door of a building and which is intended for viewing from the exterior of such building.

(Ord. 898, passed 12-16-2014)

§ 151.187 SIGNS NOT REGULATED.

This subchapter is not intended to and does not regulate the following types of signs:

- (A) Signs that are located on the interior of a building or structure;
- (B) Signs that can only be viewed from within the lot or parcel of land on which they are located and not from a street or other public right-of-way;
- (C) National flags, flags of political subdivisions, 1 campus/business flag per site for each principal use per site, only when displayed in conjunction with national or political subdivision flags and not exceeding the area of the national/political subdivision, or 60 square feet, whichever is less;
- (D) Governmental signs; permanent governmental signs for control of traffic and other regulatory/notification purposes and street signs are exempt from the provision of this subchapter; and
- (E) Murals; works of art that do not contain a commercial message. (Ord. 898, passed 12-16-2014; Ord.

902, passed 2-17-2015)

§ 151.188 GENERAL REGULATIONS.

Commented [JW2]: All definitions have been updated or removed to better fit new ordinance language.

Commented [JW3]: Name has been updated to Authorized Signs which changes the meaning somewhat and allows for signs to be authorized (no permit) yet still be regulated

Commented [JW4]: Flags are authorized, but have expanded regulations in draft

Commented [JW5]: This has been expanded to include any and all government signs in draft. Signs not meant for public safety purposes will be required to be approved by city still

Commented [JW6]: These will be regulated in draft

Commented [JW7]: This has been split into two new sections Prohibited Signs and Supplemental Criteria for all districts

Previous Ordinance

The following regulations shall apply in all zoning districts and overlay zones unless otherwise specifically noted elsewhere in this subchapter.

(A) The following signs are prohibited unless specifically permitted by another provision in this subchapter.

(B) Signs that are not expressly permitted by this subchapter are deemed to be prohibited:

- (1) Roof signs, which include signs mounted on a roof surface or projecting above the roof line of a structure and whether attached to the structure or cantilevered over the structure;
- (2) Revolving and moving signs;
- (3) Flashing signs;
- (4) Portable signs including signage trailers and other similar moveable signs;
- (5) Projecting signs in zoning districts other than the B-3 Zone/Historic Town Center Overlay Zone, in which they are specifically permitted. If a wall sign projects more than 18 inches from the face of the building, it is deemed to be a projecting sign;
- (6) Signs attached to utility poles, trees, rocks, and other similar natural and human-made surfaces;
- (7) Signs within public right-of-way are prohibited except for the following:
 - (a) Signs erected by a government agency including, for example, street, warning, directional, and other official, non-commercial signs;
 - (b) Public announcement signs for city-wide or free community events sponsored by civic groups. Such signs shall not require application for or issuance of a sign permit, and shall be removed within 7 days of the event;
 - (c) Directional real estate signs for community-wide annual events such as the "Parade of Homes". Such signs shall be removed within 7 days of the event; and
 - (d) Other temporary signs as identified in this subchapter.
- (8) Signs that are designed to resemble official traffic or other official signs and are intended to be viewed from public roadways but which are not official traffic or other official signs;
- (9) Illuminated signs that exhibit any of the following: blinking; flashing; rotation; or is determined to interfere with safe traffic operations;
- (10) Signs that obstruct the vision of pedestrians, cyclists, or motorists traveling on or entering on to public streets;
- (11) Exterior signs that obstruct any window, door, fire escape, stairway, or opening intended to provide light, air, ingress, or egress for any structure;
- (12) Offensive signs containing any indecent or obscene material; and
- (13) Signs advertising products or services off premises, except that advertising signs that exist on the effective date of this subchapter shall be considered legal, nonconforming, and subject to § 151.017.

(Ord. 898, passed 12-16-2014)

§ 151.189 COMMERCIAL, MAJOR RECREATION, INDUSTRIAL, AND BUSINESS PARK SIGN REGULATIONS.

Table 1 (Sign Standards) and Table 2 (Temporary Signs) shall apply to signs in the city's overlay districts as depicted on the sign overlay zone map and in the industrial and business park zones.

(A) Alpha/numeric, monochrome signs allowed in Contemporary Commercial, Traditional Commercial, and Major Recreation Overlay Zones. One alpha/numeric monochrome sign shall be allowed per parcel subject to the following conditions.

- (1) Only 1 type of electronic signage is permitted per parcel. Either an alpha/numeric monochrome sign can be used or an electronic message center sign may be used.

Commented [JW8]: Removed due to redundancy with (9) below

Commented [JW9]: This has not been carried over. Mostly covered by right-of-way ban.

Commented [JW10]: There cannot be exceptions to this, either all signs must be prohibited or none. New standard is all signs prohibited in ROW no exceptions.

Commented [JW11]: This is regulating speech and is unconstitutional

Commented [JW12]: Overlay Districts will be removed

Commented [JW13]: Now considered under "electronic message board"

Commented [JW14]: Again simplified to "electronic message board"

Previous Ordinance

(2) The alpha/numeric monochrome sign shall be limited to 32 square feet in area (per side for double sided signs). The sign area for the alpha/numeric monochrome sign shall count against the overall signage area allowed for the use. In the Major Recreation Zone, the area of alpha/numeric monochrome signs may be increased through PUD approval.

(3) The alpha/numeric monochrome sign may not change more often than once every 8 seconds.

(4) Alpha/numeric monochrome signs must have a light sensing device that will adjust the brightness of the display as the natural ambient light conditions change.

(5) Alpha/numeric monochrome signs shall be limited to 500 NITS from sunset to sunrise. These signs shall be limited to 7500 NITS from sunrise to sunset. Additionally, the sign shall not exceed three-tenths foot candles above ambient light levels 100 feet from the sign face.

(6) Only 1 alpha/numeric monochrome sign shall be allowed per sign face.

(7) The images and messages displayed must be static, and the transition from 1 static display to another must be instantaneous without any special effects.

(8) The images and messages displayed must be complete in themselves, without continuation in content to the next image or message or to any other sign.

(9) If there is a violation of brightness or frequency of message changing standards, the adjustment must be made within 1 business day upon written or verbal notification from the city.

(10) Alpha/numeric monochrome signs must be designed and equipped to freeze the device in 1 position if a malfunction occurs. The displays must also be equipped with a means to immediately discontinue the display if it malfunctions, and the sign owner/operator must immediately stop the display when notified by the city that it is not in compliance with this subchapter.

(B) *Electronic message center signs allowed in the Contemporary Commercial, Traditional Commercial, and Major Recreation Zones.* One electronic message center sign shall be allowed per parcel subject to the following conditions:

(1) Only 1 type of electronic signage is permitted per parcel. Either an alpha/numeric monochrome sign can be used or an electronic message center sign may be used.

(2) The electronic message center sign shall be limited to 32 square feet in area (per side for double sided signs). The sign area for the electronic message center sign shall count against the overall signage area allowed for the use. In the Major Recreation Zone, the area of alpha/numeric monochrome signs may be increased through PUD approval.

(3) The electronic message center sign may not change more often than once every 8 seconds.

(4) All electronic message center signs must have a light sensing device that will adjust the brightness of the display as the natural ambient light conditions change.

(5) Electronic message center signs shall be limited to 500 NITS from sunset to sunrise. These signs shall be limited to 7500 NITS from sunrise to sunset. Additionally, the sign shall not exceed three-tenths-foot candles above ambient light levels 100 feet from the sign face.

(6) The electronic message center sign shall be located a minimum of 125 feet from the sign structure to the boundary of a residential use.

(7) Only 1 electronic message center sign shall be allowed per sign face.

(8) The images and messages displayed must be static, and the transition from 1 static display to another must be instantaneous without any special effects.

(9) The images and messages displayed must be complete in themselves, without continuation in content to the next image or message or to any other sign.

(10) If there is a violation of brightness or frequency of message changing standards, the adjustment must be made within 1 business day upon written or verbal notification from the city.

(11) Electronic message center signs must be designed and equipped to freeze the device in 1 position if a malfunction occurs. The displays must also be equipped with a means to immediately discontinue the display if it malfunctions, and the sign owner/operator must immediately stop the display when notified by the city that it is not in compliance with this subchapter.

(C) *Mural signs.* Mural signs may be permitted in the Contemporary Commercial, Traditional Commercial, and Major Recreation Zones with a conditional use permit.

(D) *Business complex signs.*

(1) In the Traditional Town Center Overlay Zone, business complex signs shall be allowed as follows:

Commented [JW15]: Standards have been altered slightly to fit best practice

Commented [JW16]: Changed to 2 second maximum to change face

Commented [JW17]: Not included – will follow code infraction procedure

Commented [JW18]: This is mostly redundant to what is immediately above

Previous Ordinance

- (a) Shall be allowed up to 30 square feet per tenant, for the front of the building;
- (b) Shall be allowed up to 30 square feet per tenant for a side of the building other than the front; and
- (c) Total allowable signage for a business complex is to be calculated using the above requirements. Placement of wall signs for business complexes may be allowed on front and non-front walls at the discretion of the property owners so long as the total amount of signage does not exceed the allowable amount of signage established in divisions (E)(1)(a) and (E)(1)(b) above. Divisions (E)(1)(a) and (E)(1)(b) above are thus not to be construed to automatically limit each and every tenant to 30 square feet per tenant.
- (2) In the Contemporary Commercial and Traditional Commercial Corridors, business complex signs shall be allowed as follows:
 - (a) Shall be allowed a maximum of 200 square feet per tenant for the front of the building;
 - (b) Shall be allowed a maximum of 100 square feet per tenant for a side of the building other than the front; and
 - (c) Total allowable signage for a business complex is to be calculated using the above requirements. Placement of wall signs for business complexes may be allowed on front and non-front walls at the discretion of the property owners so long as the total amount of signage does not exceed the allowable amount of signage established in divisions (D)(2)(a) and (D)(2)(b) above. Divisions (D)(2)(a) and (D)(2)(b) above are thus not to be construed to automatically limit each and every tenant to 30 square feet per tenant.

(E) *Process for sign adjustment.*



(1) *Common signage plan.*

- (a) If the owners of 2 or more contiguous lots (disregarding intervening streets and alleys); the owner of a single lot with more than 1 building (not including any accessory building); or the occupants/owners of bays in a commercial building with 2 or more bays file with the city, for approval by the City's Board of Adjustment and Appeals, a common signage plan, up to a 50% increase in the maximum total sign area shall be allowed for each building or lot included. This bonus shall be allocated as the owner(s)/occupants elect. The owners/occupants may also seek an upward deviation in the permitted sign height.
- (b) The common signage plan shall specify standards for consistency among all signs on the lot(s)/buildings affected by the plan with regard to color scheme, lettering or graphic style, lighting, location, or each sign on the buildings, materials, and sign proportions.
- (c) Other provisions of a common signage plan may contain other restrictions as the owner(s)/occupants of the lots, development, and/or buildings may reasonably determine, and which are filed with the city as part of the common signage plan.
- (2) *Sign adjustments.* Adjustments to the requirements and standards for the height, number, type, lighting, area, and/or location of a sign or signs established by this subchapter may be approved by the Board of Adjustments and Appeals. In order to approve any sign standard adjustment, the following criteria of either divisions (E)(2)(a), (E)(2)(b), or (E)(2)(c) below shall be satisfied, and in all cases the necessary criteria of division (F)(2)(d) below shall be satisfied:

- (a) There are site conditions that require a sign adjustment to allow the sign to be reasonably visible from a street immediately adjacent to the site;
- (b) The sign adjustment will allow a sign that relates in size, shape, materials, color, illumination, and character to the function and architectural character of the building or property on which the sign will be located;
- (c) The sign adjustment will allow a sign of exceptional design or a style that will enhance the surroundings or that is more consistent with the architecture and design of the site; and
- (d) The sign adjustment will not result in a sign that is inconsistent with the purpose of the zoning district in which the property is located or the current land use.

(F) *PUD overlay zoning districts.* Signage within PUD overlay districts shall comply with the requirements of the underlying zoning district as identified in this chapter, unless otherwise requested and specified in the PUD approval.

(G) *Governmental, institutional, and recreational signs; message boards.* A place of worship, public building, institution, or public recreation facility shall be allowed the following:

- (1) One sign or message board per entrance up to a maximum of 4 per structure;
- (2) The message board shall not exceed 30 square feet in area per sign side;

Commented [JW19]: This category has been retained, but will have different standards.

Commented [JW20]: Sign adjustment process provides potentially special treatment and could be seen as unconstitutional. Construction of a sign outside of permitted limits, will require a variance and have to meet the listed criteria. Variances for signage is a standard procedure in most other cities.

Previous Ordinance

(3) The message board shall not exceed 8 feet maximum height; and

(4) May be single or double-faced.

(Ord. 898, passed 12-16-2014; Ord. 902, passed 2-17-2015)

§ 151.190 LOCATION OF SIGNS.

(A) *Freestanding signs.* Freestanding signs may advertise only a business(es), commodity(ies), or service(s) that is/are located, offered for sale, or performed on the lot(s) or parcel(s) of land where the sign is located, and must be located at least 10 feet from any right-of-way line.

(B) *Awnings, canopies, and the like.* Awnings, canopies, marquees, and other similar structures that are attached to/projecting over the entrance to a building shall be considered a part of the structure to which they are attached. One sign is permitted on each side and front of an awning, canopy, or marquee. An awning, canopy, or marquee shall not be considered part of the wall area for purposes of calculating permissible wall sign area. Limitations on the size of signs on awnings, canopies, and marquees apply regardless of the number of tenants located within the building.

(C) *Location to right-of-way lines.* All signs shall be located at least 10 feet from any right-of-way line.

(D) *Public information signs.* Public information signs shall be counted as part of the allowable signage provided within the all zones.

(E) *Address signs.* Identification numbers are required in all zoning districts and should be clearly visible from the street. Address signs do not reduce permitted sign area, and do not require sign permits.

(F) *Off-premises signage.*

(1) Off-premises signs shall be allowed for the purpose of advertising temporary and/or seasonal community events open to the general public.

(2) Off-premises signs shall comply with the following:

(a) Shall obtain a temporary sign permit;

(b) Shall be limited to total display time of 130 days per calendar year;

(c) Shall be located along Highway 169 frontage;

(d) Shall provide written consent from the property owner;

(e) Shall be limited to 150 square feet in size;

(f) Shall be a one-sided sign;

(g) Shall not be mounted on trucks or semi-trailers;

(h) Shall not exceed 20 feet in height;

(i) Shall be located within one-half mile of Highway 169 interchanges;

(j) Shall be limited to 1 sign per event and location; and

(k) Shall be setback 10 feet from the property line.

(G) *Directional signs.* Permanent directional signs are permitted according to the following:

(1) One directional sign per driveway entrance/exit;

(2) Shall have at least 50% of the copy area related to directional message;

(3) Eight square feet maximum; and

Commented [JW21]: This has been retained somewhat, standards have been slightly altered.

Commented [JW22]: Location will not have own section – rolled into standards for each zoning district sections

Commented [JW23]: Awnings has been altered and simplified somewhat

Commented [JW24]: This is retained in part. Freestanding signs are 10 feet, monument signs will be allowed up to 5 feet from ROW due to generally being shorter and more ground oriented

Commented [JW25]: This has been removed. Off-premises signs need to be prohibited for all or none. This provision was created for a single user and could be considered a special privilege being granted by the city.

Previous Ordinance

(4) Four feet maximum height.

(Ord. 898, passed 12-16-2014; Ord. 933, passed 6-21-2016)

§ 151.191 ADDITIONAL TRADITIONAL TOWN CENTER, TRADITIONAL COMMERCIAL CORRIDOR, AND CONTEMPORARY COMMERCIAL OVERLAY ZONE SIGNAGE REGULATIONS.

The following additional regulations shall apply to the above-named overlay zones.

(A) Sandwich board signs. Sandwich board signs are permitted subject to the following:

- (1) Shall not exceed 12 square feet per sign face;
- (2) Must be placed on the sidewalk directly in front of the establishment during hours of operation only;
- (3) Must not interfere with pedestrian traffic; and
- (4) A sign permit is not required.

(B) Nameplates. One nameplate sign per occupant, not to exceed 2 square feet shall be allowed. Multi-tenant buildings shall be allowed 1 sign not to exceed 12 square feet. No sign shall have more than 2 display surfaces. A sign permit is not required.

(C) Area identification signs. Area identification signs shall be permitted, subject to the following:

- (1) One monument style sign;
- (2) Shall not exceed 50 square feet copy and graphic area;
- (3) Ten feet maximum height;
- (4) Shall be located at a primary entrance to the project area;
- (5) City shall not be responsible for maintenance of sign; and
- (6) Shall be setback at least 10 feet from any right-of-way line.

(D) Awnings. Awnings shall comply with the following conditions:

- (1) All portions of any awning sign shall be at least 8 feet above any sidewalk;
- (2) A valance attached to an awning may extend 12 inches below the roof of the awning at the point of attachment, but in no case shall any portion of a valance be less than 7 feet in height above a sidewalk;
- (3) Awnings may extend over public property not more than 7 feet from the face of a supporting building, but no portion shall extend nearer than 2 feet to the face of the nearest curb line measured horizontally, nor interfere with public placements in the right-of-way;
- (4) In no case shall the awning extend over public property more than two-thirds of the distance from the property line to the nearest curb in front of the building;
- (5) Awning supports shall not extend down into public property; and
- (6) Signs placed on awnings shall be counted as part of the total allowable signage allowed.

(E) Projecting signs. The following additional regulations shall apply to projecting signs, which are allowed only in the Traditional Town Center Overlay Zone:

- (1) Shall be hung at right angles from a building face;
- (2) The use of guy wires, cables, or chains as supports or bracing is prohibited;

Commented [JW26]: This is no longer included. Would fall under the general temporary signs and need to follow the standards of temporary signs.

Commented [JW27]: Retained. Opened up to all zoning districts. Removed single sign. Only 2 sq. ft. per occupant.

Commented [JW28]: Retained with updated language and standards

Commented [JW29]: Some standards retained.

Previous Ordinance

- (3) The sign and bracket shall not project from the building face greater than 60 inches or within 24 inches of the back of curb, whichever is less;
- (4) The sign and bracket shall be setback a minimum of 48 inches from light poles or any other public utility structure;
- (5) The sign and bracket must meet all minimum clearance requirements from overhead electric conductors in the National Electrical Safety Code;
- (6) The lowest point of the sign or bracket shall provide a minimum of 8 feet of clearance above grade;
- (7) The top of the sign or bracket shall not be higher than the building wall or parapet of the building it is attached to;
- (8) No face of the sign shall exceed 16 square feet; and
- (9) The sign must be constructed of wood, porcelain, metal, stone, glass, masonry, tile, or similar material. (Ord. 898, passed 12-16-2014)

Commented [JW30]: Some standards will be retained.

§ 151.192 ADDITIONAL TRADITIONAL COMMERCIAL, CONTEMPORARY COMMERCIAL, AND MAJOR RECREATION OVERLAY ZONE REGULATION.

The following additional regulations shall apply to the Traditional Commercial, Contemporary Commercial, and Major Recreation Overlay Zones.

Commented [JW31]: 151.189/151.191/151.192 Three very similar sections. Confusing for readers will be streamlined

(A) Placement of wall signs. Placement of wall signs may be allowed on front and non-front walls at the discretion of property owners so long as the total amount of signage does not exceed what is established in this subchapter.

Commented [JW32]: Redundant and removed

(B) Gasoline pump island signs.

- (1) Gasoline pump island canopies shall be allowed up to 2 signs in addition to those otherwise permitted on the principal structure.
- (2) Canopy signs shall not exceed 10 feet in length or 20 square feet in area each.
- (3) If 2 signs are used, they shall not be placed on the same side of the canopy.
- (4) Lettering on the signs shall not exceed 2 feet in height or the average height of the letters on the sign attached to the principal structure, whichever is less.
- (5) Canopy signs shall be placed to provide a six-inch minimum border between the top, bottom, and sides of the canopy face. The sign area is determined by measuring the text only. Stripes or colors are not included in the sign area computation.

Commented [JW33]: Not retained

(6) Shall be located a minimum of 75 feet from any residential zoned property.

(C) Area identification signs. Area identification signs shall be permitted, subject to the following:

- (1) One monument style sign;
- (2) Shall not exceed 50 square feet;
- (3) Shall be located at a primary entrance to the project area;
- (4) Ten feet maximum height;
- (5) The city shall not be responsible for maintenance of sign; and
- (6) Shall be setback at least 10 feet from any right-of-way line. (Ord. 898, passed 12-16-2014)

Commented [JW34]: Not retained as it is redundant to 151.191(C)

Penalty, see § 151.999

§ 151.193 ADDITIONAL OFFICE, BUSINESS PARK, AND INDUSTRIAL ZONE SIGN REGULATIONS.

Commented [JW35]: Added standards to agricultural preservation as well. No standards currently exist.

The following additional signs shall be permitted in Office Business (B-2), Business Park (BP), Light Industrial (I-1), and Heavy Industrial (I-2) Zones. Placement of wall

Previous Ordinance

signs within the Office Business (B-2, Light Industrial (I-1), Heavy Industrial (I-2), and Business Park (BP) Zones may be allowed on front and non-front walls at the discretion of property owners so long as the total amount of signage does not exceed the total amount of wall signage permitted by this subchapter.

(A) **Area identification signs.** Area identification signs shall be permitted subject to the following:

- (1) One monument style sign;
- (2) Shall not exceed 50 square feet copy and graphic area;
- (3) Ten feet maximum height;
- (4) Shall be located at a primary entrance to the project area; and
- (5) The city shall not be responsible for maintenance of sign.

(B) **Public information signs.** One wall or monument style sign, subject to the above regulations, shall be permitted for each building.

(C) **Governmental, institutional, and recreational signs.** A place of worship, public building, institution, or public recreation facility shall be allowed the following:

- (1) One sign or message board per entrance up to a maximum of 4 per structure;
- (2) Shall not exceed 30 square feet in area;
- (3) Shall be setback at least 10 feet from any right-of-way line;
- (4) Eight feet maximum height; and
- (5) May be single- or double-faced. (Ord. 898, passed 12-16-2014)

Commented [JW36]: Retained and expanded allowable sign face area

Commented [JW37]: Not retained

Commented [JW38]: Not retained.

§ 151.194 ADDITIONAL RESIDENTIAL ZONE REGULATIONS.

The following signs shall be permitted in the city's residential zones:

(A) Nameplate signs are permitted for single-family or two-family dwellings, not to exceed two square feet. Nameplate signs shall not

require a sign permit.

(B) Area identification signs shall be permitted subject to the following:

- (1) One monument sign will be permitted per project area;
- (2) Shall not exceed 24 square feet of copy and graphic area;
- (3) Six feet maximum height;
- (4) Shall be located at a primary entrance to the project area; and
- (5) The city shall not be responsible for maintenance of area identification signs.

(C) All signs identifying the presence of a residential security system are permitted not to exceed 1 square foot. One sign is permitted per driveway connection to a public right-of-way or where 1 private driveway converges into another.

(D) Governmental, place of worship, and public recreational signs as follows:

- (1) Governmental/public buildings, places of worship, and public recreation facilities shall be allowed the following:
 - (a) One sign or message board per entrance up to a maximum of 4 per structure subject to the following:
 1. Each sign shall not exceed 30 square feet in area per sign face;

Commented [JW39]: Moved to the first district listed.

Commented [JW40]: Retained, moved to permitted in all districts

Commented [JW41]: Retained, added more flexibility for larger developments.

Commented [JW42]: Now falls under general temporary signage.

Previous Ordinance

2. Eight feet maximum height; or
 3. May be single- or double-faced.
- (b) If the entity has multiple facilities that provide public activities, wall or freestanding signage shall be allowed subject to the following:
1. Sign face shall not exceed 100 square feet in area for 1 side;
 2. Eight feet height maximum;
 3. May be single- or double-faced;
 4. Shall be limited to 1 sign; and
 5. Shall be placed in a location with a minimum lot size of 10 acres.
- (2) Sign copy shall be limited to describing information and activities occurring on-site or at the entity's other facilities only, or copy as allowed under § 151.187.
- (E) Commercial recreation signs shall be permitted subject to the following:
- (1) One sign or message board per entrance up to a maximum of 4 per structure for a commercial recreation facility;
 - (2) Shall not exceed 30 square feet in area;
 - (3) Shall be setback at least 10 feet from any right-of-way line;
 - (4) Eight feet maximum height; and
 - (5) May be single- or double-faced.
- (F) Public information signs shall be permitted subject to the following provisions:
- (1) Such signs are permitted only in conjunction with the following uses: public buildings; public or private schools; churches and other places of worship; and public recreational facilities;
 - (2) The sign shall be setback a minimum of 10 feet from any right-of-way line, and shall be located outside any sign triangle as determined by the City Engineer;
 - (3) The sign shall not exceed 8 feet in height;
 - (4) The sign shall not exceed 1 sign per entrance to the structure, up to a maximum of 2 signs per structure;
 - (5) The sign shall not exceed 30 square feet in area; and
 - (6) The message on the sign may change periodically, but shall not change any more frequently than once per 8 seconds.
- (G) Signage within the Planned Residential District (PRD) Zone shall be allowed consistent with the regulations of the underlying use. (Ord. 898, passed 12-16-2014; Ord. 933, passed 6-21-2016)

§ 151.195 ADMINISTRATION AND ENFORCEMENT.

- (A) *Sign permit.* Except as specifically exempted in this subchapter, it is unlawful for any person to install, erect, relocate, maintain, or modify any sign without first obtaining a sign permit.
- (B) *Application.*
- (1) Applications for sign permits shall be made in writing to the Zoning Administrator or designee upon forms provided by the city.
 - (2) Each application for a sign permit shall set forth the following:

Commented [JW43]: Government removed, but others have been retained.

Commented [JW44]: Removed.

Commented [JW45]: Removed.

Commented [JW46]: Removed.

Commented [JW47]: All concepts have been retained. Language has been updated and modified.

Previous Ordinance

- (a) Correct legal description of the tract of land upon which the sign presently exists or is proposed to be located;
 - (b) Location of sign on said parcel;
 - (c) The manner of construction;
 - (d) Dimensions of the sign;
 - (e) Materials used in the sign;
 - (f) Complete description and sketch or photograph of the sign; and
 - (g) Fees as set forth in the city's adopted fee schedule.
- (C) *Enforcement procedures.* The following actions may be taken when an illegal sign is erected.
- (1) The property owner shall be notified via certified mail that the illegal signage is to be removed by a date certain.
 - (2) If the signage has not been removed within 10 days of receipt of notice, the violation shall be reported to the appropriate city department for citation and subsequent prosecution if required.
 - (3) (a) The city may at any time and without notice impound signs that have been installed on public property or within any public right-of-way or easement.
 - (b) The sign owner may retrieve the signs according to the following:
 - 1. A fee must be paid to the city consistent with the fees established in the city's adopted fee schedule relative to the applicable staff person's hourly rate for time to impound said sign(s). For each subsequent impoundment in a calendar year, the specified fee shall be doubled.
 - 2. The sign may be retrieved from a designated impound area during routine business hours and within 10 days from the date of impounding. After 10 days, the city will dispose of the sign; and
 - 3. The city may not be held liable for any damage to impounded signs.
 - (4) If construction or installation of the sign has not commenced within 120 days from the date of issuance of the permit, said permit shall become void. There shall be no refund of permit application fee for a voided sign permit.
- (D) *Abandoned signs and signs in disrepair.* An abandoned sign or sign in disrepair is prohibited and shall be removed by the owner of the premises within 30 days after notification. If compliance with the provisions of this subchapter are not achieved within 30 days after notification, the city may remove the sign. If an abandoned sign remains in good condition and without holes or other evidence of disrepair or damage, the sign shall not be considered as abandoned for a period of 1 year.

(Ord. 898, passed 12-16-2014) Penalty, see § 151.999

§ 151.196 NONCONFORMING SIGNS.

Signs, including their structures, that existed on the date of this subchapter and which do not comply with the provisions of this subchapter, are considered nonconforming and shall be regulated as a nonconforming use under § 151.017.

(Ord. 898, passed 12-16-2014)

§ 151.197 SIGN STANDARDS.

Table 1: Sign Standards

Commented [JW48]: Retained. With updated language.

Commented [JW49]: Table is retained. Will be updated with new standards. Basic design will remain the same.

Previous Ordinance

<i>Sign Type</i>	<i>(A) Traditional Town Center</i>	<i>(B) Traditional Commercial Corridor</i>	<i>(C) Contemporary Commercial</i>	<i>(D) Major Recreation</i>	<i>(E) Office and Business Park</i>	<i>(F) Light and Heavy Industrial</i>
Wall						
Maximum area *	Up to 80 square feet or 10% of the wall area where the sign is to be located, whichever is greater	Up to 120 square feet or 10% of the wall area where the sign is to be located, whichever is greater	Up to 120 square feet or 10% of the wall area where the sign is to be located, whichever is greater	Up to 120 square feet or 10% of the wall area where the sign is to be located, whichever is greater	5% of the wall area where the sign is to be located	5% of the wall area where the sign is to be located
Maximum height	May not be roof mounted or extend above the roof line of the structure	May not be roof mounted or extend above the roof line of the structure	May not be roof mounted or extend above the roof line of the structure	May not be roof mounted or extend above the roof line of the structure	May not be roof mounted or extend above the roof line of the structure	May not be roof mounted or extend above the roof line of the structure
Lighting (a)	E/I	E/I	E/I	E/I	E/I	E/I
Projecting		Not permitted	Not permitted	Not permitted	Not permitted	Not permitted
Maximum area	24 square feet per sign face			120 square feet per sign face, applies to signs intended to be viewed from public roadways		
Maximum height/ projection	No more than 60 inches from the building face, or 24 inches from the back of the curb, whichever is less					
Lighting (a)	E/I			E/I		
Freestanding						
Type	Not permitted	1 sign per street frontage, M or P	1 sign per street frontage, M or P	1 sign per facility or street frontage, M or P	1 sign per street frontage, M	1 sign per street frontage, M
Maximum area		Up to 125 square feet per sign face	Up to 125 square feet per sign face	Up to 125 square feet per sign face	125 square feet per sign face	125 square feet per sign face

Previous Ordinance

Allowable height			30 feet from the grade at the proposed location	30 feet from the grade at the proposed location; may be varied through the sign adjustment process specified in the text	45 feet from the grade at the proposed location; may be varied by through the sign adjustment process specified in the text	12 feet from grade at the proposed location	12 feet from grade at the proposed location
Lighting (a)			E/I	E/I	E/I	E/I	E/I
Window							
Maximum coverage area	Up to 50% of available window area	Up to 50% of available window area	Up to 50% of available window area	Not permitted	Not permitted	Not permitted	Not permitted
Alpha, numeric monochrome and electronic message center signs (see § 151.189(A) and (B) for additional requirements)							
Maximum area	Not permitted	1, 32 square feet sign per parcel (32 square feet per side for double- faced sign)	1, 32 square feet sign per parcel (32 square feet per side for double- faced sign)	Maximum of 1 sign per parcel; may use up to the permitted 32 square feet for freestanding or wall signs, and size may be varied by PUD approval (e.g., ValleyFair, Canterbury Park)	Not permitted	Not permitted	Not permitted
Wall height		Same as for other wall signs	Same as for other wall signs	Same as for other wall signs			
Freestanding height		Same as for other freestanding signs	Same as for other freestanding signs	Same as for other freestanding signs			
Maximum brightness		500 NITS from sunset to sunrise; 7500 NITS from sunrise to sunset	500 NITS from sunset to sunrise; 7500 NITS from sunrise to sunset	500 NITS from sunset to sunrise; 7500 NITS from sunrise to sunset			

Previous Ordinance

Frequency of change		Once every 8 seconds	Once every 8 seconds	Once every 8 seconds			
(a) E = external, I = internal (which includes channel lit and neon), B = backlit illumination is not permitted							
(b) M = monument, P = pole, O = temporary off-premise sign							
(c) Single pole support only							
* This is a major change from the current standard which ties sign area to linear feet of building walls on which wall signs are permitted							

(Ord. 898, passed 12-16-2014; Ord. 933, passed 6-21-2016)

§ 151.198 TEMPORARY SIGNS.

Commented [JW50]: Temporary sign table will not need to be retained as temporary signage is being streamlined and simplified.

<i>Table 2: Temporary Signs</i>						
<i>Sign Type</i>	<i>(A)</i>	<i>(B)</i>	<i>(C)</i>	<i>(D)</i>	<i>(E)</i>	<i>(F)</i>
	<i>Traditional Town Center</i>	<i>Traditional Commercial Corridor</i>	<i>Contemporary Commercial</i>	<i>Major Recreation</i>	<i>Office and Business Park</i>	<i>Light and Heavy Industrial</i>
Grand opening/special event						
Maximum area *	Up to 2 banners, 32 square foot per side	Up to 2 banners, 32 square foot per side	Up to 2 banners, 64 square foot per side	10% of the area of the wall on which the sign is to be located	Not permitted	Not permitted
Where displayed	Affixed to the building, or on the lot in a location that meets applicable setbacks (e.g., from roadways)	Affixed to the building, or on the lot in a location that meets applicable setbacks (e.g., from roadways)	May not be roof mounted or extended above the roof line of the structure	May not be roof mounted or extended above the roof line of the structure		
Duration	No more than 30 days per event	No more than 30 days per event	No more than 30 days per event	No more than 30 days per event		
Real estate						
Maximum area	32 square feet per sign side	32 square feet per sign side	32 square feet per sign side	32 square feet per sign side	32 square feet per sign side	32 square feet per sign side
Where displayed	1 per street frontage	1 per street frontage	1 per street frontage	1 per street frontage	1 per street frontage	1 per street frontage

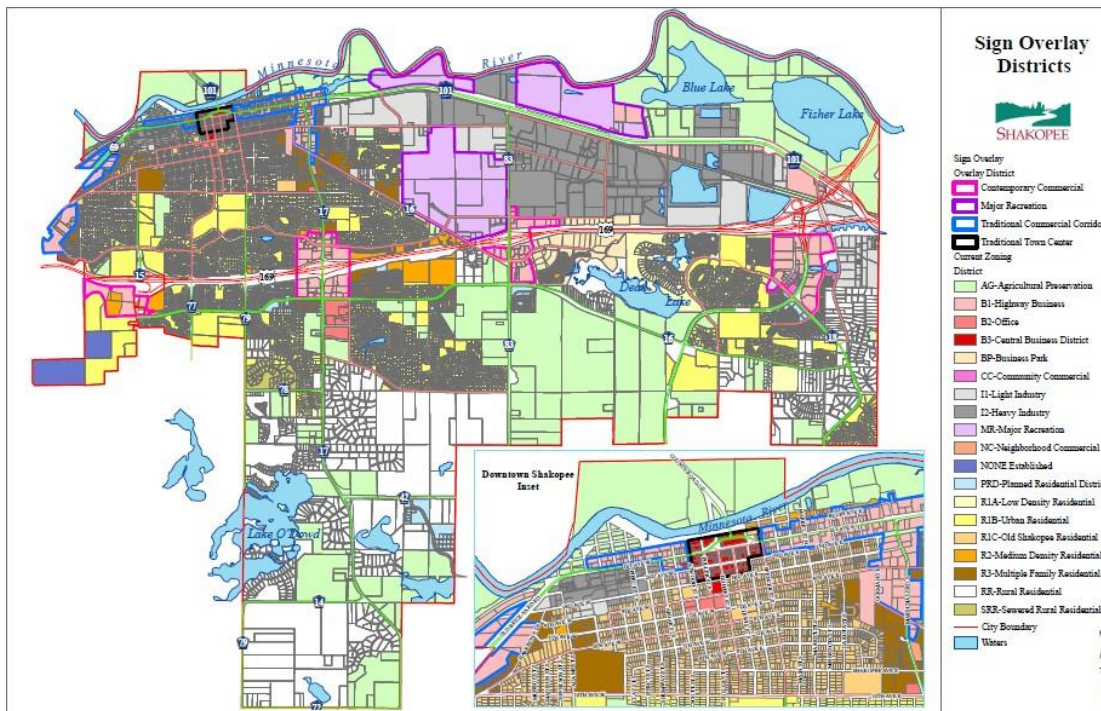
Previous Ordinance

Duration	To be removed within 7 days of the sale or lease of the property	To be removed within 7 days of the sale or lease of the property	To be removed within 7 days of the sale or lease of the property	To be removed within 7 days of the sale or lease of the property	To be removed within 7 days of the sale or lease of the property	To be removed within 7 days of the sale or lease of the property
Ideological and non-commercial signs	Permitted without a permit fee in all zones					
Maximum area	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable
Where displayed	In a location that meets applicable setbacks (e.g. roads)	In a location that meets applicable setbacks (e.g. roads)	In a location that meets applicable setbacks (e.g. roads)	In a location that meets applicable setbacks (e.g. roads)	In a location that meets applicable setbacks (e.g. roads)	In a location that meets applicable setbacks (e.g. roads)
Duration	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable
Political campaign signs						
Maximum area	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable	Not applicable
Where displayed	May not be displayed in public rights-of-way or on publicly owned property; shall be placed at least 30 feet from any street corner, and should not obstruct the view of traffic or pedestrians	May not be displayed in public rights-of-way or on publicly owned property; shall be placed at least 30 feet from any street corner, and should not obstruct the view of traffic or pedestrians	May not be displayed in public rights-of-way or on publicly owned property; shall be placed at least 30 feet from any street corner, and should not obstruct the view of traffic or pedestrians	May not be displayed in public rights-of-way or on publicly owned property; shall be placed at least 30 feet from any street corner, and should not obstruct the view of traffic or pedestrians	May not be displayed in public rights-of-way or on publicly owned property; shall be placed at least 30 feet from any street corner, and should not obstruct the view of traffic or pedestrians	May not be displayed in public rights-of-way or on publicly owned property; shall be placed at least 30 feet from any street corner, and should not obstruct the view of traffic or pedestrians
Duration	*From 46 days before to 10 days after an election;* with the consent of the property owner; may be displayed between a primary and general election	*From 46 days before to 10 days after an election;* with the consent of the property owner; may be displayed between a primary and general election	*From 46 days before to 10 days after an election;* with the consent of the property owner; may be displayed between a primary and general election	*From 46 days before to 10 days after an election;* with the consent of the property owner; may be displayed between a primary and general election	*From 46 days before to 10 days after an election;* with the consent of the property owner; may be displayed between a primary and general election	*From 46 days before to 10 days after an election;* with the consent of the property owner; may be displayed between a primary and general election

Previous Ordinance

(Ord. 898, passed 12-16-2014)

§ 151.199 SIGN OVERLAY DISTRICTS.



Note: To view the Sign Overlay Districts Map in PDF, click [HERE](#) (Ord. 898, passed 12-16-2014)

§ 151.200 EFFECTIVE DATE.

The subchapter be in effect from and after the date of its passage and publication. (Ord. 898, passed 12-16-2014)

Commented [JW51]: Overlay Districts to be eliminated. Regulations need to be distinguished not by use but by zoning districts.