

**PROPOSED SIGN ORDINANCE
ISSUES, STAFF PROPOSAL, AND TASK FORCE MATRIX**

	Issues	Planning Staff's Proposal / Recommendation	Task Force Proposal / Recommendation
Issue #1	Display of Signage on Public Right-of-Way	No use of the public right-of-way may be allowed. This includes state, county, and city public rights-of-way. Legally, this can not be done because of the unique reason for the use of public right of way.	1. Accept staff's recommendation – (20 SOTF members voted for and 6 others voted for)
Issue #2	Use of Banners	<ul style="list-style-type: none"> ■ Use of Banners up to four times per year ■ 14 consecutive days ■ One Banner per property or road frontage ■ No more than 32 square feet ■ Banners must be secured or fastened to building ■ If not secured to building, must be individually attached to a pole, mast, arm or other structure ■ Must be displayed on private property ■ Banners must be maintained in good condition 	<ol style="list-style-type: none"> 1. Use of banners up to six times per year 2. 14 consecutive days 3. One Banner per road frontage 4. Up to 48 sq. ft on Building or Fence 5. Up to 32 sq. ft on property (1 per road frontage) – Banner must be secured or fastened to building. If not secured to a building, must be individually attached to a pole, mast, arm or other structure <p>(19 SOTF members voted for; 4 other voted for; 2 SOTF member voted against; 1 other voted against)</p>
Issue #3	Use of Streamers, flags and (small) balloons	Prohibit the use of streamers. The 1989 and the current code prohibits the use of streamers. [Major safety issue and minor aesthetic concern] Allowing streamers in car dealerships and not the entire commercial development will cause the city sign ordinance to be vulnerable to constitutional attacks [Union City Board of Zoning Appeals, et. al V. Justice Outdoor Displays, Inc.]	<ol style="list-style-type: none"> 1. Allow streamers, flags on poles, (small) balloons. Code enforcement enforces against dilapidated. 2. Allow streamers, flags on poles, (small) balloons with a permit (the three are inclusive). Code enforcement enforces against dilapidated. 3. Staff recommendation <p>(20 SOTF members voted for #2; 6 others voted for #2; 2 others opposed #2)</p>

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Issue #4	Use of Citizen Appeal Board	Not to recommend such board. The current ordinance provides for appeals to the Planning Commission, particularly interpretative issues. The Municipal Court system is currently used for addressing appeal issues after a citation is issued by the Code Officer. Adding the civilian board creates an additional layer of government and may slow down compliance with the ordinance.	<ol style="list-style-type: none"> 1. accept staff's recommendation (20 SOTF voted for and 7 others voted for)
Issue #5	Use of Vehicle Signs	Allow vehicles signs to be allowed in legal parking spaces where practical. An example would be if the only parking spaces on-site are in the front of the building, one business vehicle would be allowed where practical.	<ol style="list-style-type: none"> 1. Accept staff's recommendation with no cap on the number of vehicles. 2. Vehicles must be legal, operable, properly licensed and registered. 3. Onsite of business (14 SOTF members voted for and 4 others voted for)
Issue #6	Use of window signage	Change the current standard from 10% to 25% on window facing road	<ol style="list-style-type: none"> 1. Change the current standards from 10% to 50% without regard to road frontage. 2. Sign ordinance does not regulate window signage (14 SOTF voted for #1 and 4 other voted for #1; 7 SOTF members voted for #2 and 1 other voted for #2)
Issue #7	Use of Warning Notice	Warning notice will first be issued to business tenant or property owner prior to the issuance of a citation to appear in court unless determined by the Code Officer to be an imminent hazard or safety issue.	<ol style="list-style-type: none"> 1. Accept staff recommendation and give Code Enforcement discretion to give citation if necessary 2. Code Enforcement always give a warning – no discretion (12 SOTF members voted for #1 and 5 others voted for #1; 8 SOTF members voted for #2 and 2 others voted for #2)

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Issue #8	The Number of wall signs should reconsidered	Staff understands individuals may want to use more than one sign provided it meets the total allowable square footage. [provide an example]	<ol style="list-style-type: none"> 1. Allow additional wall signage on walls facing parking lots, subject to sq footage limits for each wall. 2. Use total square footage in force now, but allow it to be transferred to multiple walls. Must face street or parking lot. 3. Allow each wall to have wall signs, with sq footage now allowed, on each wall <p>(No votes for #1; 12 SOTF members voted for #2 and 3 others voted for #2; 6 SOTF members voted for #3 and 2 others voted for #3)</p>
Issue #9	Real Estate and Directional Signage on corners	This suggestion is impermissible as it is regulation of content. The current ordinance provides for thirty-two (32) square foot signage on any property and additional signage is allowed in residential zoning districts for this purpose already.	<ol style="list-style-type: none"> 1. Accept staff's recommendation (19 SOTF members voted for and 4 others voted for)
Issue #10	Abandoned and dilapidated Signage	These issues are already addressed in the ordinance and other ordinances of the city and state nuisance abatement code.	<ol style="list-style-type: none"> 1. Accept staff's recommendation 2. Add requirement for signs with no operating businesses to be removed by property owner <p>(17 SOTF members voted for #1 and 4 others voted for #1; 2 SOTF members voted for #2 and 5 others voted for #2)</p>
Issue #11	Portable signs	No change	<ol style="list-style-type: none"> 1. Remove pending prohibition.
Issue #12	Nonconforming signs	No change	<ol style="list-style-type: none"> 1. Add a grandfather clause
Issue #13	LED Signs	No Change	<ol style="list-style-type: none"> 1. Remove cap on number of LED ground signs

Prepared by Howard W. Brown, Jr. Planning and Development Services Department on August 27, 2009