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ARTICLE IX

Standards for Signs, Billboards, and Other Advertising Structures

SECTION

9-1 STANDARDS FOR SIGNS

9-1.1 Intent and Objectives:

9-1-2 Permit Procedures

9-1.3 General Provisions:

9-1.4 Signs Prohibited In all Districts:

9-1.5 In Any District, the Following Signs Shall Be Permitted:

9-1.6 In the Agricultural and Residential Districts, the Following Regulations Shall Apply:

9-1.7 In all Commercial and Industrial Districts, the Following Regulations Shall Apply:

9-1.8 Temporary Sign Provisions.

9-1.9 Nonconforming and Noncomplying Sign Provisions:

9-1.10 In the General Floodplain District, the Following Regulations Shall Apply:

9-1 STANDARDS FOR SIGNS

These conditions are established as a reasonable and impartial method of regulating advertising structures in order to insure light, air, and open space, to reduce hazards at intersections, and to protect property values of the entire community. The regulations for signs, billboards, and other advertising structures are enumerated below:

9-1.1 Intent and objectives:

A. Statement of Purpose:

The purpose of these regulations is to promote the well-being of the community by establishing standards that assure the provision of signs adequate to meet essential communication needs while safeguarding the rights of the people in the community to a safe, healthful and attractive environment. Within this overall framework, it is the intent of these regulations to:

1. Protect the right to the use of signs for the identification of activities and any related products, services and events and for noncommercial messages;

2. Assure proper exposure of signs to their intended viewers;

3. Protect the right of individuals to privacy and freedom from nuisances;

4. Protect the value of property and improvements thereon;

5. Permit signs that are constructed and maintained in a safe condition;

6. Assure that signs are constructed and maintained in a safe condition;

7. Encourage design that enhances the readability and effectiveness of sign;

8. Prevent signs from interfering with traffic regulatory devices or otherwise obstructing motorist or pedestrian vision;

9. Reduce traffic hazards;

10. Eliminate obsolete signs;

11. Provide an efficient and effective means of administration and enforcement.

B. Scope:

Except for signs that are prohibited in all districts in ***Section 9-1.4***, herein, these regulations shall apply to all signs and their appurtenances that are visible from the outside of buildings, including interior window signs and all exterior signs, except those located within and visible only from within enclosed courtyards, malls, or similar enclosures. These regulations shall not in any manner attempt to censure the written or depicted copy on any permitted sign. Any sign allowed under this zoning ordinance may contain, in lieu of any other copy, any otherwise lawful noncommercial message that does not direct attention to a business operated for profit, or to a commodity or service for sale, and that complies with size, location, height, lighting, and spacing requirements of these regulations.

9-1-2 Permit Procedures

A. Permit Required

No sign or sign structure, except as provided in ***Sections 9-1.2, H, 4*** (Exempt Signs) and ***9-1.7*** (Nonconforming Signs), shall be erected, displayed, altered, relocated, or replaced until a sign permit has been issued. For the purpose of this ordinance, all signs are considered accessory uses of real property and shall be located on the premises of the principal use to which they pertain.

B. Permit Application

Applications for sign permits shall be submitted on a form provided by the building inspector and shall contain or have attached at a minimum the following information in either written or graphic form:

1. Application date.

2. Name, address, and telephone number of the sign owner and, if different, the owner of the land on which the sign will be erected.

3. Address of the property where the sign or sign structure will be erected.

4. Signature(s) of the sign owner and, if different, the owner of the land on which the sign will be displayed.

5. Location of the sign on the property in relation to lot lines, buildings, sidewalks, streets, public rights of way, and intersections.

6. Type of sign, i.e., monument, walls, and general description of structural design and construction materials.

7. Drawing(s) of the proposed sign which shall contain specifications indicating height, perimeter, and area dimensions means of support, method of illumination if any, and any other significant aspect of the proposed sign.

8. Any other information requested by the building inspector in order to carry out the purpose and intent of these regulations.

C. Permit Review, Issuance, and Recording

The building inspector shall examine all sign permit applications. Permit applicants shall be issued a copy of the original permit application, with approval and approval date noted, for all signs which conform to the requirements of this ordinance. Such approved applications shall serve as sign permits. The building inspector shall maintain a record of all sign permit applications with notations of approval or disapproval. All sign permits shall be dated and numbered in the order of their issuance.

D. Inspections

A final inspection by the building inspector or his designee shall be completed after installation of all approved signs. Any discrepancies between an approved sign and a sign as constructed shall be identified in writing and may result in the halting of construction or sign removal, if so ordered by the building inspector.

E. Complaints and Revocations

The building inspector shall investigate any complaints of violations of this ordinance and may revoke a permit if there is any violation of the provisions of this ordinance or there was misrepresentation of any material facts in either the application or plans.

F. Expiration of Sign Permits

If an approved sign is not erected within a period of twelve *(12)* months from the date the permit was originally issued, the permit shall expire and become null and void.

G. Removal

1. Illegal Signs

The building inspector may remove or order the removal of any sign not in conformance with the provision of this ordinance, at the expense of the sign owner or lessor.

2. Immediate Peril

If the building inspector shall find any sign which is an immediate peril to persons or property, the sign shall be removed. If the building inspector cannot locate the sign owner or lessor for immediate removal of the sign; he shall remove or order the removal of the sign at the expense of the sign owner or lessor.

H. Variances

1. Generally

The Board of Zoning Appeals may grant variances for the following reasons:

a. To allow a setback for a sign that is less than the required setback.

b. To allow the area or height of a sign to be increased by up to twenty-five *(25)* percent of the maximum height or area allowed.

2. Standard of Re**v**iew

The Board of Zoning Appeals shall consider applications for variances only in situations where the applicant has been denied a sign permit by the building inspector. The Board of Zoning Appeals may grant a variance authorized by this section if it finds that the following special physical conditions exist:

a. The zoning lot on which an activity is located is unusually shaped or exhibits unusual topography; and

b. Such physical characteristics prevent legal signing from identifying the activity as compared to legal signing identifying other activities in the immediate area.

c. The Board may grant a twenty-five *(25)* percent variance as allowed in *(b)* if the petitioner is reducing a larger pre-existing nonconforming sign.

3. Procedures

All requests for variances must be filed with the Board of Zoning Appeals within thirty *(30)* days of the decision by the building inspector.

4. Exempt Signs

Sign permits shall not be required for the following:

a. ***Address and Name of Resident:*** Signs indicating address and/or name of residential occupants of the premises, not exceeding two *(2)* square feet in area, and not including any commercial advertising or identification.

b. ***Artwork:*** Works of art that do not include any commercial messages or references.

c. ***Construction Signs:*** Temporary signs warning of construction, excavation, or similar hazards so long as the hazard may exist.

d. ***Decals:*** Decals affixed to windows or door glass panes, such as indicating membership in a business group or credit cards accepted at the establishment.

f. ***Directional Signs:*** Signs giving on-site directional assistance for the convenience of the public, not exceeding four *(4)* square feet in area, two and one-half *(2 1/2)* feet in height and located out of the right-of-way and sight distance triangle. Directional signs may be internally lit. Commercial messages, names, or logos shall be prohibited on directional signs.

g. ***Flags, Emblems, and Insignias:*** For any governmental agency or religious, charitable, public or non-profit organization, subject to the following: No single flag that is flown shall exceed forty *(40)* square feet in area and no single zoning lot shall fly more than three *(3)* such flags. If the total area of such flags exceeds seventy-two *(72)* square feet, the excess area shall be included in the sign area calculations for the zoning lot. Flagpoles shall not exceed twenty-five *(25)* feet in height. Wall-mounted flags, emblems, or insignia shall be limited to one *(1)* per zoning lot and shall not exceed forty *(40)* square feet in area.

h. ***Garage/Yard Sale Signs:*** One *(1)* sign per lot, with a maximum size not to exceed 18 x 18 inches. Signs may be erected two (2) days prior, are not permitted on a continuing basis, may be erected for fourteen *(14)* days in succession and must be removed within two *(2)* days after the sale. Signs must be at least ten *(10)* feet from any right-of-way and may not be attached to utility poles. Signs may be located on any lot within the subdivision with the lot owner's permission.

i. ***Handicapped Parking Space Sign:*** Signs not exceeding two *(2)* square feet in area reserving parking spaces for handicapped motorists.

j. ***Political Signs:*** Shall be limited in size and structure to a height of four *(4)* feet and a total square footage not to exceed thirty-two *(32)* square foot, and shall not be permitted upon any public property, easement, or right-of-way, and shall be permitted only

upon privately owned lots with the consent of the owner no closer than five *(5)* feet from the curb or right-of-way of any street. .Such signs may be displayed for a period of ninety *(90)* days prior to any primary, special or general election. Political signs shall be allowed in all zoned districts, and must be removed within seven *(7)* days following the relevant election.

k. ***Private Drive Signs:*** On-premise private drive signs limited to one *(1)* per drive entrance, not exceeding two *(2)* square feet in area, with language limited to the words "private drive" and the address of any residences utilizing the private roadway.

l. ***Public Signs:*** Signs erected by government agencies or utilities including traffic, utility, safety, railroad crossing, and identification signs for public facilities, and any signs erected by the Board of Mayor and Aldermen or under the direction of the Board.

m. ***Seasonal Signs:*** Signs in the nature of decorations which are seasonal, clearly incidental and customarily associated with any national, local, or religious holiday.

n. ***Security and Warning Signs:*** On premise signs regulating the use of the premises, such as "No Trespassing, No Hunting and No Soliciting" signs that do not exceed two *(2)* square feet in area in residential areas and five *(5)* square feet in area in commercial and industrial areas.

o. ***Temporary Real Estate Signs:*** Temporary signs indicating the availability of real property for lease or sale, located on the premises being leased or sold. Display of such signs shall be limited to one *(1)* per property not exceeding six *(6)* feet in height and not exceeding four *(4)* square feet in area in residential zones and eight *(8)* square feet in area in all other zones. Such signs shall be removed within seven *(7)* days of the settlement or lease of the property.

5. Temporary Signs Requiring Approval

The following signs may be erected only after approval from the enforcing officer. Any temporary sign not removed by the expiration of the appropriate time limit noted in this section, the Administrator may remove it and charge the costs of removal to the individual or enterprise responsible.

a. ***Special event signs:*** Signs announcing special events including, but not limited to grand openings, new management, going out of business, and events sponsored by religious, charitable, or public service groups. Any business, individual, or organization may display two *(2)* temporary signs including portable signs, twice during the calendar year for a period not to exceed thirty *(30)* days. Such signs shall not be located in any public right-of-way or in any location that would impair visibility of the motoring public, and shall be removed immediately following the event.

b. ***Temporary farm products sign:*** Temporary on-premise signs announcing the availability of seasonal farm products. The number of signs shall not exceed two *(2)* and the total area of all such signs shall not exceed twenty *(20)* square feet, nor shall any sign exceed six *(6)* feet in height.

c. ***Construction signs:*** Temporary signs announcing new buildings, or projects, erected after the commencement of building construction or site development. Each construction site shall be limited to one *(1)* construction sign not exceeding twenty *(20)* square feet in area and eight *(8)* feet on height, which shall be removed by the time a permanent sign is erected or a certificate of occupancy for the building is issued, whichever occurs first.

d. ***Auction Sign:*** Signs announcing and directing the public to the auction site shall be limited to a maximum of five *(5)* signs per event and shall not exceed sixteen *(16)* square feet, except on the auction site itself and this sign shall not exceed thirty-two *(32)* square feet. No sign shall be placed in such a manner that would obstruct vision of motorist or be a detriment to the functions of business. All signs shall be removed within one *(1)* business day following the event. Any sign not complying with this zoning ordinance shall be removed at the owner's expense and be subject to penalty.

9-1.3 General Provisions:

A. No sign shall be erected or maintained where by reason of its position, wording, illumination, size, shape, or color it may obstruct, impair, obscure, interfere with the view of, or be confused with, any authorized traffic control sign, signal, device or, emergency vehicle.

B. No illuminated sign shall be permitted within fifty *(50)* feet of property in any residential district unless the illumination of such sign is so designed that it does not shine or reflect light onto adjoining property.

C. No billboard or ground sign shall be erected to exceed the maximum height limitation for the district in which it is located. The bottom coping of every ground sign shall be at least three *(3)* feet above the ground or street level.

D. On the premises outdoor advertising signs, shall not intrude upon the public right-of-way.

E. Signs erected and overhanging any sidewalk must be placed at least nine *(9)* feet above the sidewalk and may extend over the sidewalk a distance equal to two-thirds *(2/3)* the width of the sidewalk, but in no case exceeding ten *(10)* feet.

F. Professional signs and signs for home occupations shall not exceed two *(2)* square feet in areas in the residential and agricultural districts.

G. Temporary Signs and Posters Are Subject to the Following Regulations:

1. Each sign shall not exceed five *(5)* square feet in area, excluding banners.

2. The signs shall not be located closer together than five hundred *(500)* feet.

3. Such signs shall not be nailed to trees, fence posts or public utility poles and shall not be located in the public right-of-way, excluding banners.

4. All such signs advertising events shall be removed within ten *(10)* days after the event date.

5. All such signs shall be valid for thirty *(30)* days only, after which time they shall be removed.

H. Electronic Message Display

Signs that only contain gas prices, time and temperature shall only meet maximum lighting intensity requirements and image duration requirements listed below. Digital signs shall be regulated as reader boards by other provision of this resolution regarding maximum percentage of sign and location of signs.

1. Number and Location:

Only one *(1)* electronic message sign is permitted for each tract of land or land use. Signs shall be located one hundred *(100)* feet outside highway intersections and not installed in locations that will directly block or confuse a driver's view. Signs shall be spaced two hundred-fifty *(250)* feet from any other electronic message sign along roadways. The distance shall be measured along roadways not straight lines between signs. Signs shall be located a minimum of one hundred *(100)* feet from any residential dwelling. Signs along interstate and limited access state highways shall meet State of Tennessee Requirements.

2. Electronic Message Signs shall be permitted in all zoning districts except the ***C-2*** (Neighborhood Commercial District), ***C-3*** (Restrictive Commercial District) and Agricultural and Residential Districts. The Planning Commission shall review and approve all message board signs as part of the site plan review process. The Board of Appeals may review proposals as *"Special Exceptions"* for nonresidential signs in Agricultural/Residential Districts providing the applicant can demonstrate compliance with the provisions and intent of the Resolution.

3. Illumination and Brightness:

Signs during daytime hours shall have a maximum lighting intensity of 7,500 nits and during night time hours shall be a maximum intensity of 750 nits.

4. Message Duration:

Images shall remain static for a minimum of eight *(8)* seconds and image changes and scrolling shall be accomplished within two *(2)* seconds or less. Images shall not flash or include sudden burst of light, or contain continuous scrolling and animation.

9-1.4. <u>Signs prohibited in all districts</u>:

The following signs or types of signs are prohibited in all districts and are hereby declared to be illegal.

A. Any sign that is abandoned, deteriorated, unsafe, or not, otherwise, identified as defined in this zoning ordinance;

B. Any sign which is painted on or attached to a vehicle or a vehicular trailer unless such vehicle is in operable condition, carrying all current and valid licenses, and used primarily for the transportation of goods and/or persons in the everyday and ordinary course of business of the owner thereof;

C. Signs which are made structurally sound by guy wires or unsightly bracing;

D. Signs which contain any kind of strobe or pulsating lights;

E. Animated signs;

F. Banner signs across public roads;

G. Any sign with direct illumination provided by exposed bulbs or lamps;

H. Off-premise signs, except as permitted in;

I. Flashing signs;

J. Hand tacked signs, on utility poles, fence posts and trees;

K. Portable signs, except as permitted in ***Section 9-1.8***;

L. Roof signs.

9-1.5 <u>In Any District, the Following Signs Shall Be Permitted</u>:

A. For parking areas, entrance and exit signs not exceeding four *(4)* square feet in area and not more than one *(1)* sign not more than sixteen *(16)* square feet in area identifying or designating the conditions of the use of such parking area.

B. Nonilluminated "For Sale" or "For Rent" signs not exceeding four *(4)* square feet in area.

C. One *(1)* sign not more than twelve *(12)* square feet in area giving the names of the contractors, engineers, or architect, during construction of a building or project.

D. Signs established by, or by order of, any governmental agency.

E. For special events of public interest, one *(1)* sign not over thirty-two *(32)* square feet in area.

F. Flags or emblems of political, civic, philanthropic, educational or religious organizations.

G. Small illuminated signs, not exceeding one and one-half *(1 1/2)* square feet in area, displayed strictly for the direction, safety, and convenience of the public, including signs which identify rest rooms, freight entrances and the like.

9-1.6. <u>In the Agricultural and Residential Districts, the Following Regulations Shall Apply</u>:

A. Name plates indicating name, address, house number, announcement of boarders or roomers, or customary home occupations are permitted.

B. One temporary nonilluminated signs not to exceed sixteen *(16)* square feet in area, advertising the sale of farm products produced on the premises shall be permitted.

C. Flashing or intermittent illumination on signs is prohibited.

D. Billboards and other advertising structures are prohibited, except certain directional signs intended to guide the general public to areas designated by the planning commission as possessing scenic, historical, or recreational value. However, such directional signs shall not exceed thirty-two *(32)* square feet in area.

E. Where commercial enterprises are permitted, wall signs in compliance with ***Section 9-1.12***.

F. Residential Districts

1. Single Family subdivision Identification Signs.

Signs that identify the name of single family residential subdivisions, located at any street entrance to the subdivision shall be erected as follows:

a. **<u>Number</u>**. One *(1)* per main entrance, not exceeding two *(2)* per subdivision.

b. **<u>Type</u>**. Monument.

c. **<u>Maximum Size and Height</u>**. Thirty-two *(32)* square feet in area and six (6) feet in height.

d. **<u>Minimum Setback</u>**. Six *(6)* feet from any property line and outside of all sight visibility triangles.

2. <u>Multi-Family Residential Complex Signs</u>.

Signs that identify the name and/or address of an apartment, townhouse, condominium, or other multi-family residential complex, located at any street or private drives entrance to the complex, shall be erected as follows:

a. **<u>Number</u>**. One *(1)* per main entrance, not to exceed two *(2)* per complex.

b. **Type**. Monument or pole.

c. **Maximum Sizes and Heights**

(1) **Monument Sign**. Thirty-two *(32)* square feet in area and six *(6)* feet in height.

(2) **Pole Sign**. Forty *(40)* square feet in area and fifteen *(15)* feet in height with the base of the sign at least seven *(7)* feet above the ground.

d. **Minimum Setback**

(1) **Monument Sign** Six *(6)* feet from any property line and outside of all sight visibility triangles.

(2) **Pole Sign**. Ten *(10)* feet from any property line.

3. Churches, Public and Private Schools and Places of Public Assembly.

Signs that identify the name of the facility may be located as follows:

a. **Number**. One sign per road frontage not to exceed two *(2)* per facility.

b. **Type**. Monument or Pole.

c. **Maximum Size and Height**.

(1) **Monument Sign**. Thirty-two *(32)* square feet in area and six *(6)* feet in height.

(2) **Pole Sign**. Forty *(40)* square feet in area and fifteen (15) feet in height with the base of the sign at least seven *(7)* feet above the ground.

d. **Minimum Setback.**

(1) **Monument Sign** Six *(6)* feet from any property line and outside of all sight visibility triangles.

(2) **Pole Sign**. Ten *(10)* feet from any property line.

9-1.7 In all Commercial and Industrial Districts, the Following Regulations Shall Apply:

Business signs within Commercial and Industrial Districts shall be coordinated with the architecture and surroundings in such a manner that the overall appearance is harmonious in color, form and proportion. The display of signs will be appropriate to the land, building or use to which they are appurtenant and be adequate, but not excessive, for the intended purpose of identification. Within the commercial and industrial districts, the following signs are permitted subject to the provisions as set forth herein.

A. Commercial district signs. Within the ***C-1***, ***C-2***, and ***C-3*** districts, the following standards for signs shall apply:

1. Accessory business and civic signs are permitted and shall be either wall or projecting signs, except as set forth in ***Subsections 4, 5, and 6*** below. All other sign types are prohibited.

2. A use may be permitted to have one *(1)* projecting sign attached to the front of the building subject to the following standards:

   a. Such sign shall not exceed forty *(40)* square feet in display surface area.

   b. Such sign shall not project into the public right-of-way unless approved by the Board of Appeals.

   c. Such sign shall not exceed fifteen *(15)* feet in height measured from the bottom of the sign provided that in no case shall such sign extend above the roof line of the building to which it is attached.

   d. Such sign shall clear the established grade by a minimum of ten *(10)* feet.

   e. The copy information shall be limited to the identification of the owner, address, name and/or principal activity conducted on the premises.

3. Wall signs are permitted subject to the following standards:

   a. Such sign shall not exceed seventy-five *(75)* square feet in display surface area.

   b. Such sign shall be located on the front wall of the building which is oriented to the street from which access is derived. For uses with two street frontages, wall signs may be located on a wall for each frontage. For uses not oriented to a public street, the wall considered to be the front of the use shall be used for location of such signage.

   c. Such sign shall not extend above the roof line of the building to which it is attached nor shall such sign project outward from the building more than twelve *(12)* inches.

   d. Such sign placed in the horizontal space between windows of a two *(2)* story building shall not exceed in height more than two-thirds *(2/3)* of the distance between the top of the window below and the sill of the window above.

   e. Such sign shall not cover or interrupt major architectural features of the building.

   f. If a use utilizes both wall and projecting signs, the total display surface area shall not exceed seventy-five *(75)* square feet.

g. The copy information shall be limited to the identification of the owner, address, name and/or principal activity conducted on the premises.

4. If a use on a lot is set back from the public right-of-way a minimum of thirty *(30)* feet and has off-street parking, then such use may utilize one *(1)* ground or pole sign subject to the following standards. All other signs on the same lot shall be wall signs.

   a. Such sign shall have a maximum display surface area of seventy-five *(75)* square feet. The maximum display surface area for all signs on the same lot shall be one hundred twenty-five *(125)* square feet.

   b. The maximum height of a pole sign shall be fifteen *(15)* feet and of a monument sign six *(6)* feet. Ground signs which are integrated into an attractive brick, or stone, or wood architectural feature or an earth berm, all of which shall be permanently landscaped, may exceed six *(6)* feet in height to a maximum of eight *(8)* feet.

   c. The number of signs permitted on a sign structure shall be limited to one *(1)* sign, except that an additional sign which is a changeable copy sign may be permitted with a maximum display of sixty *(60)* percent of the allowable area.

   d. Such sign shall be set back from the right-of-way a minimum of six *(6)* feet for monument signs and ten *(10)* feet for pole signs.

5. A commercial complex of two *(2)* or more acres, which is set back from the right-of-way a minimum of thirty *(30)* feet and has off-street parking may utilize the following provisions:

   a. A commercial complex may be permitted one *(1)* pole or ground sign for each street frontage identifying the name of the complex or business. In the event a street frontage is in excess of two hundred fifty *(250)* feet in length, one *(1)* additional such sign shall be permitted. The maximum size of each such sign shall be a ratio of 1/2 to 1 of square footage of sign area to the length of the street frontage or the front facade of the building, whichever is greater, with a maximum sign area of one hundred *(100)* square feet. Such sign shall not exceed fifteen *(15)* feet in height or the height of the building, whichever is less, if a pole sign; or six *(6)* feet in height if a ground sign. Ground signs which are integrated into an attractive brick, stone, or wood architectural feature or an earth berm, all of which shall be permanently landscaped, may exceed four *(4)* feet in height to a maximum of eight *(8)* feet. In the event the above ratio results in a sign less than seventy-five *(75)* square feet in size, then a minimum size sign of seventy-five *(75)* square feet shall be permitted.

   b. Additional signage may be permitted on the building(s) within the complex and shall be allowed as either wall signs, projecting signs, or signage painted on glass windows or a combination thereof. Such signage shall be in scale with the size of the wall of the building upon which it is located and be architecturally compatible. The display

surface area of such signage shall not exceed five *(5)* percent of the square footage of such wall and may be apportioned for multiple occupants with each occupant being entitled to an equal share of the display surface area.

c. In lieu of a pole or ground sign identifying the name of the complex, such commercial complex may utilize a directory sign identifying individual occupancies subject to the same size requirements as in paragraph *(a)*, above.

d. A directory sign listing the names of individual businesses or occupancies may be permitted at the entrance to the parking lot or at the entrance of each building. The maximum display surface area shall not exceed twenty *(20)* square feet and the maximum height shall be six *(6)* feet.

6. Signs may be illuminated subject to the following standards:

a. Exposed bulbs or luminous tubes are prohibited.

b. No sign shall change color or intensity (Reader board signs are permitted).

c. In no event shall the light from any illuminated sign exceed one *(1)* foot candle at the property line of any lot that is zoned agricultural/residential.

d. The light from any illuminated sign shall be shaded, shielded, or directed so that the light intensity or brightness shall not adversely affect the surrounding or facing premises nor adversely affect safe vision of operators of vehicles moving on public or private streets or parking areas. Light shall not shine or reflect on or into any residential structure.

B. Highway service and industrial district signs.

Within the ***C-4***, ***I-1***, ***I-2*** and ***I-3***, districts, the following standards for signs shall apply:

1. Accessory business and civic signs are permitted as follows:

a. A use on a lot shall be permitted to have one *(1)* ground or pole sign per street frontage. The maximum display surface area shall be seventy-five *(75)* square feet. The maximum display surface area for all signs on the same lot shall be one hundred sixty *(160)* square feet.

b. The maximum height shall be fifteen *(15)* feet for a pole sign and six *(6)* feet for a ground sign. Ground signs which are integrated into an attractive brick, stone, or wood architectural feature or an earth berm, all of which shall be permanently landscaped, may exceed six *(6)* feet in height to a maximum of eight *(8)* feet.

c. Such sign shall be set back from the right-of-way a minimum of six *(6)* feet for monument signs and ten *(10)* feet for pole signs.

d. The number of signs permitted on a sign structure shall be limited to one *(1)* sign except that an additional sign which is a changeable copy sign may be permitted with a maximum display surface area of fifty *(50)* percent of the allowable sign area.

e. In addition to the signage permitted above, a use on a lot shall be allowed to have wall signs or signage painted on glass at the entrance to the building. Wall signs shall be subject to the standards contained in ***Section A, 3*** above.

2. For those business or uses located at the Interstate interchanges and arterial highways, the following additional provisions shall apply:

a. The maximum height for a pole sign shall be one hundred *(100)* feet.

b. The maximum display surface area for a pole sign shall be one hundred *(100)* square feet. The maximum display surface area for all signs on the same zone lot shall be one hundred seventy-five *(175)* square feet.

c. This section shall apply only to those uses engaged in the retail petroleum and petroleum products business. The following additional provisions shall apply:

3. Each such use shall be permitted:

a. One *(1)* permanent price sign per street frontage. Such sign shall not exceed sixteen *(16)* square feet in size and shall not identify more than three *(3)* products. Such sign shall be setback from the right-of-way a minimum of ten *(10)* feet and shall be no closer than thirty *(30)* feet from any street intersection.

b. Two *(2)* nonilluminated self-service or full-service signs per pump island. Such signs shall not exceed one hundred sixty *(160)* square inches per sign and shall be located at the ends of the pump island perpendicular to the street.

c. Federal and State stamps, octane ratings, pump use directions, prices, and no smoking signs as required by Federal, State, and local authorities. Such signs shall be located on the body of the pump.

4. This section shall be applicable only to movie houses or theaters. The following additional provisions shall apply:

a. In lieu of a wall sign or in combination therewith, a marquee structure may be permitted which may have signage thereon. Such marquee may project over a private sidewalk or driveway but not over a public right-of-way. Such marquee structure shall be permanently attached to the principal building.

b. Where the building contains more than one *(1)* theater, additional display surface area may be permitted up to a maximum of seventy-five *(75)* square feet of sign area for each theater. This sign area shall be in addition to an identification sign for the theater*(s)*.

5. Signs may be illuminated subject to the standards as specified above, in ***A, 6*** above.

6. Interstate off-site advertising signs may be permitted only within the ***C-1***, ***C-4***, ***I-1*** and ***I-2***, districts, along the interstate, highway corridors, and oriented thereto and subject to the following standards.

   a. All off-site advertising signs shall be free-standing and mounted upon a single support pole, and shall not be double stacked or constructed side by side except as a "Special Exception" as approved by Board of Zoning Appeals.

   b. The maximum display surface area shall be six hundred seventy-five ***(675)*** square feet.

   c. An off-site advertising sign shall not be located on the same lot as any other use.

   d. No advertising sign shall be located on or extend across any public right-of-way.

   e. The minimum distance between off-site advertising signs located along and oriented toward the same public street shall be one thousand *(1,000)* feet and shall be applied as follows:

      (1) The spacing requirements shall be applied separately to each side of a public street.

      (2) The spacing requirements shall be applied continuously along the side of a street to all signs oriented toward that street in either direction whether the signs are in the same block or are in different blocks separated by an intersecting street.

   f. No off-site advertising sign shall be located closer than five hundred *(500)* feet from any other such sign regardless of location or orientation.

   g. The maximum height of advertising signs shall be fifty *(50)* feet above the elevation of the pavement nearest the sign.

   h. All billboards shall not be located a minimum of five hundred *(500)* feet from structure on the lot.

   i. No advertising sign shall be located closer than five hundred *(500)* feet from any property zoned residential or agricultural.

7. General off-site advertising signs may be permitted within any commercial or industrial district subject to the following standards:

a. The maximum display area shall be seventy-five *(75)* square feet.

b. These signs shall be limited to a maximum height of fifteen *(15)* feet with a minimum of ten *(10)* feet from the ground to the bottom of the sign face except for monument signs.

c. An off-site advertising sign shall be setback a minimum of ten *(10)* feet (except for monument signs which shall have a six *(6)* foot setback) from any public right-of-way. This distance is measured from the leading edge of the sign.

d. All off-site advertising shall be no closer than one thousand *(1,000)* feet from any other off-site sign, measured along the road right-of-way.

e. All off-site signs shall be at least one hundred *(100)* feet from any agricultural/residential district or two hundred-fifty *(250)* feet from any residential district along the same side of the road.

f. All off-site signs must meet the minimum side or rear setbacks for the district which they are located.

g. Off-site signs erected or placed on developed lots must maintain a spacing of one hundred *(100)* feet from any permanent freestanding sign.

9-1.8. <u>Temporary sign provisions</u>.

Temporary signs shall be permitted for any lawful activity on a lot or parcel subject to the provisions set forth herein.

A. <u>General requirements</u>.

1. All temporary signs are required to obtain a yearly permit to place one *(1)* temporary sign on a parcel or lot. Each permit shall be issued for a twelve *(12)* month period to be renewed the first month of each year. These permits will be twenty five dollars *($25.00)* to assist in the cost of administration of these regulations.

2. Banners may be used as temporary signs.

3. All such signs shall be securely installed or fastened and positioned in place so as not to constitute a hazard of any kind.

4. No temporary sign shall be displayed on a roof.

5. No temporary sign shall be permitted to project into or over any public street right-of-way.

6. Temporary signs are permitted at construction sites for the purpose of identifying names of contractors, consultants, etc., and shall be limited to three *(3)* items of information.

B. Display surface area, height, and illumination.

1. Maximum display surface area shall be thirty-two *(32)* square feet.

2. Maximum height shall be ten *(10)* feet.

3. Temporary signs shall not be illuminated except in commercial or industrial districts.

4. No sign shall flash or pulsate in any way.

5. Any sign that is lighted shall be done incompliance with the *National Electrical Code*.

C. Location of temporary signs.

1. All temporary signs shall setback a minimum of five *(5)* feet, from any street right-of-way, unless an alternate location is approved by the building inspector in special cases. No temporary graphic shall overhang or encroach on any street right-of-way at any time.

2. The minimum distance between any two *(2)* such signs on the same lot shall be one hundred fifty *(150)* feet.

3. No temporary signs shall be closer than fifty *(50)* feet from any permanent sign.

9-1.9 Nonconforming and Noncomplying Sign Provisions:

Any sign lawfully existing at the time of the enactment of this zoning resolution but which is not permitted either by type of sign, location, or district or which fails to meet the standards on regulations shall be classified as either nonconforming or noncomplying as per definitions.

A. Removal of temporary nonconforming signs. Nonconforming portable and hand tacked signs and signs in a public right-of-way shall be removed within forty-five *(45)* days. Nonconforming flashing or animated signs shall be caused to stop flashing or animation within forty-five *(45)* days.

B. Alterations to nonconforming and noncomplying signs. A nonconforming or noncomplying sign may be altered subject to the following conditions.

1. The proposed alteration is not greater than fifty *(50)* percent of the total sign structure or alteration costs are not greater than fifty *(50)* percent of its depreciated value.

2. The total copy of an advertising sign may be changed in accordance with normal business practices.

3. The proposed alteration conforms to the provisions of this zoning ordinance.

4. No new nonconformance or noncompliance is created.

C. Damage or destruction of nonconforming and noncomplying signs. When any such sign is damaged or destroyed from any cause to the extent of fifty *(50)* percent of the sign structure or to the extent of fifty *(50)* percent of its depreciated value at the time of its damage or destruction, the sign shall be removed or otherwise made to conform or comply with all appropriate provisions of this zoning ordinance. Except that any advertising sign located within six hundred-sixty *(660)* feet, of a Federal highway as defined by the Federal Highway Beautification Act and oriented to that highway shall not be removed until compensation can be made to the extent required by law.

9-1.10 In the General Floodplain District, the Following Regulations Shall Apply:

A. There shall be permitted for public parks, playgrounds, and other outdoor recreational uses, signs not exceeding thirty-two *(32)* square feet in area.

B. Flashing or intermittent illumination is prohibited.

C. Billboards and other outdoor advertising structures are prohibited.