

Signs

Chapter 1163

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Section 1163.01 Purpose and Intent

Sign regulations, including provisions to control the type, design, size, location, motion, illumination, enforcement and maintenance thereof, are established in order to achieve, among others, the following purposes:

- A. To maintain high quality districts of all land uses, and attractive public and private facilities of all types, by permitting only signs appropriate to their environs;
- B. To provide for reasonable and appropriate methods for identifying establishments in office, business and industrial districts by relating the size, type and design of signs to the size, type and design of the office, business and industrial establishments;
- C. To eliminate any conflict between traffic control signs and other signs which would be hazardous to the safety of the motoring public or pedestrians;
- D. To control the design and size of all signs so that their appearance will be aesthetically harmonious with an overall urban design for the area, in accordance with commonly accepted community planning and design practices, and the City's Master Plan.

The City does not intend to infringe on the rights of free speech as protected by the First Amendment to the United States Constitution and Article I, §11 of the Ohio Constitution. All ordinances in this Chapter are to be construed, whenever possible, in favor of vigorous political debate and accommodation of the rights of residents and visitors to speak freely.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.02 Definitions

As used in this chapter unless the context otherwise indicates:

- A. "Sign" shall mean any writing, pictorial representation, illustration, emblem, symbol, design, or other figure of similar character that is a structure or a part thereof, or is attached to or in any manner represented on a building, vehicle, or other structure, and is visible from any public right-of-way or any other lot or parcel, and is used for purposes of advertisement, announcement, declaration, demonstration, identification or expression.
- B. "Illuminated Sign" shall mean any sign which has characters, letters, figures, designs, or outlines illuminated externally or internally by any light source other than non-reflected natural daylight.
- C. "Ground Sign" shall mean any sign, excluding a billboard, supported by uprights, braces, or base or stem of any material, placed upon the ground and not attached to any building.
- D. "Wall Sign" shall mean any sign applied or attached to, or painted onto, any exterior wall surface of any building or structure.
- E. "Canopy Sign" shall mean any sign attached to the soffit or fascia of a canopy, marquee, awning, covered entrance, covered walkway, arbor, pergola or other similar structure.
- F. "Billboard" shall mean any sign advertising, identifying or directing attention to any product, service, entertainment or commercial activity not offered upon the lot on which the sign is located.
- G. "Pole Sign" shall mean any sign, other than a flag as herein defined, that is supported by a pole, poles, columns or other base or structure, and designed either:
 - 1. To allow pedestrian or vehicular clearance beneath any of the sign's message area, or

2. To allow the sign's message area to overhang the pole, poles, columns or other base or structure in total by more than 20% of the sign message area's breadth.
- H. "Flag" shall mean any sign of cloth or similar material, anchored along one side, displayed from a single pole, either freestanding or attached to a building.
- I. "Window Sign" shall mean any sign in view of the general public appearing on a window surface or within up to 24 inches of the window surface.
- J. "Vehicular Sign" shall mean any sign attached or applied to a vehicle of any type and used primarily to identify, advertise or promote, excluding any signs on vehicles normally and regularly used and operated in the course of business.
- K. "Temporary Sign" shall mean a sign designed and intended for use for only a limited period of time.
- L. "Nonconforming Sign" shall mean any sign existing on or after the effective date of North Olmsted Ordinance 2000-12 which does not conform to said Ordinance in its entirety.
- M. "Facing" or "Surface" or "Surface Area" or "Sign Face Area" shall mean the surface of the sign upon, against, or through which the message is displayed or illustrated on the sign. The sign face area shall be the area of the smallest of these regular polygons—circle, ellipse, triangle, rectangle, trapezoid, pentagon or hexagon — that completely contains the sign message, background of the message and contiguous trims, or frames. Any sign supports or structure other than exposed steel framing, which is clad in finished wood, stone, masonry, stucco, or metals, and which does not bear any sign copy, art or message shall not be included in the sign face area.
- N. "Frontage" or "Lot Frontage" shall mean the lot or property dimension along the principal street.
- O. "Building Frontage" shall mean the linear dimension of the width of the widest portion of the building face including all appurtenant overhangs or other structures, either:
1. Closest to parallel to the principal street or
 2. Containing the primary building entrance, of any building on any lot.
- P. "Building Unit" or "Unit of a Building" shall mean, in any building subdivided into separate units or spaces, any interior space occupying any portion of the ground floor of any building, and having its own exterior entrance, and separated from other such spaces by a party wall or walls.
- Q. "Unit Frontage" or "Building Unit Frontage" shall mean the linear dimension of the width of the widest portion of the building unit face including all appurtenant overhangs or other structures, either:
1. Closest to parallel to the principal street or
 2. Containing the primary building unit entrance, of any building on any lot.
- Where a building unit is bounded by a party wall or walls, the measurement of width shall be to the centerline(s) of such wall or walls.
- R. "Alter" shall mean to change in any way, including but not limited to reconstruction, redesign, reillumination that changes the lighting design, sign face replacement that changes the sign face design, sign face change, and painting in a different color than the present color, excluding changes in changeable copy on signs.

- S. "Other Advertising Structure" shall mean any marquee, canopy, awning, campanile, gazebo, kiosk or street clock serving to image, identify or promote a commercial enterprise.
- T. "Permittee" shall mean a person receiving an erection permit pursuant to the provisions of this chapter.
- U. "Person" shall be mean any individual, corporation, business trust, estate, trust,
- V. "Erect" shall mean to build, construct, alter, relocate, modify, attach, hang, place, suspend, or affix, and shall also include the painting of signs.
- W. "Banner" shall mean any sign of cloth, plastic, canvas or similar nonrigid material that is customarily mounted on the walls of buildings or upon the hard surfaces of other structures on property.
- X. "Wall" shall mean one of the sides of a room or building connecting floor and ceiling or foundation and roof up to and including an exterior parapet that is parallel to and projects no more than four feet above the roof line.
- Y. "Non-commercial opinion sign" means any sign which does not advertise a product, good, business or service; or expresses one or multiple messages on one or more issues; or promotes any candidate, party, issue, levy, referendum or other matter eligible to be voted upon in any general, primary or special election.
- Z. "Windblown devices" means objects designed to inform or attract attention, all or part of which is set in motion by or remains inflated by wind, mechanical, electrical or any other means.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.03 Permit Required

- A. Except as provided in *Section 1163.04*, it shall be unlawful for any person to erect any sign or other advertising structure without first obtaining an erection permit from the Building Commissioner and making payment of the fee required by *Section 1163.07*.
- B. No permit is required for repair, repainting, or other maintenance that does not alter a sign.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.04 Exemptions to Permit Requirement

The following signs are exempt from the permit requirement contained within *Section 1163.03*:

- A. Signs that are an integral part of the original construction of vending or similar machines, fuel pumps or similar devices;
- B. Cornerstones, dedications and other similar building plaques or architectural elements incorporated into a building, in materials and colors compatible with the building design, displaying only the building's name, owner's name, architect's name, date(s) of construction, brief dedication or other historical information, and not exceeding eight (8) square feet in total area;
- C. Signs which are attached to the inside of a window, do not exceed ten (10) square feet in sign face area, and do not cover more than 25% of the area of the window pane;
- D. Signs which are an integral part of the historic character of a structure that has been designated an official landmark or historic structure by any agency or body of the

governments of the United States, State of Ohio, Cuyahoga County or City of North Olmsted.

- E. Hand-held signs not set on or affixed to the ground;
 - F. Temporary signs except those regulated by *Section 1163.34(B)(3)*.
 - G. Monuments and markings within a cemetery;
 - H. Any address numbers required by the *Section 1351.01* of the Codified Ordinances, unless larger than six (6) inches in height.
- (Ord. 2008-6. Passed 4-1-08.)

Section 1163.05 Application for Erection Permit

Application for an erection permit shall be made to the Building Commissioner and shall contain and have attached the following information and/or documentation:

- A. Name, address and telephone number of the applicant.
- B. Location of building, structure, or lot to which or upon which the sign or other advertising structure is to be attached or erected.
- C. Drawing depicting the position of the sign or other advertising structure in relation to any buildings, structures, streets or drives within a distance of 150 feet, measured in a straight line without regard to intervening buildings, structures, streets or drives.
- D. Two blueprints or ink drawings of the plans and specifications and method of construction and attachment of the sign or advertising structure to the building or into the ground.
- E. Name of the person erecting the sign or advertising structure.
- F. Written consent of the owner of the building, structure, or land to which or on which the sign or advertising structure is to be erected.
- G. Any information, calculations, or documentation required by the State Building Code, the local Building Code, and other applicable ordinances of the City.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.06 Permit Issuance

- A. Upon receipt of a complete and accurate application for an erection permit complying with *Section 1163.05*, the Building Commissioner shall examine the plans and specifications and the premises upon which the proposed sign or advertising structure shall be erected.
- B. Unless the applicant applies for a variance from a provision or provisions of the Zoning Code in order to erect his sign or advertising structure as proposed, or the applicant engages in other conduct which directly causes delay, the Building Commissioner shall make a determination on the erection permit application within ten (10) business days. In the event of a variance request, or other delay occasioned by conduct of the applicant, the Building Commissioner's time for making a determination under this section shall be extended for a period of time equal to the time period during which the variance application is pending, or to the period of time of other delay occasioned by conduct of the applicant, whichever is applicable. In case of an extenuating circumstance, the Building Commissioner may apply to the Director of Public Safety for an extension of the time in which to complete his review, not to exceed an additional ten (10) business days. In determining whether to grant this extension, the Director of Public Safety shall consider the reasons offered in

explanation of the delay and balance them against the hardship to the applicant arising from an extended time for determination.

- C. Failure of the Building Commissioner to issue a permit within the required ten (10) business days or, if an extension has been obtained, within the time permitted by the extension, shall be construed to be an issuance of the permit, upon the lapse of the last day upon which the Building Commissioner may, pursuant to paragraph (B) above, make his determination.
- D. If the proposed sign or advertising structure complies with this and all other applicable laws and ordinances of the City, the Building Commissioner shall forthwith issue the requested permit upon receipt of the appropriate fees. If the Building Commissioner determines that the application should be denied, he shall issue a written statement contemporaneous with his decision, explaining the reason or reasons for the denial.
- E. If an application for an erection permit is part of a lot development or redevelopment proposal made pursuant to *Chapter 1126* of this Zoning Code, then the permit issued by the Building Commissioner shall be a temporary permit only pending final approval by the City of the lot development or redevelopment proposal pursuant to the provisions of said *Chapter 1126*. Said temporary permit shall become permanent only upon the applicant erecting the applied for sign or signs, or modifying already erected sign or signs, in a manner which meets all structural and locational requirements made a condition of the City's final approval of the lot development or redevelopment proposal. Every applicant who obtains a temporary erection permit pursuant to the provisions of this paragraph of this section shall be required to post a bond with the Building Commissioner equal to the cost of the sign to be erected, before erecting said sign pursuant to the temporary permit. Said bond shall be forfeited to the City if the applicant, upon receiving final approval for a lot development or redevelopment approval, erects a sign or signs, or fails to modify a sign or signs, in violation of an express condition or conditions of that final approval.
- F. If the work authorized under any erection permit is not completed within six (6) months after the date of issuance, said permit shall become null and void.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.07 Permit Fee

Every applicant, upon applying for a permit pursuant to *Section 1163.06*, shall pay to the Building Commissioner the nonrefundable fee established by separate ordinance. Applications for temporary sign permits shall not require a fee.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.08 Appeal

If the applicant is dissatisfied with any determination of the Building Commissioner made during the course of the application process, including but not limited to the calculation of the fee due, the requirement of additional materials, the classification of a proposed sign, the denial of a permit, or the revocation of a permit, the applicant may, within ten business (10) days following that determination, file with the Building Commissioner an appeal from the Commissioner's decision to the Building and Zoning Board of Appeals. Upon receiving such a notice of appeal, the Building Commissioner shall transmit all papers and other documents connected to the application to the Building and Zoning Board of Appeals, which shall hear the applicant's appeal at a meeting which shall be scheduled and held no later than 30 days following the date of the filing of the notice of appeal. The Building and Zoning Board of Appeals may decide to affirm,

modify, reverse, or vacate the Building Commissioner's decision, and shall render its decision and any order necessary to effectuate its decision within five (5) days following its hearing of the applicant's appeal. The decision of the Building and Zoning Board of Appeals shall be final and may only be reviewed by a Court of Common Pleas, pursuant to the provisions of Chapter 2506 of the Ohio Revised Code.

(Ord. 2008-6. Passed 4-1-08; Ord. 2016-36. Passed 8-2-16.)

Section 1163.09 Revocation of Permit

The Building Commissioner may revoke an erection permit where there has been a violation of the provisions of this chapter or a misrepresentation of fact on the permit application. The Building Commissioner shall issue a written statement contemporaneous with his decision, explaining the reasons for revocation.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.10 Nonconforming Signs

Nonconforming signs may be maintained, except:

- A. No nonconforming sign or part thereof shall be altered, modified, relocated, or changed in any manner whatsoever in any process of reconstruction, repair, maintenance, or restoration, when the cost of said reconstruction, repair, maintenance, or restoration exceeds 50% of the sign's replacement cost, unless the entire sign shall be brought into compliance with all of the provisions of this chapter, and all other applicable City laws and ordinances.
- B. Any nonconforming sign the use of which is voluntarily discontinued for a period of at least six (6) months shall either be removed or brought into compliance with all of the provisions of this chapter and all other applicable City laws and ordinances.
- C. Any nonconforming sign for a property or premises that undergoes a change of use (permitted), as that term is defined in this Zoning Code, shall be brought into compliance with all of the provisions of this chapter and all other applicable City laws and ordinances.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.11 Removal of Signs

- A. The Building Commissioner is authorized to order the removal, repair or maintenance of any sign which constitutes a nuisance, or for which the required permit has not been obtained, or which is violative of any provision in *Sections 1163.13 through 1163.23* of this chapter. Every such order shall be served upon the owner or person in possession of the sign by personal or certified mail service, provided that, where service has been refused or unclaimed, no further service or notice shall be required, and the time for compliance shall commence from the date such service refusal or failure of claim is entered in the records of the Building Department.
- B. Whenever the removal, repair or maintenance of any permanent sign has been ordered by the Building Commissioner, the owner or person in possession of such sign shall comply with such order within 14 days after notice is served upon him. Whenever the removal, repair or maintenance of a temporary or portable sign has been ordered by the Building Commissioner, the owner or person in possession of such sign shall comply with the order within 48 hours after notice is served upon him. In the event of noncompliance, the Building

Commissioner may seek an order of removal from a court of competent jurisdiction, or may pursue criminal action against the owner and/or person in possession in accordance with the appropriate provisions of this Zoning Code relating to Code violations. If, following an inspection, the Building Commissioner determines that any sign constitutes an immediate danger to the public safety, the Building Commissioner may effect the immediate removal of said sign without regard to the time intervals for compliance cited above, at the sign owner's expense. Removal of a sign shall include the sign face, enclosing frame, all sign supporting members and base, unless otherwise specified in the order to remove.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.12 Number, Date and Voltage

Every permitted sign or other advertising structure shall display in a readily observable place, in a design, style, letter-size and contrast to be readily legible to an average person on the ground: the date of erection, the number of the permit issued, and the voltage of all electrical apparatus used, if any.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.13 Maintenance Required

Any sign shall be maintained so as not to show evidence of deterioration, including peeling, rust, dirt, fading, damage, discoloration or holes.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.14 Outdated Signs Prohibited

No sign or other advertising structure shall advertise a business which is no longer in existence or a product which is no longer sold at the business, as such signs are misleading to the public, create undue visual clutter, and pose a hazard to traffic control and safety.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.15 Abandoned Signs Prohibited

Signs which are abandoned, or which are accessory to an abandoned use of property, are prohibited and shall be removed. A use shall be determined abandoned if it has voluntarily ceased its operations for a period of at least six (6) months, unless the use is typically seasonal.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.16 Obstructions Prohibited

No sign or other advertising structure shall be erected, relocated or maintained so as to prevent free ingress or egress, or block any light or ventilation openings. No sign of any kind shall be located or attached so as to obstruct emergency facilities or equipment. No sign, otherwise permitted in this Chapter, supported by or suspended from a building shall hang less than eight (8) feet above a pedestrian path, or less than 15 feet above a vehicular path.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.17 Traffic Hazards

No sign or other advertising structure shall:

- A. Obstruct free and clear vision within sight triangles at any street or vehicular drive intersection defined by a line drawn connecting points lying on each curb line 35 feet from the point of intersection of the curb lines.
- B. Interfere with, obstruct the view of, or be similar in appearance to any authorized traffic sign, signal or device because of its position, shape, use of words, or color.
- C. If located within 25 feet of a public right-of-way, make use of the words "STOP", "LOOK", "DRIVE-IN", "DANGER" or any other such word, phrase, symbol, character, or any shape, in a manner that causes it to resemble any traffic control device placed in public rights-of-way.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.18 Unsafe Signs

No sign or other advertising structure shall constitute a hazard to safety or health by reason of inadequate or inappropriate design, construction, repair, or maintenance.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.19 Illuminated Signs

No sign or other advertising structure shall be illuminated so as to cause objectionable brightness or glare into or onto any residential premises or any public right-of-way.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.20 Obscene Signs

No sign or other advertising structure shall display any obscene matter.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.21 Vehicular Signs

Vehicular signs are prohibited.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.22 Moving Signs

No sign or other advertising structure shall have visible moving, revolving or rotating parts or visible mechanical movement of any kind.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.23 Flashing Signs

No sign or other advertising structure shall have any lights or illumination that flash, move, rotate, scintillate, blink, flicker, vary in intensity or color, or use intermittent electrical pulses.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.24 Windblown Devices

No sign shall contain or consist of windblown devices, such as banners, pennants, ribbons, streamers, balloons and hot or cold air inflatable devices, spinners or similar objects.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.25 Maximum Sign Face Area

- A. **Maximum Sign Face Area per Lot.** The total maximum sign face area permitted for any lot shall be 1.35 square feet per foot of frontage. For lots fronting on two or more streets, each street frontage shall be calculated separately, and such individual totals shall apply separately and only to signs directed at those individual streets.
- B. **Maximum Sign Face Area per Building.** Notwithstanding the area determined in paragraph (A) above, the total maximum sign face area permitted for any building shall be one (1) square foot per foot of building frontage. For buildings fronting on two or more streets, the building frontage shall include any fronting building face plus up to 40% of any other fronting building face.
- C. **Maximum Sign Face Area per Building Unit.** Notwithstanding the area determined in paragraphs (A) and (B) above, the total maximum sign face area permitted for any building unit shall be one (1) square foot per foot of building unit frontage.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.26 Types of Signs Permitted

No signs, other than the following types, are permitted on private property within the City. The following types of signs are permitted only in accordance with regulations of this Chapter:

- A. Ground Signs;
- B. Wall Signs;
- C. Canopy Signs;
- D. Window Signs;
- E. Flags;
- F. Temporary Signs;
- G. Signs expressly exempted by *Section 1163.04* of this Chapter.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.27 Ground Signs

- A. Ground signs shall not be permitted in One or Two Family Residence Districts, except that as accessory to a conditional or overlay use one ground sign shall be permitted per lot. In all other Districts, one ground sign shall be permitted per lot, except that for lots having either a total area in excess of ten (10) acres or a total frontage on any one street in excess of 600 feet, two (2) ground signs at least 200 feet apart shall be permitted
- B. Ground signs shall be set back at least five (5) feet from every right-of-way line, at least twenty (20) feet from any side or rear lot line, and at least 75 feet from any property line abutting residentially-zoned property, and shall be located so as to conform to *Section 1163.17*.

- C. No ground sign shall exceed 50 square feet in total sign face area, nor 12 feet in height as measured from either:
1. The ground level at the property line nearest the sign, or
 2. The ground level at the sign, whichever is higher, except that ground signs no more than eight (8) feet in height shall not exceed 65 square feet in total sign face area.
- (Ord. 2008-6. Passed 4-1-08.)

Section 1163.28 Wall Signs

- A. Wall signs shall not be permitted in One or Two Family Residence Districts, Single Family Cluster Districts, Multiple Residence Districts, or Senior Residence Districts, except that as accessory to a conditional or overlay use one wall sign shall be permitted per lot. In all other Districts, one wall sign shall be permitted per building, plus, if the building is subdivided, one wall sign shall be permitted per building unit, and for buildings having frontage on two or more streets, one additional wall sign shall be permitted on any secondary frontage street.
- B. No wall sign shall project more than 14 inches from the surface or wall to which it is attached. No wall sign shall extend any closer than 12 inches to either the top or side edges of the surface or wall to which it is attached. No wall sign shall cover or obscure any wall opening.
- C. The total area of all signs on a building, including wall signs, shall be limited to the Maximum Sign Face Area per Building as defined in *Section 1163.25*, and no single wall sign shall exceed 100 square feet in sign face area, nor four (4) feet in height.
- D. No wall sign shall be nearer than two (2) feet to any other sign, nor nearer than five (5) feet to any other building or structure.
- (Ord. 2008-6. Passed 4-1-08.)

Section 1163.29 Canopy Signs

- A. Canopy signs shall not be permitted in One or Two Family Residence Districts, or Single Family Cluster Districts. In all other Districts, one canopy sign shall be permitted per building entrance canopy.
- B. No canopy sign shall project more than two (2) inches from the canopy to which it is attached. No canopy sign shall extend any closer than four (4) inches to either the top or side edges of the canopy to which it is attached. No canopy sign shall cover or obscure any wall opening.
- C. The total area of all signs on a building, including canopy signs, shall be limited to the Maximum Sign Face Area per Building as defined in *Section 1163.25*, and no single canopy sign shall exceed 50 square feet in sign face area, nor four (4) feet in height. No canopy sign shall be more than five (5) feet wider than the entrance(s) over which it is located, except that where two entrances are less than 20 feet apart, a continuous canopy with continuous canopy sign may extend over both.
- D. No canopy sign shall be nearer than two (2) feet to any other sign, nor nearer than five (5) feet to any other building or structure.
- (Ord. 2008-6. Passed 4-1-08.)

Section 1163.30 Billboards

Billboards shall not be permitted in any zoning district.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.31 Pole Signs

Pole signs shall not be permitted in any zoning district.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.32 Window Signs

- A. No window sign shall exceed 25 square feet in sign face area.
- B. The total of all window signs shall not exceed 25% of the total of all window area.
- C. No window sign shall be nearer than two (2) feet to any other sign, building or structure.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.33 Flags

- A. No freestanding flagpole shall exceed 25 feet in height.
- B. No flagpole attached to a building shall be anchored less than 15 feet from the ground, nor be attached to the roof of a building.
- C. No more than one flagpole shall be permitted for each 150 feet of frontage, or portion thereof.
- D. No flagpole shall be constructed closer to any lot line than the length of the flagpole or the required building setback, whichever is greater.
- E. No flag shall exceed 20 square feet in area, or be more than five (5) feet along any one side.
- F. No flag shall hang, when fully unfurled, less than 15 feet from the ground.

(Ord. 2008-6. Passed 4-1-08.)

Section 1163.34 Temporary Signs

Temporary signs shall comply with all applicable provisions of *Chapter 1163* regarding safety, maintenance and other prohibitions, and shall also comply with the additional conditions and requirements contained in this section.

A. Temporary Signs on Residential Property.

- 1. The only types of temporary signs that are permitted are ground signs and window signs. All other types of signs are prohibited.
- 2. All parcels are permitted only one (1) ground sign or one (1) window sign for the purpose of advertising the premises on which it is maintained as being improved, approved for development and under construction, or for sale or lease, which may remain for a period of no longer than two (2) weeks from the date the improvement, sale or lease is completed. A ground sign shall not exceed eight (8) square feet in area per face, and four (4) feet above grade, and shall be set back a minimum of fifteen (15) feet from any public right-of-way. A window sign shall not exceed eight (8) square feet in area. Neither ground signs nor window signs may be illuminated.

3. All parcels are permitted only one (1) ground sign or one (1) window sign to express a “non-commercial opinion.” The message on any non-commercial opinion sign may be periodically changed, or the sign may be replaced with another non-commercial opinion sign provided such replacement sign conforms to the size, height and location criteria set forth herein. A ground sign shall not exceed eight (8) square feet in area per face, and four (4) feet in height above grade, and shall be set back a minimum of fifteen (15) feet from any public right-of-way. A window sign shall not exceed eight (8) square feet in area. No non-commercial opinion sign may be illuminated.
4. All parcels are permitted an additional five (5) non-commercial opinion signs no earlier than thirty (30) days before an election and shall be removed no later than one (1) week following the election. Such additional signs shall not exceed eight (8) square feet in area per face, not exceed four (4) feet in height above grade, and shall be set back a minimum of fifteen (15) feet from every right of way. Such additional non-commercial opinion signs may not be illuminated.

B. Temporary Signs on Non-Residential Property.

1. Regulations applicable to all temporary signs on non-residential property, except as regulated by 1163.34(B)(4):
 - a. Type: The only types of temporary signs that are permitted are ground signs, wall signs and banners. All other types of temporary signs are prohibited.
 - b. Location: Temporary ground signs shall not be permitted within five (5) feet of the right-of-way, nor shall they be permitted in any required parking area, drive or loading area. Temporary signs shall comply with all provisions of 1163.17. Temporary wall signs shall not extend more than six (6) inches from any wall or structure upon which they are erected. No signs shall be attached to light poles, fixtures, mechanical equipment, fences, dumpsters, or landscaping. No signs shall be attached to any permanent sign or sign base.
 - c. Maximum Area: Ground signs shall be a maximum of 12 square feet per side and 24 square feet total area. Wall signs shall be building mounted single-faced signs and shall not exceed 20 square feet in area. Banners shall be building mounted single-faced signs and shall not exceed 20 square feet in area.
 - d. Maximum Height: Ground signs shall be a maximum of six (6) feet above grade. Walls signs and banners shall not be attached to any roof or roof element and must be a minimum of two (2) feet below the top of the surface to which they are attached.
 - e. Design: Temporary signs must be professional in appearance and fabricated from durable and weatherproof materials.
 - f. Illumination of temporary signs is prohibited.
 - g. Changeable copy/text is prohibited on temporary signs.
2. Additional regulations applicable to temporary signs advertising approved development under construction, the improvement, sale or lease of property that are erected on non-residential property:
 - a. Maximum Number Permitted: One sign per street frontage is permitted, but not to exceed two.
 - b. Maximum Permitted Duration: Must be removed one (1) week after sale of real estate, the full occupancy of all leased space, or the completion of improvement.
3. Additional regulations applicable to temporary signs erected on non-residential property that do not advertise approved development under construction, the improvement, sale or lease of property:

- a. Permit: A permit sticker shall be obtained from the Building Department identifying dates the sign is permitted to be displayed. Permit stickers must be attached to the sign when the sign is installed. A separate permit is required for each sticker granted. No more than two stickers may be issued to any building unit in the same calendar year. A scaled diagram of the sign(s) including description of materials, fee, and application signed by the property owner shall be submitted to the Building Department as part of the permit application.
 - b. Maximum Permitted Number:
 - i. Single Occupancy Building: One sign per street frontage is permitted, but not to exceed two.
 - ii. Multiple Occupancy Building: One sign per building unit, but not to exceed three such signs on the property at one time.
 - c. Maximum Permitted Duration: Signs shall be permitted for a maximum of 30 days from the date of permit approval or the duration of the activity or service, whichever is less. All signs shall be removed no later than one (1) week after the completion of the activity or service being advertised.
4. Non-commercial opinion signs on non-residential property: All parcels are permitted up to three (3) non-commercial opinion signs no earlier than 30 days before an election and shall be removed no later than one (1) week following the election. Such signs shall not exceed eight (8) square feet in area per face, not exceed four (4) feet in height above grade, and shall be set back a minimum of five (5) feet from every right of way. Non-commercial opinion signs may not be illuminated.

(Ord. 2008-6. Passed 4-1-08.)