

Ordinance 2023-51

Amended 5/11/2023

Presented by:
Councilperson Carol Kilway

AMENDING AND SUPPLEMENTING, SECTION 1108, SIGNS, AND APPENDIX A3, SIGN SPECIFIC DEFINITIONS OF THE TALLMADGE CODIFIED ORDINANCES

WHEREAS, it is necessary for the City to update and amend Section 1108, Signs, and Appendix A3, Sign Specific Definitions of the Tallmadge Codified Ordinances; and

WHEREAS, it is in the best interest of the citizens of Tallmadge to adopt the proposed amendments and supplements; and

WHEREAS, a public hearing was held on this matter by Council on May 25, 2023 at 7:01p.m.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TALLMADGE, COUNTIES OF SUMMIT AND PORTAGE, STATE OF OHIO:

SECTION 1. That Section 1108, Signs, shall hereby be amended and supplemented as provided in Exhibit A, as fully attached and incorporated herein.

SECTION 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees on or after November 28, 1975 that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____

Susan E. Burton, Clerk of Council
MER/jt
4/4/23

Dennis K. Loughry, President of Council

Filed with the Mayor _____

Approved:

David G. Kline, Mayor

This _____ day of _____, 2023

Committee Assignment: _____

Readings: 1st _____ 2d _____ 3d _____

For: _____ Against: _____ Abstain: _____

Note: _____

2023-51
Amended
Exhibit A

Section 1108.01 APPLICABILITY

Any sign erected, altered or maintained after the effective date of the Zoning Code shall conform to the regulations set forth herein.

Section 1108.02 PURPOSE AND INTENT

Signage within the City serves an important function in identifying properties and promoting businesses, services, events and other matters of public interest. The intent of this Chapter is to regulate all signs within the City to ensure that signs are appropriate for their respective uses, in keeping with the appearance of the affected property and surrounding environment, and protective of the public health, safety and general welfare by:

- A. Setting standards and providing uniform regulations that permit the reasonable display and use of signs and preserve the character of the City.
- B. Prohibiting the erection of signs in such numbers, sizes, designs, illumination and locations as may create a hazard to pedestrians and motorists.
- C. Avoiding excessive conflicts from large or multiple signs, so that permitted signs provide adequate identification and direction while minimizing clutter, unsightliness and confusion.
- D. Establishing a process for the review and approval of sign permit applications.
- E. Preserving the character of residential neighborhoods, and to provide reasonable, yet appropriate, conditions for identifying businesses and services rendered in commercial and mixed-use zones.
- F. Promoting expeditious and safe navigation and wayfinding for pedestrian and vehicular traffic through legible and appropriate signs.
- G. Protecting and encouraging a more attractive economic, business and overall physical appearance of the community.

Section 1108.03 PROHIBITED SIGNS

The following sign types are prohibited under this Zoning Code and shall constitute a violation of this Chapter and the Zoning Code:

- A. Animated, flashing, moving, blinker, racer-type, intermittent, rotating, moving animated or revolving signs, except digital signage as permitted in this chapter.
- B. Illuminated signs comprised of exposed lightbulbs.
- C. Strings of lights not permanently mounted to a rigid background.
- D. Billboards.
- E. Merchandise, equipment, products or other items not themselves for sale or rent and placed and marked for drawing attention to a commercial enterprise.
- F. Signs or advertising devices which attempt or appear to attempt to direct the movement of traffic, or which otherwise interfere with or imitate an official governmental sign.
- G. Roof signs.
- H. Abandoned signs.
- I. Snipe signs. Signs shall only be attached to utility poles in conformance with state and utility regulations and the requirements of this Chapter.

- J. Pennant strings and streamers.
- K. Inflatable devices or balloon signs, with the exception of balloons used in temporary, non-commercial situations. Balloons or other inflatable devices shall not be attached to any sign.
- L. Signs which emit smoke, visible vapors, particulate matter, sound, odor or contain open flames.
- M. Reflective signs or signs containing mirrors.
- N. Interactive signs.
- O. Signs incorporating beacon or festoon lighting.
- P. Any banner or sign of any type suspended across a public street, without the permission of the owner of the property and the city.
- Q. Signs erected without the permission of the property owner, with the exception of those authorized or required by local, state, or federal government.
- R. Portable marquee sign.
- S. Portable Electronic Message Center (EMCs) signs are prohibited. No EMC shall be permitted to be included as part of a temporary sign.



Portable marquee sign.

Section 1108.04 SIGNS EXEMPT FROM PERMIT REQUIREMENTS

The following signs shall be permitted to be displayed within the City without a permit and shall not otherwise be counted in the determination of the permitted number of signs for an individual property under this Zoning Code; provided however, any of the following signs listed below must be displayed in accordance with the corresponding restrictions, if any:

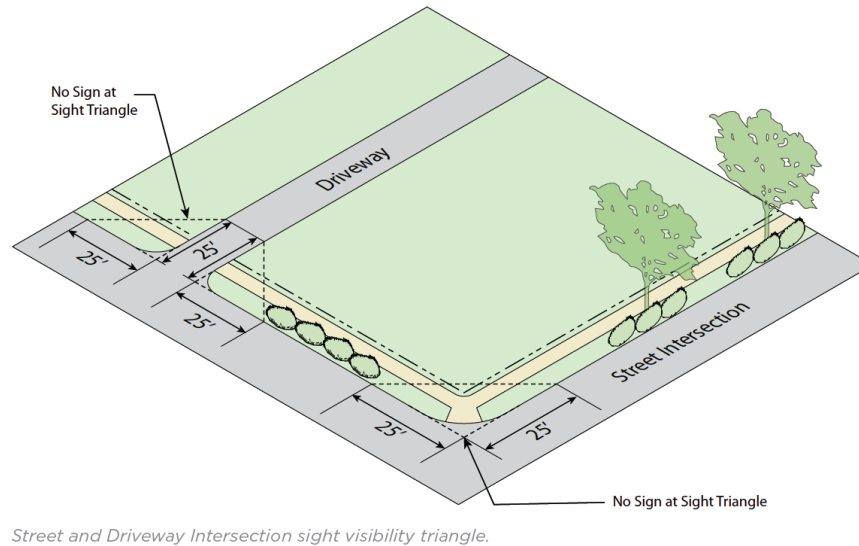
- A. Official traffic signs.
- B. Government regulatory signs.
- C. Signs inside a building or other enclosed facility, which are not intended to be visible from the public right of way; provided such signs are more than three (3) feet from the window.
- D. Holiday and seasonal decorations.
- E. Address signs: up to two (2) signs stating address, number and/or name of occupants of the premises and do not include any commercial advertising or other identification.
- F. Historic building markers, memorial signs, public monument signs and plaques erected by the City and not exceeding four (4) square feet in area.
- G. Private drive signs: One (1) sign per driveway entrance, not to exceed two (2) square feet.
- H. Security and warning signs; provided however, these regulations shall not apply to “No Trespassing” signs:
 - (1) Residential Use. One (1) additional security sign not to exceed two (2) square feet in area.
 - (2) Non-Residential Use. Maximum of one (1) large sign per property, not to exceed five (5) square feet in area. All other posted security and warning signs may not exceed two (2) square feet in area.

- I. Flags. Federal, state, or local government flags or service branch flags, and excluding business names, logos and advertisements.
 - (1) Location. Flags and flagpoles shall not be located within any public right of way or easement area but are a permitted encroachment into any set back areas. Flags shall have a maximum height of 30 ft.
 - (2) Number.
 - i. Residential Districts: No more than three (3) flags per lot.
 - ii. Non-residential Districts: 1 flag permitted per 50 ft. of lot frontage, not to exceed four (4) flags per lot.
 - (3) Size. Maximum flag size is thirty-five (35) square feet in all zones.
- J. Legal notices.
- K. Vending machine signs visible from the public right of way.
- L. Signs projecting above gasoline station pumps, except as required by law. Fuel pumps shall not be illuminated.
- M. Signs which are a permanent architectural feature of a building or structure existing at the time of the Zoning Code.
- N. Incidental signs, including incidental window signs such as store hours, open/close signs, and incidental commercial signage. The combined area for any establishment shall not exceed 2 square feet.
- O. Directional signs, including campus signage on corporate and institutional campuses:
 - (1) Area. No single directional sign shall exceed four (4) square feet in area.
 - (2) Height. Directional signs shall have a maximum height of five (5) feet.
 - (3) Illumination. Directional signs may be internally illuminated, except in O-DC.
- P. Art and Murals provided such art and murals do not contain commercial messaging, other than any incidental plaque or signage no larger than three (3) square feet identifying any corporate donor or patron of such art or mural.
- Q. Temporary signs installed and maintained in accordance with Section 1108.08 hereof.

Section 1108.05 GENERAL REGULATIONS

A. Sign Location.

- (1) No sign shall be placed in such a position as to endanger pedestrians, bicyclists or traffic on a street by obscuring the view or by interfering with official street signs or signals by virtue of position or color.
- (2) No sign may occupy any part of a sight triangle measured at any driveway or street intersection measured 25 feet along the face of curb or edge of pavement along each street and/or driveway.



- (3) Signs and their supporting structures shall maintain clearance and noninterference with all surface and underground utility and communications lines or equipment.
- (4) No signs shall be permitted within any public right of way.
- (5) **Determining Sign Setbacks.** The required setbacks for any freestanding sign shall apply to all elements of the sign, including its frame and base.
- (6) **Determining Window Area.** The window area of a building shall be the total glass area of windows on the ground floor of the building frontage, provided that for the purpose of these regulations, the height of windows on the ground floor shall be that portion of window(s) within fifteen (15) feet of grade.
- (7) **Sign Bonuses for Buildings with Large Building Setbacks.** In Non-Residential Districts, the maximum allowable area for a building sign, excluding projecting signs, may be increased by 25% for each fifty (50) feet or fraction thereof of building setback of the principal building more than 100 feet from the principal street on which the building is located and the building is visible from the street, provided that in no case shall any sign exceed 200% of the allowable area.
- (8) **Sign Bonuses for Corner Lots and Side and Rear Entrances.** The maximum allowable area for building signs shall be increased beyond the allowable area in compliance with the following:
 - i. The additional sign area for each secondary building frontage shall be fifty percent (50%) of the sign area permitted for the primary frontage and the total permissible sign area may be redistributed on the primary and secondary frontages.

- (9) **Sign Bonuses for Corner Lots and Large Lots.** Additional Freestanding Signs for Large/Corner Lots. The number of freestanding signs on large or corner lots may be increased according to the following:
- i. One (1) additional sign for each two hundred (200) feet of frontage greater than two hundred (200) feet of frontage shall be permitted provided that the area of each additional freestanding sign shall comply with Section 1108.06; and
 - ii. On a corner lot two (2) permitted freestanding signs may be aggregated into a single sign at the intersection of two streets, however complying with Subsection 1108.05 (2). On a lot greater than 200 feet of frontage, the permissible sign area may be aggregated into fewer signs. However, the maximum area of any freestanding sign face shall not exceed 150 percent of the maximum area permitted for a single sign.
 - iii. Minimum Separation of Freestanding Sign. Freestanding signs on the same lot shall be separated by a minimum of 200 feet, as measured along the public right-of-way line. For corner lots, both sides of the intersection shall be used in measuring spacing.
 - iv. Multi-Occupant Facilities. When a freestanding sign (or signs) is permitted on a site that has more than one occupant, it is the property owner's responsibility to determine if the permitted sign area shall be devoted to identification of the building(s), the anchor occupant, all occupants, or some combination thereof.

B. Sign Materials and Construction.

- (1) Every sign shall be constructed of durable materials, using non-corrosive fastenings and installed so as to be compatible in character, with regard to materials, color and size, to signs designed or located on the same building and on adjoining buildings in order to equalize the attention they are meant to attract and to produce an overall unified effect in accordance with the standards as set forth in this Code;
- (2) Every Sign shall be structurally safe; and shall be maintained in a safe condition and good repair at all times so that all sign information is clearly legible.

C. Sign Area.

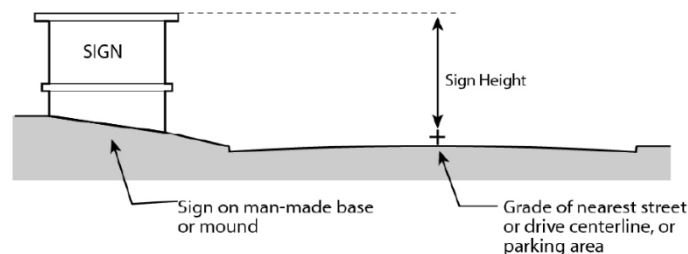
- (1) The area of a sign shall mean the area of all lettering, wording and accompanying graphics, logos, and symbols. The area of a sign shall not include any supporting framework, bracing or trim which is incidental to the display, provide that it does not contain any lettering, wording or symbols.
- (2) Where a sign consists of a series of individual letters, individual designs or individual symbols attached to a building, awning, wall or window, the area shall be that of the smallest rectangle which encompasses all of the letters, designs and symbols.



- (3) Signs may be double-sided.
 - i. Only one (1) side shall be considered when determining the sign area, provided that the faces are equal in size, the interior angle formed by the faces is less than 45 degrees and the two faces are not more than 18 inches apart.
 - ii. Where the faces are not equal in size, but the interior angle formed by the faces is less than 45 degrees and the two faces are not more than 18 inches apart, the larger sign face shall be used as the basis for calculating sign area.
 - iii. When the interior angle formed by the faces is greater than 45 degrees, or the faces are greater than 18 inches apart, all sides of such sign shall be considered in calculating the sign area.

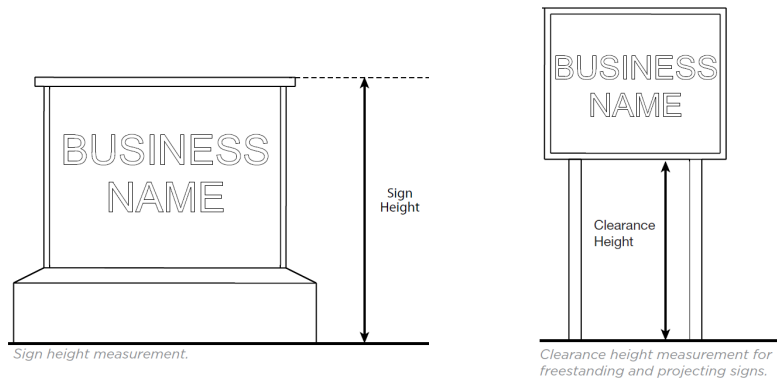
D. Sign Height.

- (1) The height of a sign shall be measured from the base of the sign or supportive structure at its point of attachment to the ground to the topmost elements of the sign. A freestanding sign on a man-made base, including a graded earth mound, shall be measured from the grade of the nearest street, drive or parking area, whichever is the highest-grade reference.



Sign height measurement for sign on man-made base.

- (2) Clearance for freestanding and projecting signs shall be measured at the smallest vertical distance between finished grade and the lowest portion of the sign, including any framework or structural elements.
- (3) The permitted maximum height for all signs is determined by the sign type and corresponding zoning classification of the subject property.



E. **Sign Spacing.** Where multiple signs are permitted to be located on a subject property, the spacing between signs shall be measured by a straight-line distance between the closest edges of each sign.

F. **Sign Illumination.**

- (1) Permanent signs allowed by this chapter may be nonilluminated, or illuminated by internal light fixtures, halo illuminated, or have external indirect illumination, unless otherwise specified.
 - a. All illuminated signs must meet the standards as specified in the National Electrical Code.
 - i. Externally illuminated signs shall be illuminated only with steady, stationary, fully shielded light sources directed solely onto the sign without causing glare. Light shielding shall ensure that the lamp or light source is not visible beyond the premises and shall further ensure that the light is contained within the sign face.
 - b. Illumination shall not exceed 0.3 footcandles over ambient lighting conditions when measured at 50 feet in any direction from the sign face.
 - c. Lights shall not be of such brightness so as to cause glare that is hazardous to pedestrians or motorists or cause reasonable objection from adjacent residential zones.
 - d. The illumination of signs shall not obstruct traffic control any other public informational signs. Signs visible from sight lines along streets shall not contain symbols or words, or red and green lights that resemble highway traffic signs or devices.
 - e. Signs on properties used as single-family, two-family, cluster single-family, or attached style-family shall not be internally illuminated.
 - f. Signs that are only partially illuminated shall meet all electrical requirements for that portion directly illuminated. All electrical wiring shall be in conduit and not exposed to the elements or external stress in any way. All electrical signs shall have a disconnecting switch located in a readily accessible place.

Section 1108.06 REGULATIONS BY SIGN TYPE

A. Wall Signs

- (1) No portion of a wall sign shall be mounted less than eight (8) feet above finished grade or extend out more than twelve (12) inches from the building façade on which the sign is affixed. If the wall sign projects less than 3" from the wall on which it is affixed, the 8-foot height requirement need not be met.
- (2) No portion of a wall sign shall be mounted higher than the eave line or cornice line of a single-story building, or on multi-story buildings above eave line or the bottom of the second story windowsill, whichever is less.

B. Canopy or Awning Signs

- (1) A canopy or awning without lettering, logos, graphics, emblems or other advertising shall not be regulated as a sign.
- (2) To the greatest extent practicable, canopy or awning signs must be centered within or over primary architectural elements such as windows or doors.
- (3) No awning or canopy sign shall be wider than the building wall or leasable space it identifies.
- (4) Sign Placement.
 - i. Letters or numerals shall be located only on the front valence and side vertical faces of the awning or canopy up to a maximum of 20%.
 - ii. Logos, graphics or emblems are permitted on the top or angled portion of the awning or canopy up to a maximum of three (3) square feet. No more than one emblem or logo is permitted per canopy or awning.
- (5) Sign Height.
 - i. The lowest edge of the canopy or awning sign shall be at least eight (8) feet above the finished grade.
 - ii. The maximum height shall be of an awning or canopy shall be the eave line or bottom of the second-story windowsill, whichever is lower.
- (6) Additional Regulations.
 - i. Awnings shall not project into the right of way.
 - ii. Awnings shall not project more than four (4) feet from the front façade of the building.
 - iii. If awning or canopy signs are mounted on a multi-tenant building, then all such signs shall be similar in height, projection, color, and style across all tenants in building.
 - iv. Illumination shall be external.

C. Projecting Signs.

- (1) **Number.** One projecting may be allowed per tenant space or building frontage.
- (2) **Area.** The face of the projecting sign shall not exceed 12 square feet in area.
- (3) No portion of a projecting sign shall project more than four (4) feet from the face of the building and shall be separated a minimum of six (6) inches away from the building.

- (4) The outermost portion of a projecting sign shall project no closer than five (5) feet from the right of way or easement line.
- (5) No projecting sign shall be located within 25 feet of another projecting sign on the same site or on the same building.
- (6) **Height.** Except as other provided herein, the clearance height of the lowest edge of a projecting sign shall be at least eight (8) feet above the finished grade.
- (7) **Illumination.** Illumination shall be external.

D. Window Signs.

- (1) Incidental window signs displaying pertinent business information such as the business hours and credit cards accepted, shall be excluded from the calculation of window signs.
- (2) **Illumination.** Illumination to comply with 1108.05 F Sign Illumination.

E. Freestanding Signs.

TABLE 1108.06-01: FREESTANDING SIGNS			
	POLE SIGNS	MONUMENT SIGNS	SHARED FREESTANDING SIGN¹
NUMBER	1 per lot	1 per road frontage	1 per complex entry
HEIGHT	Maximum 12 feet with 4-foot clearance	Maximum 6 feet	Maximum 15 feet
SIZE	Maximum 60 square feet	Maximum 24 square feet ²	Maximum 90 square feet
ILLUMINATION	External only	Internal or External	Internal or External
SETBACK³	5 feet from public right-of-way	5 feet from public right-of-way	5 feet from public right-of-way
¹ Shared freestanding signs to comply with subsection 1108.06 E 6 below. ² The Sign Area must be fully incorporated into the monument sign with a minimum of 2-inch decorative trim around the sign area. ³ Freestanding signs shall be set back a minimum of five feet from the public right-of-way, a minimum of 25 feet from any interior side lot line, a minimum of 30 feet from any residential district and in a location that does not interfere with the visibility of vehicular ingress or egress to the property or adjoining properties as per the standard in subsection 1108.05.			

- (1) Freestanding signs include pole signs and monument signs.
- (2) **Number.** One monument or pole sign may be allowed per lot.
 - i. In the cases where a shared freestanding sign is proposed, additional freestanding signs are allowed with a minimum of 200 linear-foot separation.
 - ii. Where more than one freestanding sign is proposed on a site with multiple frontages, a minimum of 200 linear feet shall separate each sign.
- (3) **Construction.**
 - i. Freestanding signs shall be supported wholly or in part by the ground or some other structure than the principal building which it is intended to advertise.
 - ii. Freestanding ground signs shall be supported and permanently placed by embedding, anchoring, or connecting the sign in such a manner as to incorporate it into the landscape or architectural design scheme.
- (4) **Illumination.** EMCs are not permitted on pole signs.
- (5) **Setback and Location**
 - i. No freestanding sign shall be permitted on any site that does not have street frontage.
 - ii. All freestanding signs shall be located at least five (5) feet from the right of way or easement area, as applicable, except for official traffic signs and governmental signs.
 - iii. Freestanding signs shall be set back a minimum of five feet from the public right-of-way, a minimum of 25 feet from any interior side lot line and a minimum of 30 feet from any residential district.
 - iv. No freestanding sign may occupy an area designated for parking, loading, walkways, driveways, fire lane, easement, cartway of the right-of-way or other areas required to remain unobstructed.

- v. No freestanding sign may occupy a sight triangle at any driveway or street intersection measured 25 feet along the face of curb or edge of pavement along each street and/or driveway.
- (6) **Shared Freestanding Signs.** Also known as a Complex Signs, freestanding signs for multi-tenant uses may be permitted up to a maximum height of 15 feet, in accordance with Table 1108.06-02, and a maximum size of 90 square feet; provided, that all of the following conditions are satisfied are permitted and shall comply with the following standards:
- i. The sign is ground-mounted on a monument-style base, which extends at least the full width of the sign face and is at least one-fourth of the total sign height. The design should reflect the materials and architecture of the closest or principal building on the site;
 - ii. The sign is no taller than 75 percent of the height of the tallest building on the property as measured to the midpoint between the fascia line and the ridge on a pitched roof building, or the top of the highest cornice or parapet on a flat roof building, not exceeding 15 feet; and
 - iii. The sign maintains a setback separation distance of 150 feet from any other freestanding sign on the same property.

TABLE 1108.06-02: SHARED FREESTANDING SIGNS		
TOTAL STREET FRONTAGE	MAXIMUM SIZE	MAXIMUM HEIGHT
0-60 feet	48 square feet	7.5 feet
61-119 feet	60 square feet	10 feet
120 feet or more	90 square feet	15 feet

F. Wall Signs on Entry Fences or Walls

- (1) **Number.** Multiple signs are permitted to a maximum of 24 square feet and sign(s) shall not cover more than 40 percent of the landscape wall’s background area.
 - i. If two signs are utilized, the signs shall be separated by a minimum of 50 feet.
- (2) **Height.** Maximum of five feet above grade. The sign copy shall be a minimum of six inches below the top of the wall and 12 inches above ground level. Signs shall not project above or beyond the top or sides of the landscape wall.
- (3) **Construction.** The signs shall be mounted to a decorative wall or fence that generally runs parallel with the street.
- (4) **Illumination.** External or halo illumination is permitted.
- (5) If an applicant proposes to use wall signs on fences or walls, no monument sign, as allowed in Section 1108.06 E, above, shall be permitted.

G. Manual Changeable Copy Signs.

- (1) Manual changeable copy signs are permitted only when integrated into a monument, wall or portable sign.

- H. **Electronic Message Centers (EMC)** are subject to the following regulations, in addition to all other illumination requirements established in this section.
- (1) **Sign Type:** message center signs are permitted in the form of monument and wall signs in accordance with the regulations established in this section.
 - (2) **Height:** electronic message center sign shall have the same height limits as other permitted signs of the same type and location.
 - (3) **Area:** electronic message center signs shall not exceed the maximum allowable size as limited by the sign area limits of monument and wall signs as permitted by this code..
 - (4) **Maximum number:** where permitted, one (1) message center sign is permitted per street frontage, up to a maximum of two (2) message center signs per property.
 - (5) **Message display.**
 - i. **Motion Limits.** No motion except for a fade-in of the next message with the fade transition being no more nor less than one and one-half seconds. Fade transition is required rather than instantaneous message changes to avoid sudden or startling flashes of light. The minimum hold between messages shall be 8 seconds, plus one and one-half seconds for a transition fade. Signs shall have no flashing copy or lights; revolving beacon lights; chasing, blinking, or stroboscopic lights; or fluttering, undulating, swinging, or otherwise moving parts.
 - ii. Electronic message center signs must be equipped with an automatic dimming control that will:
 - a) Regulate the illumination of the sign so as to not exceed 0.3 footcandles over ambient lighting conditions when measured at 50 feet in any direction from the EMC sign; and
 - b) automatically display a black screen if the sign malfunctions.
 - iii. Portable EMCs are prohibited. No EMC shall be permitted to be included as part of any temporary sign.

Section 1108.07

This section is intentionally left blank.

Section 1108.08 TEMPORARY SIGNS

- A. **General.** The following signs described in this Section shall be allowed on a temporary basis in the zones indicated. Temporary signs are primarily distinguished by the materials which make up the sign (see definition of "temporary sign") Temporary signs shall comply with the requirements of this chapter. Signs that do not meet the definition of "temporary sign" are subject to the permanent sign regulations of this chapter.
- B. **Permitting.** No sign permit is required for temporary signs located on private property that comply with the standards of this section.
- C. **Restriction on Placement.**
- (1) The party posting the temporary sign is solely responsible for obtaining the permission of the property owner before posting their temporary sign.

- i. City Property (Excluding public right-of-way). Temporary signs on city-owned property (excluding city right-of-way) are allowed only in conjunction with a city approved and issued special event permit or for a city-sponsored event or activity.
- (2) Temporary signs shall not be placed within the public right-of-way.
- (3) No sign shall be placed in a location that interferes with the visibility of vehicular ingress or egress to the property or adjoining properties as per the standard in section 1108.05 or where such signs may interfere with or be confused with any traffic signal or device.
- (4) If a wall or hedge prevents a sign from being located as provided in this Section, the sign may be placed immediately adjacent to the wall or hedge.
- (5) Attachments. Signs may not include attachments such as balloons, streamers, or other attention-getting devices.
- (6) Illumination of any temporary sign is prohibited.

D. **Sign Regulation by Types.** When located in accordance with this section temporary signs shall not be counted toward the maximum number of signs permitted to be located on a subject property.

TABLE 1108.08-01: RESIDENTIAL DISTRICTS TEMPORARY SIGNS SUMMARY TABLE						
LOCATION	PERMITTED SIGNS		MAX NUMBER	MAX AREA	MAX HEIGHT	SETBACK
2+ ACRES WITH 200 FT+ STREET FRONTAGE or 6,000+ SQUARE FEET OF FLOOR AREA (INCLUDES ACCESSORY STRUCTURES)	LARGE TEMPORARY SIGN	Freestanding Sign	1 per property	16 square feet	6 feet	5 feet from row
		Window Sign		16 square feet	n/a	n/a
		Wall Sign		16 square feet	n/a	n/a
		Banner		32 square feet	24 feet	5 feet from row
	MEDIUM TEMPORARY SIGN	Freestanding Sign	1 per property	8 square feet	6 feet	outside the public row every 100 feet
		Window Sign				
		Wall Sign				
	SMALL TEMPORARY SIGN	Freestanding Sign	2 per property	4 square feet	5 feet	outside the public row
		Window Sign				
		Wall Sign				
LOT WITH 100 FT - 199 FT STREET FRONTAGE	MEDIUM TEMPORARY SIGN	Freestanding Sign	1 per property	8 square feet	6 feet	outside the public row
		Window Sign				
		Wall Sign				
	SMALL TEMPORARY SIGN	Freestanding Sign	2 per property	4 square feet	5 feet	outside the public row
		Window Sign				
		Wall Sign				
LOT WITH ≤ 100 FT STREET FRONTAGE	SMALL TEMPORARY SIGN	Freestanding Sign	2 per property	4 square feet	5 feet	outside the public row
		Window Sign				
		Wall Sign				
PROJECTS/ DEVELOPMENTS	LARGE TEMPORARY SIGN	Freestanding Sign	1 per entry	32 square feet	8 feet	15 feet from row

(1) Residential Zones.

ii. **Large Temporary Signs.**

a. **Type.**

- 1) Freestanding Sign.
- 2) Window Sign.
- 3) Wall Sign; and
- 4) Banner Sign.

b. **Number.** The number of permitted signs is regulated as prescribed in Table 1108.08-01 above.

c. **Area.**

- 1) Each large temporary freestanding, window, or wall sign shall have a maximum area of sixteen (16) square feet.
- 2) Each large temporary banner shall have a maximum area of thirty-two (32) square feet.

d. **Height.**

- 1) Large temporary signs that are freestanding shall have a maximum height of six (6) feet.
- 2) Banners shall hang at a height of no greater than twenty-four (24) feet above finished grade.

iii. **Medium temporary Signs.**

a. **Type.**

- 1) Freestanding sign
- 2) Window sign
- 3) Wall sign

b. **Number.** The number of permitted signs is regulated as prescribed in Table 1108.08-01 above.

c. **Area.** The medium temporary sign shall have a maximum area of six (6) square feet.

d. **Height.** The medium temporary signs shall have a maximum height of six (6) feet.

iv. **Small Temporary Sign.**

a. **Type.**

- 1) Freestanding Sign.
- 2) Window Sign.
- 3) Wall Sign.

b. **Number.** The number of permitted signs is regulated as prescribed in Table 1108.08-01 above.

c. **Area.** Each small temporary sign shall have a maximum area of four (4) square feet.

d. **Height.** Small temporary signs shall have a maximum height of six (6) feet.

TABLE 1108.08-02: NON-RESIDENTIAL DISTRICTS TEMPORARY SIGNS SUMMARY TABLE						
LOCATION	PERMITTED SIGNS		MAX NUMBER	MAX AREA	MAX HEIGHT	SETBACK
3+ ACRES WITH 200 FT+ STREET FRONTAGE or 10,000+ SQUARE FEET OF FLOOR AREA (INCLUDES ACCESSORY STRUCTURES)	LARGE TEMPORARY SIGN	Freestanding Sign	2 per property	16 square feet	6 feet	5 ft from row
		Window Sign		16 square feet	n/a	n/a
		Wall Sign		16 square feet	n/a	n/a
		Banner		48 square feet	24 feet	5 ft from row
		Light Pole Banners	1 per pole excluding poles 5 ft from row	4.5 square feet 48 square feet aggregate	Min 8-foot clearance	n/a
	MEDIUM TEMPORARY SIGN	Freestanding Sign	2 every 100 feet	8 square feet	6 feet	outside the public row
		Window Sign				
		Wall Sign				
	SMALL TEMPORARY SIGN	Freestanding Sign	2 per property	4 square feet	5 feet	outside the public row
		Window Sign				
		Wall Sign				
	LOT WITH 100 FT - 199 FT STREET FRONTAGE	LARGE TEMPORARY SIGN	Freestanding Sign	1 per property	16 square feet	6 feet
Window Sign			16 square feet		n/a	n/a
Wall Sign			16 square feet		n/a	n/a
Banner			48 square feet		24 feet	5 ft from row
Light Pole Banners			1 per pole excluding poles 5 ft from row	4.5 square feet 48 square feet aggregate	Min 8-foot clearance	n/a
MEDIUM TEMPORARY SIGN		Freestanding Sign	1 per property	8 square feet	6 feet	outside the public row
		Window Sign				
		Wall Sign				
SMALL TEMPORARY SIGN		Freestanding Sign	2 per property	4 square feet	5 feet	outside the public row
		Window Sign				
		Wall Sign				
LOT WITH ≤ 100 FT STREET FRONTAGE		SMALL TEMPORARY SIGN	Freestanding Sign	2 per property	4 square feet	5 feet
	Window Sign					
	Wall Sign					
PROJECTS/ DEVELOPMENTS	LARGE TEMPORARY SIGN	Freestanding Sign	1 per entry	32 square feet	8 feet	15 ft from row

(2) Non-Residential Districts.

i. **Large Temporary Signs.**

a. **Type.**

- 1) Freestanding
- 2) Window
- 3) Wall
- 4) Banner
- 5) Light Pole Banners

b. **Number.** The number of permitted signs is regulated as prescribed in Table 1108.08-02 above.

c. Area.

- 1) Each large temporary freestanding sign, window or wall sign shall have a maximum area of sixteen (16) square feet.
- 2) Each large temporary banner sign shall have a maximum area of forty-eight (48) square feet.
- 3) Banner signs mounted to light poles shall be limited to 4.5 square feet per banner. Multiple such banners may be applied and shall not exceed an aggregate area of 48 square feet.

d. Height.

- 1) Large temporary signs that are freestanding signs shall have a maximum height of six (6) feet.
- 2) Banners shall hang at a height no greater than twenty-four (24) feet above finished grade directly below the banner.

ii. Medium Temporary Signs.

a. Type.

- 1) Freestanding Sign.
- 2) Window Sign.
- 3) Wall Sign.

b. Number. The number of permitted signs is regulated as prescribed in Table 1108.08-02 above.

c. Area. Each medium temporary sign shall have a maximum area of eight (8) square feet.

d. Height. medium temporary signs shall have a maximum height of six (6) feet.

iii. Small Temporary Sign.

(a) Type.

- 1) Freestanding Sign.
- 2) Window Sign.
- 3) Wall Sign.

(b) Number. The number of permitted signs is regulated as prescribed in Table 1108.08-02 above.

(c) Area. Each small temporary sign shall have a maximum area of four (4) square feet.

(d) Height. Small temporary signs shall have a maximum height of six (6) feet.

(3) Project Real Estate or Construction Signs.

i. Number. One (1) project real estate or construction sign shall be permitted for each street frontage.

ii. Area. Each sign shall have a maximum area of thirty-two (32) square feet.

iii. Height. Each sign shall have a maximum height of eight (8) feet.

iv. Setback. Each sign shall be setback a minimum of fifteen (15) feet from any street right-of-way.

v. Duration.

- a. Sign shall be erected and maintained only during the period of time that the parcel is up for sale, rent, or lease or the building project is under construction.
- b. When any permanent sign has been installed on the property prior to the completion of construction, the construction sign shall be removed within two (2) business days of installation of the permanent identification sign.
- c. Sign shall be erected and maintained on a lot only during the period of time that the parcel, or development, is up for sale, rent, or lease or the building project is under construction.
- d. When seventy-five percent (75%) of all lots/dwelling units in the development have been sold, the project real estate or construction sign shall be removed.

E. Installation and Maintenance.

- (1) All temporary signs must be installed such that in the opinion of the Zoning Administrator they do not create a safety hazard.
 - i. All temporary signs must be made of durable materials and shall be well-maintained.
 - ii. Temporary signs that are frayed, torn, broken or that are no longer legible, or creates a public nuisance will be deemed unmaintained and required to be removed.
 - iii. Temporary signs shall be securely anchored to the ground or to a structure and shall not be portable. The use of scrap, junk, tires, concrete blocks, and guywires shall be prohibited as a means of anchoring and/or supporting the sign. No sign shall be attached to a utility pole, tree, trash receptacle, bench or other structure not intended or approved as a sign support.
 - iv. Banner signs may be placed directly over an existing wall, monument, or freestanding sign to temporarily identify an establishment while the permanent sign is being replaced. For the purposes of this section "temporarily" shall mean the duration of application for zoning approval for the installation of signage.
 - v. Banner signs mounted to private light poles shall be fastened with mechanical fastener hardware and a rigid top and bottom banner arm.



Banner sign mounted on a building.



Banners mounted on a light pole. Multiple banners may be counted toward the aggregate permitted sign area.

Section 1108.09 PORTABLE SIGNS

A. General Provisions.

- (1) **Illumination.** Illumination of any portable sign is prohibited.
- (2) **Hours of Display.**
 - i. Signs shall not be displayed on any premises before 6:00 AM and shall be removed each day at or before 10:00 PM. However, all portable signs must be taken in during hours of non-operation of the business that such portable sign is serving.
 - ii. To avoid property damage and facilitate snow and ice removal, as applicable, all portable signs must be taken indoors during inclement weather.

B. Sandwich Board or A-frame Signs.

Sandwich board signs that comply with the requirements of this subsection shall not be included in the determination of the type, number, or area of signs allowed to be displayed on a property.

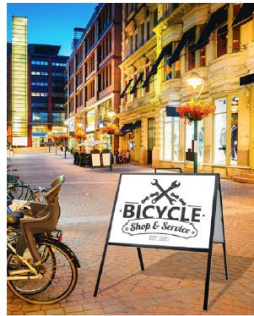
- (1) **Number.** One (1) sandwich board sign is permitted per establishment. For the purposes of this subsection, a parking garage or parking lot shall be considered an establishment in addition to the principal structure that such parking garage or parking lot is serving.
- (2) **Area.** Each sign shall have a maximum of seven (7) square feet per sign face.
- (3) **Height and Width.** Signs shall have a maximum height of three and one half (3.5) feet and a maximum width of two (2) feet.
- (4) **Sign Placement.**
 - i. If a sign is located on a public or private sidewalk a minimum of thirty-six (36) inches of unobstructed sidewalk clearance must be maintained between the sign and any building or other obstruction.
 - ii. The sign must be located within eight (8) feet of the primary public entrance of the establishment for which it advertises. For the purposes of this subsection 'primary public entrance' includes a vehicular entrance into a parking structure or parking lot. Signage shall not be placed within the required sight triangle. Properties or buildings with multiple tenants, the sign must be placed in within the width of the tenant's frontage and not more than 5 feet from the building façade.
 - iii. Portable signs shall be weighted, temporarily secured, or strategically located so as to avoid being carried away by high winds. Scrap, junk, or tires shall not be used as anchors. Temporary anchors shall be discrete, or otherwise have a neat and orderly appearance.

(5) **Manual Changeable Copy.**

- i. Manual changeable copy signs are permitted when integrated into a sandwich board sign.
- ii. Commercial messages must advertise only goods and services available on the premises.



Signs shall not impede pedestrian movement on sidewalks.



Sandwich board sign styles can be unique to the business and reflect the nature of its goods and services, while adding rich detail to Tallmadge streets.



Section 1108.10 SIGNS IN RESIDENTIAL AND RESIDENTIAL OVERLAY DISTRICTS

TABLE 1108.10-01: SUMMARY TABLE RESIDENTIAL AND RESIDENTIAL OVERLAYS DISTRICTS					
	TYPES OF SIGNS ALLOWED	NUMBER OF SIGNS ALLOWED	PERMITTED SIGN AREA (MAXIMUM)	SIGN PLACEMENT / MAXIMUM HEIGHT, if applicable	ILLUMINATION
RESIDENTIAL SUBDIVISIONS, APARTMENT COMPLEXES, MULTI-FAMILY DWELLINGS, CONDOMINIUMS	Freestanding Sign	1 per lot	15 square feet	5 feet from ROW	External only
	Wall Sign	1 per façade	5% of façade		
	Wall on Entry Fences/Walls	1 per entry	24 square feet not covering more than 40 % of fence/wall		
HOME OCCUPATIONS	Wall Sign	1 per lot	3 square feet	equal to the eave line or the bottom of the second story of the principal structure.	External only
PERMITTED NON-RESIDENTIAL USES IN RESIDENTIAL ZONES* <small>*excluding Home Occupations</small>	Freestanding Sign	1 per lot	48 sf	6 feet	Internal or External
	Wall Sign	1 per façade	5% of facade		External Only
EMCs are allowed on properties located on a Major Thoroughfare with permitted non-residential uses, excluding home occupations. EMCs must comply with Section 1108.05 F (1) (v)					

In addition to the exempt signs described throughout this Chapter, the following numbers and types of signs may be erected in the Residential Zones and Residential Overlays, subject to the conditions set forth herein.

- A. Any temporary sign located in accordance with Section 1108.08 hereof.
- B. Home Occupation Signs.**
 - (1) One (1) window or wall sign shall be permitted subject to the following regulations:
 - i. **Area.** Each sign shall have a maximum area of three (3) square feet in area.
 - ii. **Height.** Signs shall be located at a maximum height equal to the eave line or the bottom of the second story of the principal structure.
 - iii. **Illumination.** Home occupation signs shall not be illuminated.
 - (2) Freestanding signs shall be prohibited.
- C. Residential Subdivisions, Apartment complexes, Multi-Family Dwellings, Condominiums.
 - (1) **Number.** The number of permitted signs is regulated as prescribed in Table 1108.10-01 above.
 - (2) **Area.** Freestanding signs shall have a maximum area of fifteen (15) square feet.
 - (3) **Height.** Freestanding signs shall have a maximum height of eight (8) feet.
 - (4) **Illumination.** Each sign may be externally illuminated.
- D. **Permitted non-residential uses in a residential district.** Other permitted non-residential uses in Residential Zones are a monument sign not to exceed forty-eight (48) square feet, and further provide that one (1) such sign shall be permitted for each separate street and/or separate building frontage occupied by the permitted use, and for each means of entrance to or exit from the permitted use. Wall signs, including signs on landscape walls and/or decorative fences, are also permitted not to exceed five (5) percent of the area of the façade in elevation view upon which they are placed.
- E. **Electronic Message Centers.** EMCs are allowed on properties located on a Major Thoroughfare with permitted non-residential uses, excluding home occupations, in a Residential Zone. They are prohibited on residential properties and on subdivision, apartment, multi-family dwellings and condominium properties. Modification to Site Plan approval is required.

Section 1108.11 SIGNS IN NON-RESIDENTIAL DISTRICTS

TABLE 1108.11-01: NON-RESIDENTIAL DISTRICTS SIGNS SUMMARY TABLE

SIGN TYPE	MAX NUMBER	MAX AREA (AGGREGATE WHERE PERMITTED)	MAX HEIGHT	ILLUMINATION	SIGN SPECIFIC STANDARDS
FREESTANDING SIGN					1108.06 E
POLE SIGN	1 per lot	60 square feet	12 feet	External only	
MONUMENT SIGN	1 per street frontage	24 square feet	6 feet	Internal or External	
SHARED FREESTANDING	1 per development entry	90 square feet	15 feet	Internal or External	
SIGN ON ENTRY FENCE/WALL	1 per entry	24 square feet		External only	1108.06 F
WALL SIGN	1 per tenant	1 square foot per lineal foot of tenant space frontage		Internal or External	1108.06 A
AWNING/CANOPY SIGN	1 per principal entrance	20% of front or side vertical face	8-foot clearance height	External from above decorative fixture	1108.06 B
PROJECTING SIGN	1 per tenant	1 square foot per lineal foot of tenant space frontage	8-ft clearance height No higher than 25 feet and the first story level of building	External only	1108.06 C
WINDOW SIGN	1 per tenant	35% of window on front façade 2 square feet	n/a	Internal or External	1108.06 D
ELECTRONIC MESSAGE CENTERS (EMCs)	1 per lot (monument or wall sign only)	100% of allowable size area			1108.06 E

Except as otherwise provided in this Chapter, a maximum of two (2) of any combination of the following numbers and types of signs may be erected in any non-residential district subject to the conditions set forth herein.

- A. Any sign associated with residential uses in a non-residential district as regulated under Section 1108.10 hereof.
- B. Any portable sign located in accordance with Section 1108.09 hereof.
- C. The total area of all wall, awning/canopy and projecting signs for non-residential uses shall be limited to one and a half (1.5) square feet per one (1) linear foot of building frontage that faces a public street or parking lot, subject to maximum size limitations based on sign type as described herein.
- D. **Wall signs** for non-residential uses shall be permitted subject to the following regulations:
 - (1) **Number.** One (1) wall sign per tenant space, with area determined based upon the frontage of each tenant space as provided below.
 - (2) **Area.** One (1) square foot for every lineal foot of front façade, maximum 40 square feet.
 - (3) **Illumination.** Internal or external illumination.

- E. **Awning or canopy signs** for non-residential uses shall be permitted in accordance with the following regulations:
- (1) **Number.** One (1) awning or canopy sign per principal entrance. One additional awning or canopy sign may be permitted for a second entrance for use by patrons when fronting on parking, provided it is not on the same elevation as the principal entrance.
- F. **Pole signs** for non-residential uses shall be permitted subject to the following regulations:
- (1) **Number.** One (1) freestanding sign.
 - (2) **Area.** Maximum sign area of sixty (60) square feet.
 - (3) **Height.** Maximum height of twelve (12) feet.
 - (4) **Illumination:** Internal or external illumination. In the O-DC, only external illumination shall be permitted.
- G. **Monument Signs** for non-residential uses shall be permitted subject to the following regulations:
- (1) **Number.** One (1) monument structure road frontage with individual signage for each tenant space located within a development.
 - (2) **Area.** Maximum sign area of twenty-four (24) square feet.
 - (3) **Height.** Maximum sign height six (6) feet.
 - (4) **Illumination.** Internal or external illumination.



Example monument sign.



Example awning sign.



Example canopy sign. Letters may be mounted to the top of the canopy as well.

Section 1108.12 SIGNS IN NON-RESIDENTIAL OVERLAY DISTRICTS

TABLE 1108.12-01: SUMMARY TABLE NON-RESIDENTIAL OVERLAYS.						
		WEST AVENUE OVERLAY DISTRICT	SOUTHEAST GATEWAY OVERLAY DISTRICT	NEIGHBORHOOD CENTER OVERLAY DISTRICT	INNOVATION AND EMPLOYMENT OVERLAY DISTRICT	DESIGN CONTROL OVERLAY DISTRICT
Wall Sign	Number	1 per tenant	1 per tenant	1 per tenant (non-residential use only)	1 per tenant	1 per tenant (non-residential use only)
	Max. Area (sf)	1 sf per linear foot of tenant space frontage; 40 sf max	1 sf per linear foot of tenant space frontage; 40 sf max	1 sf per linear foot of tenant space frontage; 40 sf max	1 sf per linear foot of tenant space frontage; 40 sf max	1 sf per linear foot of tenant space frontage; 40 sf max
	Illumination	Internal or external illumination	Internal or external illumination	Internal or external illumination	Internal or external illumination	External illumination, decorative fixture; Halo/backlit illumination
Awning/ Canopy Sign (non-residential use only)	Number	1 per tenant	1 per tenant	1 per tenant	1 per tenant	1 per tenant
Window Sign (non-residential use only)	Number	1 per tenant	1 per tenant	1 per tenant	1 per tenant	1 per tenant
	Max. Area (sf)	35% of window area on front façade	35% of window area on front façade	35% of window area on front façade	35% of window area on front façade	35% of window area on front façade
Projecting Sign (non-residential use only)	Number	1 per tenant	Not Permitted	1 per tenant	Not Permitted	1 per tenant
	Max. Area (sf)	10	N/A	8	N/A	8
	Illumination	External illumination, gooseneck	N/A	External illumination, gooseneck	N/A	External illumination, gooseneck
Freestanding Signs: Pole Signs/ Monument Sign	Number	1 per road frontage	1 per road frontage	1 per road frontage (Residential development only) 1 per development entrance	1 per road frontage	1 per road frontage
	Max. Area (sf)	Monument: 24sf Pole: 60 sf	48	48	48	24
	Max. Height (ft)	Monument: 6 ft Pole: 12 ft	10	10	8	6
	Illumination	Internal or external	Internal or external	External only, ground-lit or decorative fixture	Internal or external	External only, ground-lit or decorative fixture
Flags	Number (max. of either type: flag or feather banner)	4 or 1 per 50 ft. of primary street frontage	Prohibited	Prohibited	Prohibited	Prohibited
Feather Banner			Prohibited	Prohibited	Prohibited	Prohibited

Except as otherwise provided in this Chapter, a maximum of two (2) of any combination of the following numbers and types of signs may be erected in any overlay district subject to the conditions set forth herein and in accordance with the associated Overlay District Guidebook. Notwithstanding anything to the contrary contained herein, these regulations shall supersede the sign regulations applicable to the subject property under such subject property’s base zoning regulations.

- A. Any sign associated with residential uses as regulated under Section 1108.10 hereof.
- B. Any temporary sign as regulated under Section 1108.08 hereof.
- C. Any portable sign as regulated under Section 1108.09 hereof.

D. Signs in West Avenue Overlay

(1) Monument Sign

- i. **Number.** One (1) monument structure per road frontage with individual signage for each tenant space located within a development.
- ii. **Area.** Twenty-four (24) square feet.
- iii. **Height.** six (6) feet maximum height.
- iv. **Illumination.** Internal or external illumination.

(2) Wall Sign

- i. **Number.** One (1) wall sign.
- ii. **Area.** One (1) square foot for every lineal foot of front façade, maximum 40 square feet.
- iii. **Illumination:** Internal or external illumination.

(3) Projecting Sign

- i. **Number.** One (1) projecting sign.
- ii. **Area.** Ten (10) square feet.

(4) Window Sign

- i. **Number.** One (1) window sign.
- ii. **Area.** 35% of total window area on front façade.

(5) Awning Sign

- i. **Number.** One (1) awning sign.

(6) Flag and/or Feather Banner

- i. **Number.** 1 Four (4) or 1 per 50 lineal feet of lot frontage.
- ii. **Setback.** Shall be setback 5 feet from any sidewalk and shall not be placed within a right-of-way or sight triangle.
- iii. **Size.** Feather banners shall not exceed 10 feet in height, 3 feet in width.



Figure 2: Example feather banners signs.

E. Signs in Southeast Gateway Overlay

(1) Monument Sign

- i. **Number.** One (1) monument structure per road frontage with individual signage for each

tenant space located within a development.

- ii. **Area.** Forty-eight (48) square feet.
- iii. **Maximum Height.** Ten (10) feet.
- iv. **Illumination.** Internal or external illumination.

(2) **Wall Sign**

- i. **Number.** One (1) wall sign.
- ii. **Area.** One (1) square foot for every linear foot of front façade, maximum forty (40) square feet.
- iii. **Illumination.** Internal or external illumination.

(3) **Window Sign**

- i. **Number.** One (1) window sign.
- ii. **Area.** Thirty-five percent (35%) of front façade window area.

(4) **Awning or Canopy Signs**

- i. **Number.** One (1) awning or canopy sign.

F. Signs in Neighborhood Center Overlay

(1) **Monument Sign for residential development or apartment communities with ten (10) or more units**

- i. **Number.** One (1) sign per development entrance from an arterial or collector street.
- ii. **Area.** Maximum forty-eight (48) square feet.
- iii. **Maximum Height.** Ten (10) feet.

(2) **Monument Sign for non-residential development**

- i. **Number.** One (1) sign per road frontage with individual signage for each tenant space located within a development.
- ii. **Area.** Maximum forty-eight (48) square feet.
- iii. **Maximum Height.** Ten (10) feet.

(3) **Wall Sign (nonresidential uses)**

- i. **Number.** One (1) wall sign.
- ii. **Area.** One (1) square foot for every linear foot of front façade maximum forty (40) square feet.

(4) **Projecting Sign (nonresidential uses)**

- i. **Number.** One (1) sign per façade.
- ii. **Area.** Maximum eight (8) square feet.

(5) **Window Sign (nonresidential uses)**

- i. **Number.** One (1) window sign.
- ii. **Area.** Thirty-five percent (35%) of front façade window area.

(6) **Awning or Canopy Signs (nonresidential uses)**

- i. **Number.** One (1) awning or canopy sign.

G. Signs in Innovation and Employment Overlay

(1) **Monument Sign**

- i. **Number.** One (1) monument structure per road frontage with individual signage for each tenant space located within a development.
- ii. **Area.** Forty-eight (48) square feet.
- iii. **Maximum Height.** Eight (8) feet.
- iv. **Illumination.** Internal or external illumination.

(2) **Wall Sign**

- i. **Number.** One (1) wall sign.
- ii. **Area.** One (1) square foot for every linear foot of front façade, maximum forty (40) square feet.
- iii. **Illumination.** Internal illumination.

(3) **Window Sign**

- i. **Number.** One (1) window sign.
- ii. **Area.** thirty-five percent (35%) of front façade window area.

(4) **Awning or Canopy Signs**

- i. **Number.** One (1) awning or canopy sign.

H. Signs in Design Control Overlay District

(1) **Monument Sign**

- ii. **Number.** One (1) monument structure per road frontage with individual signage for each tenant space located within a development (non-residential use only).
- iii. **Area.** Twenty-four (24) square feet.
- iv. **Maximum Height.** Six (6) feet.
- v. **Illumination.** External illumination.

(2) **Wall Sign**

- vi. **Number.** One (1) wall sign (non-residential use only).
- vii. **Area.** One (1) square foot for every linear foot of front façade, maximum forty (40) square feet.
- viii. **Illumination.** External illumination (decorative fixture, halo/backlit).

(3) **Window Sign**

- ix. **Number.** One (1) window sign (non-residential use only).
- x. **Area.** thirty-five percent (35%) of front façade window area.

(4) **Awning or Canopy Signs**

- xi. **Number.** One (1) awning or canopy sign (non-residential use only).
- (5) **Projecting Signs(nonresidential uses)**
 - xii. **Number.** One (1) sign per façade.
 - xiii. **Area.** Maximum eight (8) square feet.

Section 1108.13 REMOVAL OF UNSAFE, UNLAWFUL OR ABANDONED SIGNS

A. Unsafe or Unlawful Signs.

- (1) Upon written notice, the owner, person, or firm maintaining a sign shall remove the sign when it becomes unsafe, is in danger of falling or it becomes so deteriorated that it no longer serves a useful purpose of communication, or it is determined by the City to be in violation of the Zoning Code, or it is otherwise deemed unsafe by the City.
- (2) The City may remove or cause to be removed the sign at the expense of the owner and/or lessee in the event of the owner of the person or firm maintaining the sign has not complied with the terms of the notice within thirty (30) days of the date of the notice.
- (3) Signs shall not be placed within a right of way unless exempted in this chapter. Signs shall not be placed within any street or driveway sight triangle. Signs will be removed without notification to remediate safety concerns.
- (4) The City may confiscate signs installed in violation of this Chapter. Neither the City nor the property owner is responsible for notifying sign owners of confiscation of a sign that is located in violation of this Chapter.

B. Abandoned Signs.

- (1) It shall be the responsibility of the owner of any property upon which an abandoned sign is located to remove such sign within 180 days of the sign becoming abandoned as defined in this section. Removal of an abandoned sign shall include the removal of the entire sign including the sign face, supporting structure, and structural trim.

Section 1108.14 ZONING CERTIFICATE, PERMITS AND APPLICATIONS

- A. It shall be unlawful for any person, firm, or corporation to erect, alter, repair, or relocate any sign within the City without first obtaining a zoning certificate and a sign permit, unless the sign is specifically exempt from such requirements as provided herein.
- B. Applications for zoning certificates and sign permit shall comply with Section 1102 Administration and Procedures and submittal requirements as specified by the Zoning Administrator.
- C. An application for a sign permit may be denied by the City if the application fails to comply with the standards contained herein. The City shall inform the applicant of the reasons for denying the application for sign permit by certified mail.

Section 1108.15 NONCONFORMING SIGNS

- A. Signs legally in existence at the time of the adoption of the Zoning Code which do not conform to the requirements of this Zoning Code, shall be considered nonconforming signs.
- B. All permanent signs and sign structures shall be brought into conformance with the sign regulations

when and if the following occurs:

- (1) The sign is removed, relocated or significantly altered. Significant alterations include changes in the size or dimension of the sign. Changes to the sign copy or the replacement of a sign face on a nonconforming sign shall not be considered a significant alteration.
 - (2) If more than 50% of the sign area is damaged, it shall be repaired to conform to this Zoning Code.
 - (3) An alteration in the structure of a sign support.
 - (4) A change in the mechanical facilities or type of illumination
 - (5) A change in the material of the sign face.
 - (6) The property on which the nonconforming sign is located submits a subdivision or land development application requiring municipal review and approval.
 - (7) The property on which the nonconforming sign is located undergoes a change of land use requiring the issuance of either a use and occupancy permit or a change of use permit.
- C. Prior to the events listed in subsection B above, nonconforming signs may be repainted or repaired up to 50% of the replacement cost of the sign, the sign copy may be changed, and sign faces may be replaced provided that these actions do not increase the dimensions of the existing sign, and do not in any way increase the extent of the sign's non-conformity.
- D. All nonconforming temporary signs, portable signs and banners must be permanently removed within 90 days of the effective date of the Zoning Code, unless specific approval is granted as provided for herein.

Section 1108.16 SIGNS ON THE PREMISES OF LEGALLY NONCONFORMING USES

- A. Signs on the premises of legally nonconforming uses (such as an office in a residential area) may remain until the existing use of the premises is discontinued.
- B. If a sign wears out or is damaged (including rust, faded colors, discoloration, holes, or missing parts or informational items), or is changed for any other reason, the number, size, and area of all signs relating to the premises shall not be increased beyond the characteristics of the sign or signs that existed on that property at the time this Article was adopted.

Section 1108.17 MODIFICATIONS

Any proposed sign that is not in compliance with the objective standards in this Chapter may be reviewed by the Planning & Zoning Commission. When reviewing the appropriateness of such modification from the regulations herein, the Planning & Zoning Commission shall approve such sign only when it determines that:

- A. Visibility of the sign in compliance with this Chapter will be impeded because of such factors as: topographic conditions on and around the property; the location of buildings and structures on the site and/or surrounding properties; speed of traffic and the number of travel lanes on the adjacent roadway.
- B. The modified sign is of such size and scale to be appropriate for the size of the building and the portion of the building (panel, fascia, wall, etc.) on which the sign will be placed.

- C. The proposed sign is the minimum of relief necessary to assure it is legible to the intended viewers which are typically the passing motorists.
- D. The additional sign, the additional sign area, the alternative location that is proposed, and/or the design of the proposed sign will not adversely impact the adjacent residential areas or, otherwise, compromise any other public interests.

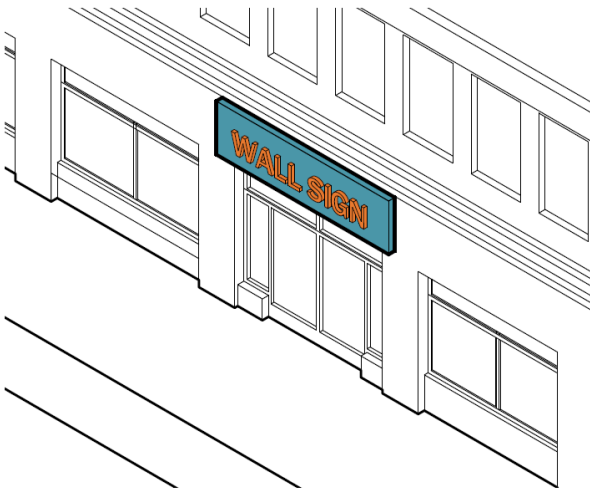
Section 1108.18 SUBSTITUTION CLAUSE

- A. Notwithstanding any provision of this chapter to the contrary, to the extent that this Chapter allows a sign containing commercial copy, it shall allow a non-commercial sign to the same extent. The non-commercial message may occupy the entire sign area or any portion thereof and may substitute for or be combined with the commercial message. The sign message may be changed from commercial to non-commercial, or from one noncommercial message to another, as frequently as desired by the sign's owner, provided that the sign is not prohibited, and the sign continues to comply with all requirements of this Chapter.

Section 1108.19 ENFORCEMENT

- A. The City is responsible for enforcing the provisions of this Chapter in accordance with Chapter 1102 Administration and Procedures hereof.
- B. All determinations and decisions made pursuant to this Chapter are appealable as provided in Chapter 1102 Administration and Procedures.

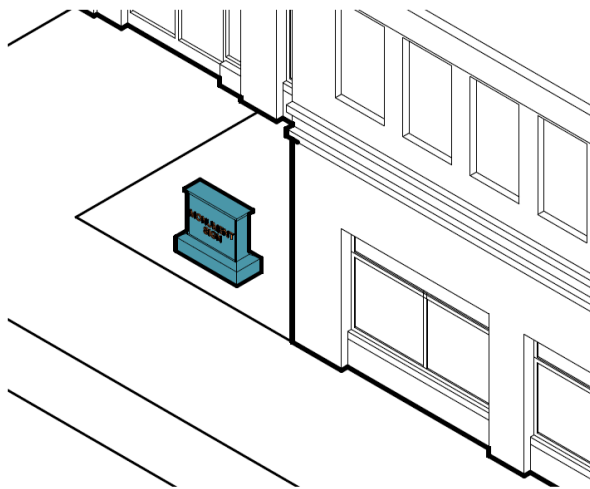
Section 1108.19 SIGN TYPOLOGIES



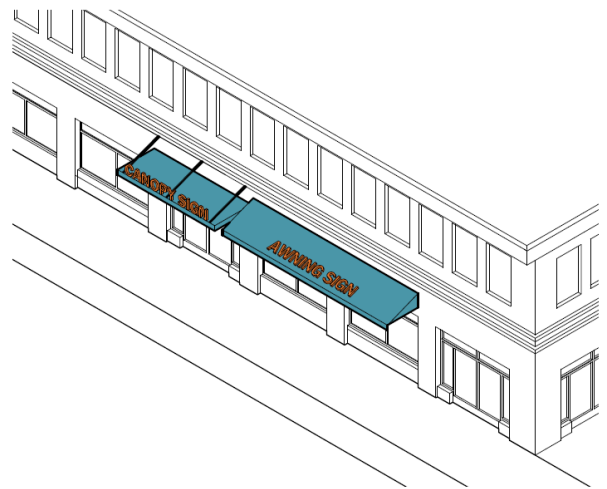
Wall Sign.



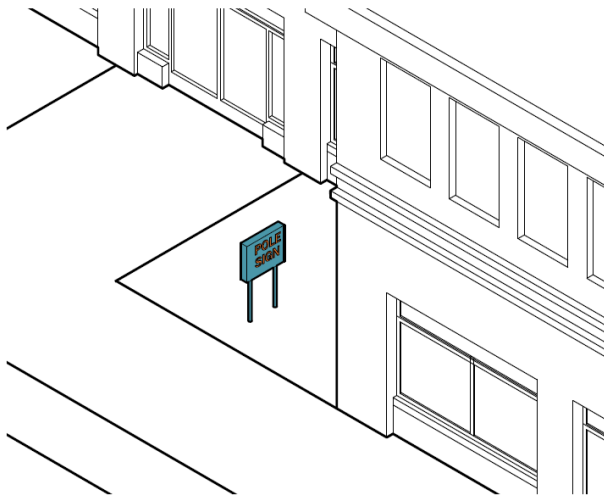
Window Sign.



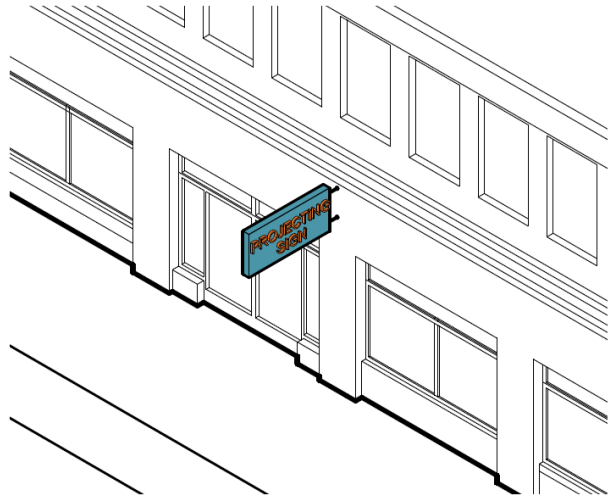
Monument Sign.



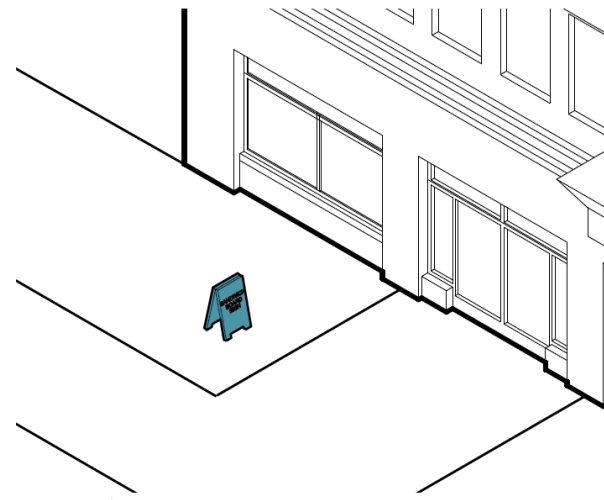
Canopy & Awning Signs.



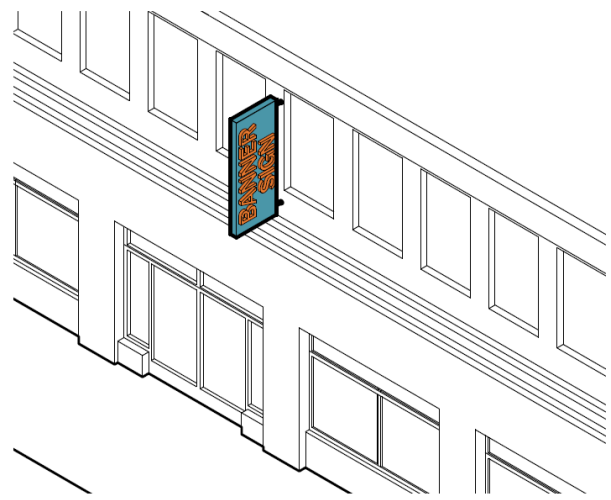
Freestanding Sign.



Projecting Sign.



A-Frame/ Sandwichboard Sign.



Banner Signs.