

## **ARTICLE II. - SIGNS<sup>[2]</sup>**

### **DIVISION 1. - GENERALLY**

#### **Sec. 3-21. - Purpose and legislative intent.**

(a) The purpose of this article is to develop sign regulations which encourage designs that reflect the historic character, small scale and pedestrian orientation of the historic preservation districts within the city. The purpose is to also encourage designs that reflect the architectural character, residential nature and predominately pedestrian orientation of residentially zoned districts within the city. The purpose is also to encourage designs that reflect the architectural scale, aesthetic quality and vehicular and pedestrian orientation of commercially zoned districts within the city.

(b) This article contains regulations which promote signs that are subordinate to and in aesthetic harmony with their location on buildings and the surrounding environment; to identify requirements for size, type and location to protect significant architectural features of the original historic and reconstructed buildings; to eliminate the dangers of visual clutter along public streets and rights-of-way; and to define requirements which fulfill the functions clearly and efficiently with a high degree of design quality.

(c) Defined terms are intended for ease of reference, they are not intended to regulate content. Similarly, named sign examples, samples, and illustration figures are intended to show common industry examples of the sign regulation being described or depicted, and are not intended to be exhaustive or exclusive, nor are they intended to regulate content.

#### **Sec. 3-22. - Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Sign* means any letter, number, emblem, logo, symbol, color, advertising display, copy, billboard, poster, panel, bulletin or placard, and all printed, painted, lettered, illuminated or figured devices, structures or attention-getting devices used to convey First Amendment speech or to convey commercial speech, attached to or painted on any building, or structure, or attached to the ground by post, footing or other contrivance, or carried by persons or affixed to vehicles or vessels and conveying commercial speech, visible from the nearest public right-of-way or private road open to public travel, and legible from a distance of ten (10) feet or more, not otherwise excluded from the definition of a sign in this code.

*Sign, area of*, means the total surface of a sign, including the background, frame and ornamentation, but not including structural supporting elements outside of its frame. For double-faced signs that are parallel and supported by the same structure, the area of the sign equals one-half of the total area of both faces. The area of signs with two (2) or more faces not parallel equals the total area of all faces.

a) Sign Categories:

*Accessory residential use sign* means a sign located on residentially zoned property including mixed use zoning districts, PUDs, and H.P. districts that is currently used as a primary residential unit. Residential use signs may not consist of off-premises, off-site, or commercial billboard signage and must be an accessory use of the zoning of the primary residential unit. Typical examples include graduation, new baby, birthday announcements, political, religious, or philosophical personal sign statements.

*Accessory sign* means a sign smaller than the primary sign and for primary or accessory uses allowed under the property's zoning and comprehensive plan designation.

*Billboard* means an off-site commercial outdoor sign upon which content may be displayed and whose surface is sold, licensed, or leased to another for the display of their content .

*Minor sign* means a sign of no more than 24 inches by 18 inches, that is displayed either on or behind a window, door, glass, or plexiglass on the building or other permanent on-site structure, or an A-frame sign lawfully placed on private property on the primary entrance frontage and removed daily outside the front entry of the commercial business utilizing the sign. The minor signs may not exceed one A-frame sign plus one glass sign, or two glass signs, for the primary entrance frontage of each commercial business. Each minor glass sign may aggregate its copy to be equal to, or less than, the equivalent of 24 inches by 18 inches. Each Sign that does not comply with these requirements shall be calculated as part of the maximum square footage and maximum number of signs. An industry example of a minor sign is a restaurant may have a daily specials menu under glass of no more than a total of 24 inches by 18 inches, and also have hours of operation and forms of credit cards accepted totaling less than 24 inches by 18 inches in the aggregate, as its two allowable minor signs. In the alternative, the restaurant could place an A-frame daily specials menu board at its entrance and aggregate its hours of operation and forms of credit cards accepted on glass. The copy or content displayed may be permanently affixed to the glass or A-frame sign, or it may be manually changed frequently. Industry examples of permanent minor signs may be hours of operation and forms of payment accepted affixed by paint or adhesive to the glass. Typical industry examples of temporary minor signs may be a closed or open sign turned twice a day behind the glass door, or a menu board placed outside.

*Primary sign* means the largest of the allowable signs for the premises, when more than one sign is allowed, consistent with the zone where it is located. This sign type is for primary uses allowed under the property's zoning and comprehensive plan designation.

*Temporary ancillary sign* means an on-site sign utilized for a temporary ancillary activity related to the property's primary uses allowed under the property's zoning and comprehensive plan. The sign's duration must coincide with termination of that temporary ancillary activity. This sign type is not for the primary uses allowed under the property's zoning and comprehensive plan designation. Typical industry examples include real estate for sale or lease, or development or construction activity.

*Temporary interval sign, large* means a temporary sign for primary commercial, industrial, or institutional zoned properties no larger than four (4) feet by eight (8) feet for one week duration or less and no more than four times per calendar year, or permitted under the terms and duration specified as part of an event permit or road closure permit. Typical industry examples of temporary interval signs include seasonal sale signs, grand opening signs, decorative seasonal bunting, pennants, and banners.

*Temporary interval sign, special* means a sign for primary commercial, institutional, or public use located on the primary street frontage of a building of four stories or more, for a duration of thirty days or less and no more than four times per calendar year, as part of on-site uses. The sign materials must be of temporary flexible material, such as coated fabric, not permanently affixed to the structure, vertical in orientation, of no more than 400 square feet cumulatively. Typical industry examples are temporary museum exhibit signs.

b) Sign Types:

*A-frame sign* means a small portable sign structure, generally two-sided and held open with a hinge mechanism, designed to be placed and moved manually at ground level.

*Animated sign* means any sign or part of a sign which changes physical position by movement or rotation or gives the appearance of movement or rotation or uses movement or change of lighting to depict action or to create a special effect or scene. See changeable copy (manual), changeable copy (automatic) and flashing sign.

*Awning sign* means a sign that is part of or attached to the face of an awning, which shall be constructed in the same fabric or material as the awning.

*Banner* means a sign having the characters, letters, illustrations or ornamentations applied to cloth, paper or fabric of any kind with only such material for a backing. "Banner" shall include, but not be limited to, any animated rotating and/or fluttering devices designated to attract attention.

*Bench sign* means a sign on any part of a bench or seat placed on or adjacent to a public right-of-way.

*Bracket sign* means any sign, single- or double- faced, mounted on brackets, poles or beams projecting at right angles from the front or side of any building and supported solely by brackets, poles or beams.

*Canopy sign* means a sign which is suspended from, attached to, supported from or forms a part of a canopy.

*Changeable copy sign (manual)* means a sign on which the copy or content is changed manually in the field, through the utilization of attachable letters, numbers, symbols and other similar characters or changeable pictorial panels. A sign on which the copy or content changes more than once every three (3) hours shall be considered an animated and not a changeable copy sign for the purposes of this ordinance.

*Changeable copy sign (automatic)* means a sign on which the copy or content changes automatically on a lamp bank or through mechanical or electronic means. A sign on which the copy or content changes more than once every three (3) hours shall be considered an animated sign for the purposes of this ordinance.

*Disfiguring sign* means any sign placed upon a structure in any manner so as to disfigure or conceal any window, door or significant architectural feature or detail of any building.

*Double-faced sign* means a sign with two (2) faces which are usually, but not necessarily, parallel.

*Facia* means a wall sign placed or attached to the building surface above a window or door.

*Flashing sign* means a sign which contains an intermittent or sequential flashing light source used primarily to attract attention. It does not include changeable copy signs, animated signs or signs which through reflection or other means create an illusion of flashing or intermittent light.

*Flyer sign* means a handheld off-site or off-premises commercial sign, *see offsite or off-premises sign, and portable sign.*

*Freestanding/ground sign* means a sign supported by a sign structure secured in the ground and which is wholly independent of any building, fence, vehicle or object other than the sign structure for support.

*Government sign* means any sign or device placed by a governmental agency or public utility in furtherance of its speech on property owned or controlled by a governmental agency or utility.

*Government tenant sign* means a sign lawfully permitted and placed on the premises of government or public utility owned or controlled property by its tenant or licensee.

*Illuminated electric sign* means a self-illuminated or internally illuminated sign or sign structure in which electric wiring, connections, or fixtures are used as part of the sign proper.

*Marquee sign* means any sign attached to or hung from a marquee.

*Mural, Commercial* is an attention getting device regulated by this code and design standards for entry corridors.

*Nonconforming sign* means any sign which does not conform to the regulations of this article.

*Off-site sign (also known as off-premises sign)* means a commercial sign not utilized for the primary or accessory uses allowed on that property's zoning and comprehensive plan designation.

*On-site sign* means a sign utilized for the primary or accessory uses allowed on that property's zoning and comprehensive plan designation.

*Pole sign* means any sign mounted on a metal pole on private property, that is not a post sign under this code.

*Portable sign* means a sign that has no permanent attachment to a building or to a ground by means of a footing, including, but not limited to, an A-frame sign, sign with wheels, pull attachments, posters, banners, streamers, pennants, search light stands, hot air or gas filled balloons or umbrellas.

*Post sign* means any sign mounted on a post on private property. The post shall be no higher than forty-eight (48) inches in height from the ground, and no wider than four inches by four inches (4"x4"), or equivalent circumference. The post sign must not extend above the maximum height of the post.

*Projecting sign* means any sign which is affixed to any building, wall or structure and extends beyond the building wall, structure, building line or property line more than twelve (12) inches.

*Public Transit sign* means a sign affixed to a structure, vehicle, or vessel of a partially or fully publicly funded public transportation system, and includes private co-sponsors of the public transportation system. This does not include private common carriers, taxi cabs, hail services, tour trolleys or buses, carriages, or other private transportation businesses.

*Roof sign* means any sign erected or constructed wholly upon or over the roof of any building and supported solely or partially on the roof structure.

*Sandwich sign* means any commercial sign, double- or single-faced which is portable and may be readily moved from place to place; *see also A-frame sign*.

*Shopping center sign* means a sign shared with three (3) or more owners or tenants that share a common structure or premises and that shall not exceed the maximum size of signs for the zone in which it is located.

*Snipe sign* means any small sign of less than four (4) square feet of any material, including paper, cardboard, plastic, wood and metal when tacked, nailed or attached in any way to trees, poles, stakes, fences or other objects, or inserted into the ground utilizing a wire frame or similar device, where such sign is an off-site sign and not a government sign or polling place sign.

*Surface graphics* means any sign painted directly on any exterior building wall or door surface, exclusive of window and door glass area. Murals approved pursuant to Entry Corridor regulations are excluded from this definition.

*Vehicle sign* means a sign containing commercial speech attached to or painted on vehicles of any type that are parked on-site or on adjacent public property visible from the right-of-way for the purpose of creating additional off-site signage for the premises. This is not intended to preclude vehicles used for the primary commercial purpose of on-site business, but rather to preclude vehicles used as billboards for sale or rent. A vehicle sign primarily used as an off-site sign, commonly referred to as a rolling billboard, and not used as a sign ancillary to the vehicle's primary

use for the transportation of persons, goods, or materials, will be regulated in the same manner as off-site signs and billboards.

*Vessel sign* means a sign containing commercial speech attached to or painted on vessels of any type that are anchored on public property, including but not limited to, the City's sovereign submerged lands, visible from the right-of-way for the purpose of creating additional off-site signage for a commercial business. This is not intended to preclude vessels used and marked for the primary commercial purpose of an on-site business, but rather to preclude vessels used as billboards for sale or rent. A vessel sign primarily used as an off-site sign, commonly referred to as a floating billboard and not used as a sign ancillary to the vessel's primary use for the transportation of persons, goods, or materials, will be regulated in the same manner as off-site signs and billboards.

*Wall sign* means any sign attached to the facade of a structure, which is attached and supported throughout its entire length by the facade and not extending above the building, ground floor and/or the eave of the roof.

*Window sign* means any sign affixed to, in contact with a window, or located within three (3) feet of any window surface facing the outside and which it is intended to be seen from the exterior."

c) Devices not regulated as Signs in this section:

*Art installation* is not a sign pursuant to this code, and means an artistic genre consisting of multi-dimensional art created for a site-specific display. This does not include signage regulated pursuant to this code, commercial wares, physical elements of a structure's architecture, commercial window displays, art displayed for sale, or activities and items otherwise regulated in this code, and is intended to be applied in harmony with other regulations, including but not limited to, section 22-10. An art installation on public property or that is visible from the public right-of-way may require permit approval consist with this code.

*Mural, Artistic* is not a sign pursuant to this code, and means a non-commercial, artistic surface graphic painted or otherwise affixed onto the outside walls of a structure and may be approved as provided for in this code and design standards for entry corridors.

*Polling place sign* means a sign erected at polling places regulated by Florida law and in compliance with sections 101.71 and 102.031, Florida Statutes.

*Political campaign advertisement* is a paid expression defined and regulated by Florida law as described in section 106.1435, Florida Statutes. The prohibitions on placement of political campaign advertisement on road rights-of-way shall include those roads, streets, highways or alleyways designated locally as city streets.

*Seasonal décor, residential* means string lights, figurines, bunting, or other temporary ornamentation put up and taken down during each observance or holiday on a primary residential use zoned property.

*Seasonal or holiday lighting* means a series of clear colorless or white lights, either bare or shielded within an enclosure displayed outdoors for commercial and institutional uses within the historic districts. Seasonal or holiday lighting is not a sign under this code, but must meet the illumination standards found in section 3-23 (e)(6).

*Time and temperature device* is not a sign under this code and shall mean any mechanically, electronically or electrically controlled device used to display time or temperature. If signage as defined in this code is located on the clock or thermometer, or on its frame, panel, or supporting structure, the signage will be counted as part of the allowable signage calculation consistent with this code.

*Traffic control device* means a sign or device installed by a governmental agency on or adjacent to any public highway, including but not limited to, any road, street, alley, sidewalk, pedestrian walkway, bikeway or multiuse path, consistent with the Manual on Uniform Traffic Control Devices for Streets and Highways, or MUTCD, that defines standards used to install and maintain traffic control devices on all rights-of-way open to public travel, as published by the Federal Highway Administration (FHWA) under 23 CFR, Part 655, Subpart F. Private agencies with ownership and control of private rights-of-way open to the public, may also place official traffic control devices upon their private rights-of-way consistent with this code.

d) *Other defined terms:*

*AGHP* means the architectural guidelines for historic preservation of the city as from time to time promulgated by the historic architectural review board or the city commission from time to time as authorized by section 28-89.

*Alteration* means any change to a sign, including copy changes and repainting in different colors, but excluding routine maintenance.

*Attention-getting device* means any gadget or mechanical contrivance, scheme, drawing, ruse or trick, symbol, emblem, insignia, regalia or motto, including commercial murals except where otherwise provided for pursuant to entry corridor regulations, but excluding ornate architectural features of a building, selectively narrowing or focusing consciousness and receptivity.

*Awning* means a shelter extending from a building that is supported entirely from the exterior wall of a building and composed of nonrigid materials except for supporting framework.

*Canopy* means a structure constructed of rigid materials including, but not limited to metal, wood, concrete, plastic or glass, which is attached to and supported by a building or by columns, poles or braces extended to the ground.

*False facade/roof*, see "canopy sign."

*Flag* means the flying of a cloth of a rectangular shape, attached on only one side so as to allow the flag to move in the wind, to a freestanding pole mounted on the ground or to a flagstaff attached to the facade of a structure. Flags are limited to a total of one flag for every ten (10) feet of primary entrance frontage, with a maximum of five (5) flags per structure or physical address, whichever

is lesser. Flags larger than three (3) feet by five (5) feet shall be considered signs and shall be calculated as part of the maximum square footage and maximum number of signs.

*Frontage* means the length of street surface that the building faces.

- (1) Primary frontage means the street surface that the building's main entry faces.
- (2) Secondary frontage means any other street surface that a building is adjacent to.

*Mansard*, see "canopy sign."

*Marquee* means a permanent roof-like structure projecting more than three (3) feet beyond a building wall at an entrance to a building.

*Premises* means a lot, building site, leased area of a building or lot, or other singular, identifiable location owned or controlled by one (1) independent entity, business, or residence. Each of the multiple tenants of an industrial park, shopping center, subdivision or condominium constitutes a separate premise for the purpose of this article unless combining their signage onto one shopping center sign.

### **Sec. 3-23. - Sign regulations generally.**

(a) *Permits*. No sign of any kind shall be installed, erected, painted, altered or relocated by any person, business or institution, except as described in subsection (b) below, until a permit has been issued by the planning and building department. Applications for sign permits shall be accompanied by a survey of existing signs to remain, linear dimensions of primary and secondary street frontages, a complete list of proposed signs (including sign types, heights, widths, individual and cumulative square feet, letter styles, colors and materials used), a site plan indicating all sign locations, a sketch of all proposed signs and elevations showing all sign locations, as well as any additional specific information required by the planning and building department. Failure to submit all required information will delay review of the application. Continued failure to submit all required information within fifteen (15) working days following notification by the planning and building department shall result in the nullification of the application. A new, complete application must then be filed.

- (1) Failure to obtain a permit prior to installation or other work on a sign shall result in the permit fee being tripled. Any property owner and/or his agent who has failed to obtain a permit prior to such work shall be guilty of an offense and subject to enforcement procedures as outlined in this article.
- (2) Failure to obtain a permit prior to installation or other work on a sign on more than three (3) occasions within a one-year period shall result in the property owner, agent and/or sign contractor being cited and brought before the code enforcement board and shall be subject to a fine of not less than fifty dollars (\$50.00) and not more than two

hundred fifty dollars (\$250.00) per violation. Such property owner, agent and/or sign contractor who has failed to obtain a permit on more than three (3) occasions within a one-year period shall be brought before the city commission, who may revoke such person's occupational license and/or suspend such person from obtaining sign permits for a period of up to one (1) year.

- (3) Temporary interval sign, large and temporary interval sign, special require a sign permit, but do not count towards the number of total signs or the total square footage allowed.
- (b) *No permit required. No permit required.* The following items do not require a sign permit so long as they otherwise comply with all other requirements of this code, including but not limited to, sign code regulations, building or construction plan review, historic architectural review, entry corridor review, special event permit, or state statutes, as applicable:
  - (1) Time or temperature device.
  - (2) Traffic control device.
  - (3) Government sign. Government signs as defined in this code are allowed in all sign zones, including automatic changeable copy signs.
  - (4) Accessory residential use sign.
  - (5) Minor sign.
  - (6) Temporary ancillary use sign.
  - (7) Political campaign advertisements compliant with F.S. 106.1435 and this code.
  - (8) Polling place sign.
  - (9) Seasonal décor (residential) and seasonal or holiday lighting.
  - (10) Art installation.
  - (11) Mural, artistic.
  - (12) Flag.
  - (13) Hand carried, First Amendment, non-commercial sign on a traditional public forum.
  - (14) Vehicle and Vessel signs compliant with this code.
  - (15) Public Transit sign.
- (c) *Sign area determination.* The surface area of a sign shall include the background, frame and ornamentation. When separate letters or graphics are attached to or painted on a surface, the area shall be determined by the smallest geometric shape that encloses all letters, graphics and borders as a complete sign. Double-faced sign areas shall be determined as the area of a single face of such sign.
- (d) *Sign locations.* Notwithstanding more specific or stringent requirements of this article, all signs shall meet the following location requirements:
  - (1) Right-of-way. No sign other than government signs and traffic control devices may be posted, affixed, attached, or placed on a right-of-way for a public street, road, highway, alleyway, sidewalk or trail, or private street or alleyway open to the public. Signs placed in the right-of-way may be removed without notice by law enforcement,

code enforcement officers, building official, the city engineer or any other city employee at the direction of the city manager. The cost of such removal shall be charged to the sign owner and/or contractor, or the property owner. Failure to submit payment within thirty (30) days shall result in the case being brought before the code enforcement board except as specifically outlined in [section 3-23\(b\)\(10\)](#).

- (2) Intersections. No freestanding, pole or post sign shall be installed within thirty (30) feet of an intersection when such sign is more than three (3) feet in height or has less than eight (8) feet in ground clearance to the bottom edge of the sign. Any freestanding sign over three (3) feet in height located within twenty-five (25) feet of a driveway shall be set back at least ten (10) feet from the right-of-way of the street to which such driveway provides access.
- (3) Clearance. No projecting sign over a pedestrian access, street or alley shall be less than eight (8) feet above the ground surface; provided, however, that within historic districts no projecting sign over a pedestrian access, street or walkway shall be less than seven (7) feet above the ground surface.
- (4) Location on a structure. No wall-mounted or bracket sign may be installed above the ground floor of a structure or extend above the eave of the roof, unless provided for and approved pursuant to entry corridor district regulations or the specific terms of a PUD or SPD. No banner, pennant, streamer, or bunting may be installed above the ground floor eave of the roof of a building or structure in excess of the frequency and duration time limitations for a temporary interval sign. No banner, pennant, streamer or bunting may cover more than ten percent of the façade of the structure.
- (5) Signs, other than government signs and flags, polling place signs, governmental tenant or licensee signs, and traffic control devices, cannot be posted, affixed, attached, or placed on government owned or controlled property.
- (6) Non-commercial signs that are lawfully carried by individuals participating in First Amendment activity in a traditional public forum are allowed consistent with established law.

(e) *Illumination.* Illumination of signs shall be in accordance with the following requirements:

- (1) White is the only color of light permitted in the historic and residential zones.
- (2) Flashing signs are prohibited.
- (3) Floodlights or spotlights are permitted provided that they are positioned so that no light or glare is directed onto adjacent property or into the eyes of motorists or pedestrians.
- (4) Bare bulb illumination shall not be permitted in historic or residential zones.
- (5) Signs shall be marked with the maker's name; and, for incandescent signs, with the number of lampholders; and, for electrical-discharge-lamp signs, with input amperes at full load and input voltage. This marking shall be visible after installation.

(6)

- a. Only clear colorless or white lights may be permitted for the exterior display of seasonal or holiday lights within the historic districts, except single-family residences within the HP-1 district.
- b. The exterior display of seasonal or holiday lights within historic zones is allowed only during the holiday season from the third Saturday of November of each year through January 31 of the ensuing year. The lights shall not be illuminated between February 1 and the third Friday of November of each year. The city commission, by resolution, may extend the last date for display of the lights to the Sunday following January 31 of any year.
- c. Commencing 1996 and each year thereafter, the lights must be removed from the exterior of the premises below ten (10) feet from either the grade of the right-of-way, sidewalk or the ground immediately adjacent to the building, whichever is applicable, no later than thirty (30) days from the close of the designated holiday season.
- d. Section (c) hereinabove shall not be applicable to properties within the entry corridors, unless such properties are also within the historic districts.

(f) *Maintenance.* All visible portions of a sign and its supporting structure shall be maintained in safe condition and neat appearance. Illuminated signs will be maintained in working order and functioning in a safe manner. Painted signs shall be kept in good condition and repainted as necessary. All signs shall be kept in such manner as to constitute a complete sign at all times. The area within five (5) feet of ground-mounted signs shall be kept clear of all debris as well as weeds and grass to a height of twelve (12) inches.

(g) *Relocation.* No sign shall be moved to a location other than that approved without applying for a permit for the new location.

(h) *Alteration.* Except for maintenance to match an existing sign, no alteration or addition to a permitted sign shall be made until a new permit has been issued.

(i) *Obsolete signs, removal.* Any sign which advertises a use no longer existing shall be removed by the property owner or agent within fifteen (15) days after written notification from the planning and building department. Failure to remove the sign shall result in the case being brought before the code enforcement board.

(j) *Special use signs.* Special use signs shall meet the following requirements:

- (1) Temporary Ancillary Use signs may be installed only for the duration of time of the ancillary use on-site and shall be removed within fourteen (14) days of the expiration of the ancillary use related to the signage. For commercial, industrial, or institutional use properties, one (1) sign is permitted per street frontage, not to exceed sixteen (16) square feet and shall not be erected within fifteen (15) feet of any property line. For residential use properties, one (1) sign is permitted per street frontage, not to exceed two (2) feet by four (4) feet in size and must be a minimum of five (5) feet from the right-of-way and fifteen (15) feet from all side property lines.
- (2) Temporary Interval Sign (large) shall not be placed above the ground floor of the structure.

- (3) Temporary Interval Sign (Special) can be hung from the structure, but must be secured to not be dangerous or damaging to the structure and cannot exceed the cumulative square footage allowed.

(k) *Nonconforming signs.*

(1) A nonconforming sign must remain in substantially the same perimeter dimensions in face area, height above ground level, materials of construction, type of structure and type of sign as it was as of the date it became nonconforming.

(2) Reasonable repair and maintenance of nonconforming signs, including change of advertising message, is permitted and is not a change which would terminate the nonconforming status. Reasonable repair and maintenance means the work necessary to keep the sign structure in a state of good repair, including the replacement in kind of materials in the sign structure. Where the replacement of materials is involved, such replacement may not exceed either fifty (50) percent of the structural materials in the sign, or fifty (50) percent of the current fair market value of the sign, within any twelve-month period. "Structural materials" means all those materials incorporated into the sign as load-bearing parts, including vertical supports, horizontal stringers, braces, bracing wires, brackets and catwalks. Structural materials do not include the sign face, any skirt, any electrical service or electric lighting, except in cases where such items have been incorporated into the sign as load-bearing parts. The following are examples of modifications which do not constitute reasonable repair or maintenance and which constitute substantial changes to a nonconforming sign which will result in the loss of nonconforming status:

- a. Modification which changes the structure of, or the type of structure of, the sign, such as conversion of a back-to-back sign to a V-type or conversion of a wooden sign structure to a metal structure;
1. The city may authorize structural alterations to a nonconforming sign in instances where the Occupational Safety and Health Administration (OSHA) requirements or other safety related requirements necessitate alterations, provided that the reconstruction shall not be authorized primarily for the purpose of replacement of deteriorated materials. The city will accept a notice or other writing from OSHA or other regulatory body to the permittee requiring the intended alteration as documentation of safety requirements. If the structural alterations are intended to be made to comply with OSHA regulations, the permittee must submit to the Department a statement in writing citing the OSHA regulation with which the permittee is intending to comply and explaining how the intended alteration is required by the cited OSHA regulation. If the structural alterations are required to comply with building codes applicable to existing structures, the permittee must submit to the city a statement in writing citing the specific requirement of the building code which the alterations are intended to meet. Structural alterations are allowed only if no alternatives are available which address safety requirements. Documentation of the requirements must be submitted to, and approved by, the city prior to making any structural alterations. The location, structural configuration, number of faces, size of the sign faces, sign structure height and the materials used in the sign structure and

sign faces must be the same type as those used in the sign prior to approval of the alterations. Structural configuration means the physical arrangement of a sign whether arranged as a single-faced, V-type, back-to-back, side-to-side or stacked sign. During the period of temporary removal for those approved structural alterations, the permittee must permanently display the permit tag at the sign location.

2. The addition of a catwalk or other fall protection device for safety reasons, where the device does not increase the structural integrity of the sign or prolong the life of the sign, is allowed without obtaining prior approval from the city.
- b. Modification which changes the area of the sign facing or the height above ground level (HAGL) of the sign, however:
  1. Reduction in the area of the sign facing or the HAGL of the sign, which reduction is required by this ordinance, is not a change which would terminate the nonconforming status of the sign, provided like materials are used and no enhancements are made to the visibility of the sign.
  2. Embellishments may be added to nonconforming signs subject to the limitations regarding size of sign facing and provided they do not exceed ten (10) percent of the area of the sign facing prior to the addition of the embellishment.
  - c. Modification which enhances the visibility of the sign's message, or the period of time that the sign's message is visible;
  - d. Modification which adds automatic changeable faces; or
  - e. Modification which adds artificial lighting or changes the existing lighting such that the illumination to the sign facing is substantially increased.

(3) Prohibited modifications need not be physically part of the sign if they have the effect of enhancing the sign's message, the visibility of the message or the period of time the message is visible. However, in such cases, the modifications will not be considered a modification to the sign if:

- a. The modification is the result of removal, cutting or trimming of vegetation in front of the sign pursuant to a permit for such removal, cutting or trimming from the department; or
- b. The modification only incidentally affects the visibility of the sign's message, and the bona fide purpose of the modification is unrelated to the sign.

(4) A nonconforming sign may not be disassembled and re-erected at the same location except as provided in paragraph (6)(a), below.

(5) A nonconforming sign may not be relocated, except to a conforming location.

(6) A nonconforming sign may continue to exist so long as it is not destroyed, abandoned or discontinued. "Destroyed," "abandoned" and "discontinued" have the following meanings:

- a. "Destroyed" means more than fifty (50) percent of the upright supports of a sign structure are physically damaged such that normal repair practices of the industry would call for, in the case of wooden sign structures, replacement of the broken supports and, in the case of a metal sign structure, replacement of at least twenty-five (25) percent of the length above ground of each broken, bent or twisted support. A sign will not be considered "destroyed" within the meaning of this section where the destruction is caused by vandalism or other criminal or tortious act.
- b. A nonconforming sign is "abandoned" or "discontinued" when a sign structure no longer exists at the permitted location or the sign owner fails to operate and maintain the sign for a period of twelve (12) months or longer.

(l) *Prohibited signs.* All signs not expressly permitted under this ordinance, or signs not expressly exempt from permit requirements under this ordinance, are prohibited. Such signs include but are not limited to the following:

- (1) Signs which physically or visually move, rotate or create an illusion of movement or which have parts or surfaces that physically or visually move, rotate or create the illusion of movement or which emit audible sound or noise;
- (2) Beacons or any light with one (1) or more beams directed into the atmosphere or directed at one (1) or more points not on the same lot as the light source;
- (3) Pennants, inflated signs and tethered balloons;
- (4) Signs painted directly on the exterior surface of a building;
- (5) On corner lots, signs of a height between two and one-half (2½) and eight (8) feet above curb grade in a triangular area bounded by the adjacent street right-of-way lines and a straight line joining points on the right-of-way lines which are thirty (30) feet from the point of intersection of the right-of-way lines, except that the distance from the intersection may be reduced to twenty (20) feet along the right-of-way lines where the intersection of the adjacent streets is controlled by a traffic signal;
- (6) Signs, or any point on a sign, located higher than the roof ridge, the plate of a flat roof or the highest point of the roof;
- (7) Signs, other than signs erected by or on behalf of a governmental body, that are located in or on a public right-of-way;
- (8) Signs which appear animated or projected or which are intermittently or intensely illuminated or which are of a traveling, tracing, scrolling or sequential light type or which contain or are illuminated by animated or flashing light;
- (9) Wall signs located such that any part thereof covers, obstructs or is placed over any existing windows on the same wall or placed above the sills of the first level of windows above the first story on the same wall or placed more than twenty-five (25)

feet above grade, except as may otherwise be allowed where a conditional use permit has been granted by the planning and zoning board pursuant to this ordinance;

- (10) Signs attached to a tree, utility pole, fence or rock;
- (11) Unauthorized traffic control devices located upon or in view of any rights-of-way open to the public, consistent with the prohibitions of Section 316.077, Florida Statutes.
- (12) Billboards and offsite or off-premises signs, except as provided in this ordinance.
- (13) Illuminated signs which direct the illumination onto adjacent streets or onto property other than the premises on which the sign is located;
- (14) Commercial vehicle or vessel signs in violation of this code;
- (15) Signs which by reason of position, illumination, size, shape or color obstruct, impair, obscure, interfere with the view of or may be confused with any traffic control sign, signal or device; and
- (16) Electronic message center type signs.
- (17) Commercial flyer signs or wearable sandwich board signs.

(m) *Violations.* Any person violating any section, subsection or requirement of this article shall be guilty of an offense and shall be cited and brought before the code enforcement board. The code enforcement board may impose a fine of up to two hundred fifty dollars (\$250.00) per day for each day the violation exists.

**Sec. 3-24. - Vacant on-site commercial signs and sign structures prohibited.**

- (a) An on-site commercial sign or sign structure primarily used to support such sign, as defined in [section 3-22](#) of this Code, shall be prohibited when such commercial sign or sign structure is deemed vacant pursuant to this Code.
- (b) An on-site sign or sign structure may be deemed vacant based on a finding of the existence of one (1) or more of the following commercial vacancy criteria:
  - (1) Physical vacancy of the on-site business, or
  - (2) Cessation, disconnection or closing of any related account for any essential utilities such as water, sewer or power to the on-site business, or
  - (3) Lapse or termination of business tax receipt related to the on-site business.

(c) The property owner of the premises where a commercial sign or sign structure is deemed vacant pursuant to the criteria in subsection (b) shall be required to:

- (1) Remove all on-site signs as defined in [section 3-22](#) of this Code from the building, structure or premises no later than fifteen (15) days following commercial vacancy.
- (2) Remove all on-site commercial sign structures from the building, structure or premises no later than six (6) months following commercial vacancy.
- (3) Repair and restore any finish or façade left exposed after the on-site commercial sign or sign structure is removed to its usual, customary finished appearance.

(d) Prior to the expiration of the time period described in subsection (c)(2), above, an extension allowing an on-site commercial sign structure to remain on the property may be granted by the planning and zoning board as a use by exception for up to an additional two-year time period under the following conditions:

- (1) Submittal by the property owner of an application with the appropriate fee and allow for inspection of the vacated commercial sign structure.
- (2) A finding that the commercial sign structure will not be a hazard, safety concern or blight for the duration of the extended time period.
- (3) A finding that no part of the commercial sign structure contains a sign, as defined in [section 3-22](#) of this Code.
- (4) The availability of a code enforcement action for removal of the sign structure if a commercial sign structure becomes damaged during the extension period and is found to be a safety hazard.

#### **Sec. 3-25. - Same—Canopy signs.**

Signs located on the face of a canopy may not exceed thirty (30) percent of the area of the canopy. Canopy signs shall not project above the upper edge of the canopy/roof joint or above the upper edge of the canopy. Mansards and other false roofs shall be defined as canopies.

#### **Sec. 3-26. - Same—Changeable copy signs.**

Notwithstanding any other provisions of this article, there shall be no fee for a change of copy on changeable copy sign.

#### **Sec. 3-27. - Same—On-site development signs.**

The maximum size of an on-site development sign shall not exceed sixteen (16) square feet and shall not be erected within fifteen (15) feet of any property line.

#### **Sec. 3-28. - Same—Shopping centers.**

Only one (1) sign shall be permitted in any shopping center.

#### **Sec. 3-29. - Same—Temporary window signs.**

All temporary ancillary use or temporary interval window signs shall not exceed ten (10) percent of the glassed area of the window or fifty (50) percent of the maximum size for a sign permitted in the appropriate zone, whichever is smaller.

**Sec. 3-30. - Same—Regulated by state statute.**

Sign applicants claiming an element of their proposed sign is regulated by Chapter 553.79(22), Florida Statutes, as may be amended from time to time, must include all supporting documentation with their application and a clear and concise statement of regulatory applicability for review..

**Secs. 3-31—3-44. - Reserved.**

**Sec. 3-45. - Sign zones.**

- (1) *Commercial Zone 1.* All commercially or industrially zoned lots (or PUDs with commercial or industrial uses unless a specific sign plan is approved for the PUD) and all lots zoned RGO, RGO-A, MUD, MUD-A, OL and GU, except those lots immediately abutting Anastasia Boulevard; that portion of San Marco avenue lying north of Williams Street; Ponce de Leon Boulevard; State Road 16; State Road 207; and all commercially or residentially zoned lots (or PUDs or SPDs with commercial or industrial uses unless a specific sign plan is approved for the PUD or SPD) whose boundaries lie south of the easterly right-of-way line of N. Ponce de Leon Boulevard (U.S. 1) and east of the easterly mean high waterline of the San Sebastian River and west of the westerly right-of-way line of Malaga Street and the extension of the westerly right-of-way line of Malaga Street lying south of King Street to the San Sebastian River.
- (2) *Commercial Zone 2.* All commercially or industrially zoned lots (or PUDs or SPDs with commercial or industrial uses unless a specific sign plan is approved for the PUD or SPD) immediately abutting Anastasia Boulevard, San Marco Avenue lying north of Williams Street, Mizell Road and State Road 312.
- (3) *Commercial Zone 3.* All commercially or industrially zoned lots (or PUDs or SPDs with commercial or industrial uses unless a specific sign plan is approved for the PUD or SPD) immediately abutting Ponce de Leon Boulevard, State Road 16 and State Road 207, and that portion of Historic Preservation Zoning District 5 lying south of Castillo Drive, north of Orange Street, east of Ponce de Leon Boulevard and west of Riberia Street.
- (4) *Commercial Zone 4.* All commercially or industrially zoned lots (or PUDs or SPDs with commercial or residential uses unless a specific sign plan is approved for the PUD or SPD) whose boundaries lie south of the easterly right-of-way line of N. Ponce de Leon Boulevard (U.S. 1) and east of the easterly mean high waterline of the San Sebastian River and west of the westerly right-of-way

line of Malaga Street and the extension of the westerly right-of-way line of Malaga Street lying south of King Street to the San Sebastian River, as well as lots 1, 2, 3, 4, 10, 11, 12, 13, 14, 15 and 16 of the Worley Subdivision, whose boundaries lie at the end of Prawn Street and south of Heron Street and east of Lewis Boulevard and west of the mean high waterline of the San Sebastian River and bounded on the south by the San Sebastian River marshlands.

- (5) *Historic Zone 1.* All lots contained in Historic Preservation Zoning Districts 1, 2, and 3 (HP-1, HP-2, HP-3), or PUDs previously zoned HP-1, HP-2, HP-3 unless a specific sign plan is approved for the PUD.
- (6) *Historic Zone 2.* All lots contained in Historic Preservation Zoning District 4 (HP-4), or PUDs previously zoned HP-4 unless a specific sign plan is approved for the PUD.
- (7) *Historic Zone 3.* All lots contained in Historic Preservation Zoning District 5 (HP-5), or PUDs previously zoned HP-5 unless a specific sign plan is approved for the PUD, except such portion thereof as may be included within Commercial Zone 3 pursuant to subsection (3) hereof.
- (8) *Residential Zone 1.* All lots contained in Zoning Districts RS-1 and RS-2, or PUDs or SPDs previously zoned RS-1 and RS-2 unless a specific sign plan is approved for the PUD or SPD.
- (9) *Residential Zone 2.* All lots contained in Zoning District RL-1, RG-1, or PUDs or SPDs previously zoned RG-1 unless a specific sign plan is approved for the PUD or SPD.
- (10) *Residential Zone 3.* All lots contained in Zoning District RG-2, or PUDs or SPDs previously zoned RG-2 unless a specific sign plan is approved for the PUD or SPD.

## **DIVISION 2. - HISTORIC ZONES<sup>[3]</sup>**

### **Sec. 3-46. - Historic zone signs.**

- (a) All signs, including temporary window, temporary interval, and temporary ancillary use signs in Historic Zones 1, 2 and 3 shall be approved by the historic architectural review board prior to issuance of a permit or shall meet preapproved size, color, material and location guidelines.
- (b) No review required. Notwithstanding any other requirements of this article, the following signs may be installed and displayed without review:
  - (1) Signage installed on approved structures and displayed on the closed portion of a public road or public right-of-way and after closure of the public road or public right-of-way by the St. Augustine Police Department and/or Public Works Department. No signage may be installed or displayed before the closure of the public roads or public

rights-of-way prior to the start of the event. All signage must be removed from the public roads or public rights-of-way not later than one (1) hour after conclusion of the event or at such time as directed by the St. Augustine Police Department and/or Public Works Department in order to timely reopen the public road or public rights-of-way.

(1) *Historic Zone 1.*

- a. *Permitted signs.* The following signs shall be permitted signs:
  - 1. Bracket.
  - 2. Wall.
  - 3. Facia.
  - 4. Post.
  - 5. Freestanding.
  - 6. Accessory.
- b. *Prohibited signs.* The following signs shall be prohibited signs:
  - 1. Animated.
  - 2. Awning.
  - 3. Billboard.
  - 4. Bench.
  - 5. Canopy.
  - 6. Changeable copy, manual and automatic.
  - 7. Surface graphics.
  - 8. Window; provided, however, that one (1) window sign (painted or etched) shall be allowed for each window not to exceed six (6) square feet or two (2) feet by three (3) feet. Such window signs will be counted toward the total maximum number of signs permitted for each business. Additionally, one (1) sign per window may be permitted in addition to all other signs authorized to be placed within three (3) feet of a window on the interior of the building and not to exceed four (4) square feet (two (2) feet by two (2) feet).
  - 9. Off-premises.
  - 10. Roof or above ground floor.
  - 11. Sidewalk/sandwich.
  - 12. Portable.
  - 13. Illuminated/electrical, including interior signs visible from any public right-of-way, notwithstanding any other provision of this Code.
  - 14. Marquee.
  - 15. Disfiguring.
  - 16. Flashing.
- c. *Number of signs.* The maximum number of signs per entrance is two (2). The maximum number of signs per business is three (3). No business identification sign shall be permitted along a street or public way not providing direct public access to the principal use or activity.
- d. *Specific requirements:*

	Maximum Width or Length	Total Size (sq. ft.)	Height to Bottom	Miscellaneous
Bracket/projecting	36;inch;/24;inch;	6	8;ft;	36;inch; wide—maximum bracket and sign projection from wall = 44;inch;—24;inch; wide maximum bracket and sign projection from wall = 32;inch;
Freestanding	36;inch;/30;inch;	7.5	N/A	Maximum 4;ft;6;inch; to top of sign structure
Post	36;inch;/30;inch;	7.5	8;ft;	
Accessory		2	N/A	1 per business, wall only
Wall	2;ft;/3;ft;	6	N/A	
Facia	1;ft; wide 6;ft; long	6	N/A	Must be placed above windows and doors

e. *Exception.* Notwithstanding the above, businesses fronting on Avenida Menendez between Cuna Street and Bridge Street having a one-hundred-fifty-linear-foot street frontage on Avenida Menendez are permitted to have three (3) signs with a total square footage not to exceed eighty (80) square feet, and provided further that businesses, having sixty-linear foot street frontage on Castillo Drive south of Orange Street shall be permitted a total of three (3) signs with a total square footage not to exceed forty (40) square feet, all in accordance with requirements otherwise applicable to Historic Zone 3 pursuant to subsection (3).

f. *Multiple frontage lots.* One (1) additional sign allowed if the structure or use is located on more than two (2) street frontages; provided that the business has an entrance on more than two (2) streets and provided further that a single business located in a single building occupying one hundred (100) lineal feet on one (1) street will be allowed sixty (60) square feet of signs with no single sign to exceed twenty-four (24) square feet.

(2) *Historic Zone 2.*

a. *Permitted signs.* The following signs shall be permitted signs:

1. Bracket.
2. Wall.
3. Facia.
4. Post.
5. Freestanding.
6. Accessory.

b. *Prohibited signs.* The following signs shall be prohibited signs:

1. Animated.
2. Awning.
3. Billboard.

4. Bench.
5. Canopy.
6. Changeable copy, manual and automatic.
7. Surface graphics.
8. Off-premises.
9. Roof or above ground level.
10. Sidewalk/sandwich.
11. Illuminated/electrical, including interior signs visible from any public right-of-way, notwithstanding any other provision of this Code.
12. Marquee.
13. Portable.
14. Window; provided, however, that one (1) window sign (painted or etched) shall be allowed for each window not to exceed six (6) square feet or two (2) feet by three (3) feet. Such window signs will be counted toward the total maximum number of signs permitted for each business. Additionally, one (1) sign per window may be permitted in addition to all other signs authorized to be placed within three (3) feet of a window on the interior of the building and not to exceed four (4) square feet (two (2) feet by two (2) feet).
15. Disfiguring.
16. Flashing.

c. *Number of signs.* The maximum number of signs per entrance is two (2). The maximum number of signs per business is three (3). No sign shall be permitted along a street or public way not providing direct public access to the principal use or activity.

d. *Specific requirements:*

	Maximum Width or Length	Total Size (sq. ft.)	Height Bottom	to Height Top
Bracket/projecting	4;ft;	16	8;ft;	14;ft;
Freestanding	4;ft;8;ft;	32	N/A	10;ft;
Post	4;ft;8;ft;	32	8;ft;	16;ft;
Wall	4;ft;	16	N/A	N/A
Facia	1½;ft; 8;ft; long	wide 12	N/A	N/A

e. *Multiple frontage lots.* One (1) additional sign allowed if the structure or use is located on more than two (2) street frontages; provided that the business has an entrance on more than two (2) streets and provided further that a single business located in a single building occupying one hundred (100) lineal feet on one (1) street will be allowed sixty (60) square feet of signs with no single sign to exceed twenty-four (24) square feet.

(3) *Historic Zone 3.*

- a. *Permitted signs.* The following signs shall be permitted signs:
  - 1. Bracket.
  - 2. Wall.
  - 3. Facia.
  - 4. Post.
  - 5. Freestanding.
  - 6. Accessory.
- b. *Prohibited signs.* The following signs shall be prohibited signs:
  - 1. Animated.
  - 2. Awning.
  - 3. Billboard.
  - 4. Bench.
  - 5. Canopy.
  - 6. Changeable copy, manual and automatic.
  - 7. Surface graphics.
  - 8. Off-premises.
  - 9. Roof or above ground level.
  - 10. Sidewalk/sandwich.
  - 11. Illuminated/electrical, including interior signs visible from any public right-of-way, notwithstanding any other provision of this Code.
  - 12. Marquee.
  - 13. Portable.
  - 14. Window; provided, however, that one (1) window sign (painted or etched) shall be allowed for each window not to exceed six (6) square feet or two (2) feet by three (3) feet. Such window signs will be counted toward the total maximum number of signs permitted for each business. Additionally, one (1) sign per window may be permitted in addition to all other signs authorized to be placed within three (3) feet of a window on the interior of the building and not to exceed four (4) square feet (two (2) feet by two (2) feet).
  - 15. Disfiguring.
  - 16. Flashing.
- c. *Number of signs.* The maximum number of signs per entrance is two (2). The maximum number of signs per business is three (3). No sign shall be permitted along a street or public way not providing direct public access to the principal use or activity.

d. *Specific requirements:*

	Maximum Length	Width or	Total Size (sq. ft.)	Height Bottom	to	Height to Top
Bracket/projecting	4;ft;		16	8;ft;		14;ft;
Freestanding	4;ft;/8;ft;		32	N/A		10;ft;
Post	4;ft;/8;ft;		32	8;ft;		16;ft;
Wall	4;ft;		16	N/A		N/A
Facia	1½;ft; 8;ft; long	wide	12	N/A		N/A

e. *Multiple frontage lots.* One (1) additional sign allowed if the structure or use is located on more than two (2) street frontages; provided that the business has an entrance on more than two (2) streets and provided further that a single business located in a single building occupying one hundred (100) lineal feet on one (1) street will be allowed sixty (60) square feet of signs with no single sign to exceed twenty-four (24) square feet.

**Secs. 3-47—3-65. - Reserved.**

## **DIVISION 3. - COMMERCIAL ZONES<sup>[4]</sup>**

### **Sec. 3-66. - Commercial zone signs.**

#### **(a) Commercial Zone 1.**

(1) *Permitted signs.* The following signs are permitted signs:

- a. Bracket.
- b. Freestanding.
- c. Post.
- d. Wall.
- e. Facia.
- f. Changeable copy, manual.
- g. Illuminated nonflashing electrical.
- h. Surface graphics.
- i. Window.
- j. Temporary window.
- k. Awning
- l. Canopy

(2) *Prohibited signs.* The following signs are prohibited signs:

- a. Animated.
- b. Billboard.
- c. Bench.
- d. Marquee.

- e. Disfiguring.
- f. Off-site.
- g. Roof.
- h. Sidewalk/sandwich.
- i. Portable.
- j. Banners, streamers, pennants.
- k. Illuminated, flashing electrical.
- l. Changeable copy, automatic.
- m. Flashing.

(3) *Number of signs:*

Frontage	Number	Maximum Square Footage
0—49 feet	3	100
50—100 feet	4	150
Over 100 feet	5	200

(4) *Maximum size and height.* The maximum size of any sign shall be no more than eighty (80) square feet. The maximum height to the top of a ground/pole sign shall not exceed twenty (20) feet.

(5) In addition to the above, businesses immediately abutting the San Sebastian River southerly of Bravo Street, are permitted one (1) primary sign, a maximum size of one hundred forty (140) square feet, to be oriented toward the river.

(b) *Commercial Zone 2.*

(1) *Permitted signs.* The following signs are permitted signs:

- a. Bracket.
- b. Freestanding.
- c. Post.
- d. Wall.
- e. Facia.
- f. Changeable copy, manual.
- g. Illuminated nonflashing electrical.
- h. Surface graphics.
- i. Window.
- j. Temporary window.
- k. Awning.
- l. Canopy.

(2) *Prohibited signs.* The following signs are prohibited signs:

- a. Animated.
- b. Billboard.
- c. Bench.
- d. Marquee.
- e. Disfiguring.
- f. Off-site.

- g. Roof.
- h. Sidewalk/sandwich.
- i. Portable.
- j. Banners, streamers, pennants.
- k. Illuminated flashing electrical.
- l. Changeable copy, automatic.
- m. Flashing.

(3) *Number of signs:*

Frontage	Number	Maximum Square Footage
0—49 feet	3	120
50—100 feet	4	170
100—199 feet	5	220
200 feet and over	5	250

(4) *Maximum size and height.* The maximum size of any sign shall be no more than one hundred twenty (120) square feet. The maximum height to the top of a ground/pole sign shall not exceed twenty-five (25) feet.

(5) *Signs installed above the ground floor.* Proposed signs that are consistent with the Anastasia Boulevard Design Standards and within the entranceway corridor area may be installed above the ground floor.

(c) *Commercial Zone 3.*

(1) *Permitted signs.* The following signs are permitted signs:

- a. Bracket.
- b. Freestanding.
- c. Post.
- d. Wall.
- e. Facia.
- f. Changeable copy, manual.
- g. Illuminated nonflashing electrical.
- h. Surface graphics.
- i. Window.
- j. Temporary window.
- k. Awning.
- l. Canopy.

(2) *Prohibited signs.* The following signs are prohibited signs:

- a. Animated.
- b. Billboard.
- c. Bench.
- d. Marquee.
- e. Disfiguring.
- f. Off-site.

- g. Roof.
- h. Sidewalk/sandwich.
- i. Portable.
- j. Banners, streamers, pennants.
- k. Illuminated flashing electrical.
- l. Changeable copy, automatic.
- m. Flashing.

(3) *Number of signs:*

Frontage	Number	Maximum Square Footage
0—49 feet	3	140
50—99 feet	4	190
100—199 feet	5	240
200 feet and over	6	290

(4) *Maximum size and height.* The maximum size of any sign shall be no more than one hundred forty (140) square feet. The maximum height to the top of a ground/pole sign shall not exceed thirty (30) feet.

(d) *Commercial Zone 4.*

- (1) *Permitted signs.* The following signs are permitted signs:
  - a. Bracket.
  - b. Freestanding.
  - c. Post.
  - d. Wall signs, except that within this zone the sign may be located above the ground floor so long as no more than fifteen (15) percent of the total area of the sign extends above the building and/or above the eave of the roof, except that the sign may not extend more than ten (10) inches above the building and/or above the eave of the roof.
  - e. Facia.
  - f. Changeable copy, manual.
  - g. Illuminated nonflashing electrical, , and as applied to lots 1, 2, 3, 4, 10, 11, 12, 13, 14, 15 and 16 of the Worley Subdivision, whose boundaries lie at the end of Prawn Street and south of Heron Street and east of Lewis Boulevard and west of the mean high waterline of the San Sebastian River and bounded on the south by the San Sebastian River marshlands, this is further restricted to individual channel letters externally illuminated back lit, externally illuminated up lit and externally illuminated down lit fixtures for signage.
  - h. Surface graphics.
  - i. Window.
  - j. Temporary window.
  - k. Awning

(2) *Prohibited signs.* The following signs are prohibited signs:

- a. Animated.
- b. Billboard.

- c. Bench.
- d. Marquee.
- e. Disfiguring.
- f. Off-site.
- g. Roof or above ground level.
- h. Sidewalk/sandwich.
- i. Portable.
- j. Banners, streamers, pennants.
- k. Illuminated, flashing electrical.
- l. Changeable copy, automatic.
- m. Flashing.

(3) *Number of signs:*

Frontage	Number	Maximum Square Footage
0—49 feet	3	100
50—100 feet	4	150
Over 100 feet	5	250

(4) *Maximum size and height.* The maximum size of any sign shall be no more than one hundred ten (110) square feet. The maximum height to the top of a ground/pole sign shall not exceed twenty (20) feet.

(e) *Multiple frontage lots.* One (1) additional sign and an additional ten (10) percent of total square footage is allowed if the structure or use is located on multiple street frontages.

(f) *Multi-occupancy complex.* The owner or agent shall designate primary and secondary frontages. Signage on a secondary frontage shall only include identification of the complex with one (1) ground-mounted sign not exceeding twenty-four (24) square feet on each secondary frontage.

**Secs. 3-67—3-85. - Reserved.**

## DIVISION 4. - RESIDENTIAL ZONES<sup>[5]</sup>

### Sec. 3-86. - Residential zone signs.

#### (a) *Residential Zone 1.*

(1) *Permitted signs.* The following signs are permitted signs:

- a. Bracket.
- b. Freestanding.
- c. Post.
- d. Wall.
- e. Facia.

(2) *Prohibited signs.* The following signs are prohibited signs:

- a. Changeable copy, manual and automatic.
- b. Illuminated electrical.
- c. Surface graphics.
- d. Window.
- e. Temporary window.
- f. Animated.
- g. Awning.
- h. Billboard.
- i. Bench.
- j. Canopy.
- k. Marquee.
- l. Off-site.
- m. Roof or above ground level.
- n. Sidewalk/sandwich.
- o. Portable.
- p. Disfiguring.
- q. Flashing.

(3) *Number of signs.* The maximum number of signs per business is one (1). The sign shall be oriented towards the primary frontage.

(4) *Specific requirements:*

	Maximum Size (sq. ft.)	Height to Top	Setbacks
Bracket/ projecting	1	N/A	N/A
Freestanding	4	4;ft;6;inch;	5;ft; from all lot lines and 40;ft; from other signs
Post/pole	4	10;ft;	5;ft; from all lot lines and 40;ft; from other signs
Wall	1	N/A	N/A
Facia	1	N/A	N/A

(b) *Residential Zone 2.*

(1) *Permitted signs.* The following signs are permitted signs:

- a. Bracket.
- b. Freestanding.
- c. Post.
- d. Wall.
- e. Facia.

(2) *Prohibited signs.* The following signs are prohibited signs:

- a. Changeable copy, manual and automatic.
- b. Illuminated/electrical.
- c. Surface graphics.
- d. Window.
- e. Temporary window.
- f. Animated.
- g. Awning.
- h. Billboard.
- i. Bench.
- j. Canopy.
- k. Marquee.
- l. Off-site.
- m. Roof, or above ground level.
- n. Sidewalk/sandwich.
- o. Portable.
- p. Disfiguring.
- q. Flashing.

(3) *Number of signs.* The maximum number of signs per business is two (2), not to exceed a maximum of eighteen (18) square feet. Signs shall be oriented towards the primary frontage, with a sixteen (16) square feet maximum size for any one (1) sign.

(4) *Specific requirements:*

	Maximum Size (sq. ft.)	Height to Top	Setbacks
Bracket/ projecting	16	N/A	N/A
Freestanding	16	4;ft;6;inch;	5;ft; from all lot lines and 40;ft; from other signs
Post/pole	16	10;ft;	5;ft; from all lot lines and 40;ft; from other signs
Wall	14	N/A	N/A
Facia	14	N/A	N/A

(c) *Residential Zone 3.*

(1) *Permitted signs.* The following signs are permitted signs:

- a. Bracket.
- b. Freestanding.
- c. Post.
- d. Wall.
- e. Facia.
- f. Temporary window.

(2) *Prohibited signs.* The following signs are prohibited signs:

- a. Changeable copy, manual and automatic.
- b. Illuminated/electrical.
- c. Surface graphics.
- d. Window.
- e. Animated.
- f. Awning.
- g. Billboard.
- h. Bench.
- i. Canopy.
- j. Marquee.
- k. Off-site.
- l. Roof or above ground level.
- m. Sidewalk/sandwich.
- n. Portable.
- o. Disfiguring.
- p. Flashing.

(3) *Number of signs.* The maximum number of signs per business is three (3), not to exceed a maximum of thirty-six (36) square feet. Two (2) signs are permitted for fifty (50) feet or less of primary frontage. Signs shall be oriented towards the primary frontage, with a sixteen (16) square feet maximum size for any one (1) sign.

(4) *Specific requirements:*

	Maximum Size (sq. ft.)	Height to Top	Setbacks
Bracket/ projecting	16	N/A	N/A
Freestanding	16	4;ft;6;inch;	5;ft; from all lot lines and 40;ft; from other signs
Post/pole	16	15;ft;	5;ft; from all lot lines and 40;ft; from other signs
Wall	14	N/A	N/A
Facia	14	N/A	N/A

*(Effective date May 20, 2021)*