



# Regular City Council Meeting

**Old Business –7C**

*Sign Code*

**May 8, 2012**

## Summary Information

**Title:**

Second Reading of Ordinance No. 1557, An Ordinance Repealing and Reordaining Chapter 17.38 (Signs) of Article III (General Regulations and Development Standards) Related to Standards Regulating the Time, Place and Manner of Sign Siting and Construction and Amending Sections 17.220, 17.234, 17.235, 17.304, 17.334, 17.343, 17.344, 17.347, 17.452, 17.547, 17.601, 17.602, 17.612, 17.710 of Title 17 (Zoning) of the Fountain Municipal Code by Making Changes Relating to Signs

Initiator: Planning Director

Presenter: Dave Smedsrud, Planning Director

Legal Review:  Yes       No

Council Action

Council Information

Report to Council

**Summary Overview and List of Attachments:**

Second reading of Ordinance 1557 amending the Sign Code.

**Previous Action by City Council:**

At the March 13, 2012 City Council meeting, Council voted 5-1 to approve Ordinance 1557 on first reading. Council Member St. Louis voting in opposition.

At the April 10, 2012 City Council meeting, Council voted 6-0 to bring Ordinance 1557 back to the May 8, 2012 meeting for second reading with the amendments requested during the public hearing portion of the meeting incorporated into the ordinance.

Attachment A: Comparison of Changes to Other Sections of the Zoning Ordinance

Attachment B: Ordinance No. 1557 as amended

## Background Information

The following are the changes made to Ordinance 1557 as directed by Council at the April 10<sup>th</sup> meeting along with additional clarifications and modifications necessary to accomplish those changes. The changes are as follows:

- 17.381 C. 3. b. (Temporary Sign Permits) – The provision for the Zoning Administrator to approve a longer time frame for a temporary signs was removed. This provisions is no longer needed since banners no longer have a time display limitation. This provision was originally added as a compromise by the Working Group and the Planning Commission to address Mrs. Thompson’s request for banners not to be time limited.
- 17.381 C. 3. c. (Temporary Sign Permits/Revocable Permits) Language was added langue to make it clear that a non-commercial sign (community event, special event, etc.) located in the right-of-way or on public property requires a revocable permit.
- 17.381 D. (Revocable Permit) - Language was added to make it clear that a revocable permit is required for signs on public property as well as public right-of-way.
- 17.382 A. (Exempt Signs)
  - The words "community event" were removed from A. 1. (official government signs) and section A. 17. (temporary poster) was replaced with *Community Event Signs and Displays*.
  - Community event signs are now allowed 14 days prior to an event and up to 3 days after the conclusion of the event. This length of time was discussed with Chamber representatives to ensure adequate time was provided.

- There are no limitations on the size of the signs and they do not require a permit unless they are located on public property or in the public right-of-way.
- 17.386 B. Banners - All language relating to a time frame for the display of banners and the prohibition for display within landscape areas was removed.
  - Banners may be displayed for any length of time.
  - Banners may be displayed on almost any apparatus (e.g. fences, buildings, t-posts).
  - Banners are only prohibited where other signs are prohibited (e.g. utility poles, traffic signs,)
  - Banners would only need to be removed if they are not kept in "good condition." This language was not changed.
    - *"Each banner must be kept in good repair (not frayed, ripped, faded or sagging) and must remain firmly attached to the building, structure or other apparatus (e.g. fences, t-posts, poles, etc.) from which it is displayed."*
  - The size of banners allowed on property was not changed.
- 17.389 Definitions – The definition of "Banner" was expanded adding the words "including but not limited to" in order to allow for new and different types of banners in the future.
- 17.389 Definitions - To help clarify the addition of community event signs, the definitions of "Commercial Sign," "Community Event Sign," and "Non-commercial Sign" were added.
- 17.389 Definitions - The definition of "Off-premise Sign" was modified to delete the word "event" to remove conflict with the new definition of Community Event Sign.
- 17.389 Definitions – The definition of "Special Event Sign" was modified to removed the words "community event" as these types of signs now have their own category. Special event signs pertain to temporary commercial signs such as garage sales, grand openings, etc.

### *Recommendation*

Planning Staff Recommendation: Staff recommends approval of Ordinance No. 1557 on second reading as amended.

### *Proposed Motion*

"I recommend the approval of Ordinance 1557 on second reading as amended."

# **ATTACHMENT A**

## **COMPARISON OF CHANGES TO OTHER SECTIONS OF THE ZONING ORDINANCE**

At the April 10, 2012 City Council meeting, the public questioned what the specific changes were to all the other sections of the Zoning Ordinance as identified in Ordinance 1557. Below, the additions to the text are shown in red and deletions are shown as strike-through.

**Section 3. Section 17.220 (Large Lot Agricultural/Residential District [LLR]) B. (Use Regulations) 2. (Permitted Accessory Uses) c. of Chapter 17.20 (Districts and Maps) of Article II (District Regulations) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended to read as follows:**

Section 17.220 Large Lot Agricultural/Residential District (LLR)

B. Use Regulations.

2. Permitted Accessory Uses:

- c. Home-based businesses which occupy less than thirty-five percent (35%) of the gross floor area of the principle use and which have no exterior indication of nonresidential activity except for parking or signage as specified in Chapters 17.34 and 17.38. The business owner or operator must reside and maintain primary residency within the principal single-family dwelling unit on the lot. Such use shall not create traffic congestion, parking problems, noise or any other nuisance or hazard in the neighborhood.

**Section 4. Section 17.234 (Downtown Mixed Use District [MU]) C. (Dimensional Requirements) 6. (Street Setbacks) d. of Chapter 17.20 (Districts and Maps) of Article II (District Regulations) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended to read as follows:**

Section 17.234 Downtown Mixed Use District (MU)

C. Dimensional Requirements.

6. Street Setbacks

- d. Awnings or signs provided they meet building and sign code clearance requirements in Section 17.385.

**Section 5. Section 17.235 (Central Mixed Use Business District [CMU]) C. (Dimensional Requirements) 6. (Street Setbacks) d. of Chapter 17.20 (Districts and Maps) of Article II (District Regulations) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended to read as follows:**

Section 17.235 Central Mixed Use Business District (CMU)

C. Dimensional Requirements.

6. Street Setbacks

- d. Awnings or signs provided they meet building and sign code clearance requirements in **Section 17.385**.

**Section 6. Subsections 1. and 4 of Section 17.304 (Application) A. of Chapter 17.30 (Application of General Regulations and Development Standards) of Article III (General Regulations and Development Standards) of Title 17 (Zoning) of the Fountain Municipal Code are hereby amended to read as follows:**

Section 17.304 Application

A. The general regulations and development standards of this title shall not **apply to uses in existence as of the effective date of this title, or with respect to uses in existence on the effective date of amendments hereto, as governed by Chapter 17.60** or be retroactive on existing uses. However, these standards shall apply to all uses in all zoning districts under the following circumstances:

1. New buildings **signs, or construction that requires a** ~~and uses of land that require a~~ plot plan or site development plan.
4. ~~There is~~ A change in the occupancy of a building or the land, which requires a ~~new sign, or~~ other site improvements addressed in this article.

**Section 7. Section 17.304 (Application) B. of Chapter 17.30 (Application of General Regulations and Development Standards) of Article III (General Regulations and Development Standards) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended by deleting subsection 1. and renumbering subsections 2 and 3 to subsections 1 and 2 respectively.**

- ~~1. All buildings, parking areas, landscaping, signs, and other improvements noted in the development standards in this title shall be constructed and installed in accordance with the approved plans prior to issuance of a certificate of occupancy for the building or use.~~

**Section 8. Section 17.334 (Visibility at Intersections- Application of Sight Triangle) C. (Restrictions within the Sight Distance Area) of Chapter 17.33 (Access, Approaches, Driveways, and Curb Cuts) of Article III (General Regulations and Development Standards) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended as follows:**

Section 17.334 Visibility at Intersections- Application of Sight Triangle

C. Restrictions within the Sight Distance Area: No landscaping, fence, utility equipment, wall or other structure shall be constructed or maintained in the area identified as the sight distance area (a.k.a. sight triangle) between three feet (3') in height and nine feet (9') in height above the roadway. Nothing shall intrude into the sight triangle so as to obscure or block the visibility of any traffic control device or ~~traffic control~~ sign located at such intersection. No on-street or off street parking shall be allowed within the area of the sight triangle.

**Section 9. Section 17.343 (Calculation of Parking Space Requirements) C. (Compact Parking) of Chapter 17.34 (Off-Street Parking: Development Standards and Procedures) of Article III (General Regulations and Development Standards) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended by deleting the words "or signed".**

C. Compact Parking. Up to thirty percent (30%) of all required off street parking spaces may be designated as "compact car spaces". The dimensions for compact spaces are shown in Figure 17.346-2. Such spaces shall be appropriately marked ~~or signed~~ with the words "Compact Car." Off street parking spaces provided in excess of the required number of spaces for a building or use may be in the form of compact parking spaces.

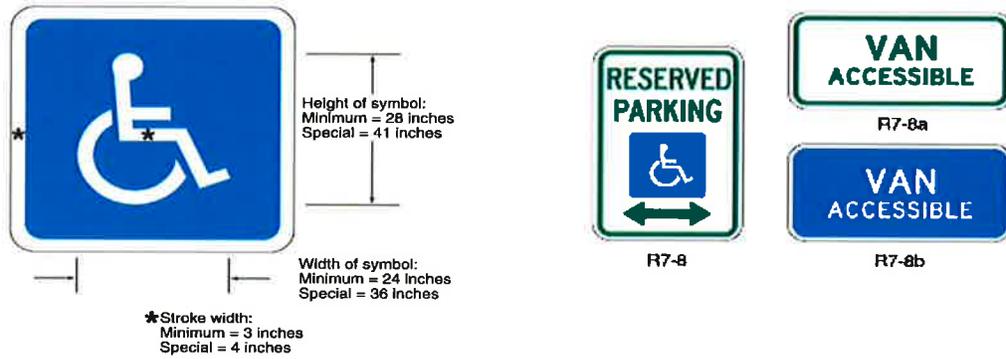
**Section 10. Section 17.344 (Handicap Parking Requirements) E. of Chapter 17.34 (Off-Street Parking: Development Standards and Procedures) of Article III (General Regulations and Development Standards) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended to read as follows:**

Section 17.344 Handicap Parking Requirements

E. Signage and pavement markings. Every parking space required by this section shall be identified by a sign and pavement marking showing the symbol of accessibility (see Figure 17-385-6.) Signs and pavement markings shall comply with Section 17.385 (H) and the Manual on Uniform Traffic Control Devices (MUTCD) as adopted by the City. ~~The sign shall be a minimum twelve inches (12") wide and eighteen inches (18") high centered between three feet (3') and five feet (5') above the ground at the head of the required space and may be mounted on a pole or structure. The sign shall have a white background with green lettering stating "Reserved Parking" and the white international symbol of accessibility on blue background. Van accessible spaces shall have an additional sign, "Van Accessible", mounted below the symbol of accessibility. The accessibility parking space shall be striped in white on the pavement and marked with the international symbol of accessibility. The symbol shall be a minimum twenty-eight inches (28") in height and twenty-four inches (24") in width with the blue background symbol and optional white border.~~

**Section 11. Section 17.344 (Handicap Parking Requirements) of Chapter 17.34 (Off-Street Parking: Development Standards and Procedures) of Article III (General Regulations and Development Standards) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended by deleting Figure 17.344-2 (Handicap Sign Details).**

**Figure 17.344-2: Handicap Sign Details**



**Section 12. Section 17.347 (Parking Area Design Standards) G. of Chapter 7.34 (Off-Street Parking: Development Standards and Procedures) of Article III (General Regulations and Development Standards) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended to read as follows:**

Section 17.347 Parking Area Design Standards

G. Except for parking spaces for single-family detached and two-family (duplex) dwellings, all parking spaces shall be striped on the pavement and the striping shall be maintained so it is visible. Other directional markings or signs shall be installed as permitted or required by the city to ensure the approved utilization of space, direction of traffic flow, and general safety. Fire lanes shall be **sufficiently painted and signed on the property in accordance with City Fire Department requirements.**

**Section 13. Section 17.452 (Specific Animal Standards) C. (Standards) 6. (Beehives) b. of Chapter 17.45 (Animal Raising and Keeping) of Article IV (Special Use and Development Opportunities) of Title 17 (Zoning ) of the Fountain Municipal code is hereby amended to read as follows:**

Section 17.452 Specific Animal Standards

C. Standards.

6. Beehives:

b. The name and telephone number of the beekeeper shall be branded, painted, or otherwise clearly marked on the structure of at least two (2) hives and placed at opposite ends of the hive. Instead of marking the hives, the beekeeper may conspicuously post a **private notification** sign setting forth the name and telephone number of the beekeeper, **in accordance with**

~~Section 17.38. This signage is a defense to prosecution under this subsection that a colony is kept on the same tract that the owner resides.~~

**Section 14. Section 17.547 (Final Site Development Plan – Submittal Requirements) E. (Final Site Development Plan Exhibit) §17 and 21 of Chapter 17.54 (Site Development Plan [Preliminary and Final]) of Article V (Administration and Procedures) of Title 17 of the Fountain Municipal Code are amended to read as follows:**

Section 17.547 Final Site Development Plan - Submittal Requirements

E. Final Site Development Plan Exhibit.

17. Construction details for enclosed trash receptacles, curb, gutter, light pole bases, ~~handicap signs~~, drainage facilities, pedestrian ramps, etc.
21. The location, height and area of freestanding **pole** and/or ~~low profile~~ **monument** signs.

**Section 15. Section 17.601 (Nonconforming Uses) A. of Chapter 17.60 (Nonconforming Uses, Structures, Lots and Parking Specifications) of Article V (Administration and Procedures) of Title 17 (Zoning) of the Fountain Municipal Code is amended by removing the word “sign”.**

A. Any use of a building, ~~sign~~ or land lawfully existing at the time of the enactment of this title which does not conform to the regulations of the zoning district in which it is located or with the applicable development standards of this title is a non-conforming use.

**Section 16. Section 17.602 (Nonconforming Structures) of Chapter 17.60 (Nonconforming Uses, Structures, Lots and Parking Specifications) Article V (Administration and Procedures) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended by the addition of D. relating to nonconforming signs, to read as follows:**

Section 17.602 Nonconforming Structures

**D. Nonconforming signs shall be regulated as provided in Section 17.381 (D).**

**Section 17. Section 17.612 (Public Notice Procedures) B. of Chapter 17.61 (Public Notice Requirements) of Article V (Administration and Procedures) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended to read as follows:**

Section 17.612 Public Notice Procedures

B. At least fifteen (15) days prior to a public hearing, a notice shall be posted on the property for which the land use application is made. The posted notice sign shall consist of at least one (1) sign facing each adjacent public right of way. In the case of a variance request only one (1) sign shall be posted on site in the general vicinity the variance is being considered be installed in accordance with Section 17.386 (F). These notices shall be in the form of signs measuring not less than twenty four inches by twenty eight inches (24" X 28"), with lettering a minimum of one half inch (1/2") high and on posts no less than four feet (4') above the ground.

**Section 18. Section 17.710 (Meanings Defined) A. of Chapter 17.71 (Definitions) of Article VI (Interpretations and Definitions) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended by deleting the following definitions: 18. *Banner*; 78. *Identification Sign*; 129. *Sign*, and all subsections thereof; and 130. *Sign Area*, amending the definition of *Building*, adding a definition for *Industrial or Business Park* and *Landscaped Area or Landscaped Strip*, to read as follows, and renumbering revised Section 17.710 accordingly:**

Section 17.710 Meanings Defined

***Building.*** Any enclosed structure having a roof supported by columns or walls and intended for the shelter, housing or enclosure of any individual, animal, process, equipment, goods or materials of any kind.

***Industrial or Business Park.*** A group of office, warehouse and/ or light industry uses that are planned and constructed on the same or adjacent lots as a total entity that may have common architectural design, landscaping and signage in accordance with an approved plan.

***Landscaped Area or Landscaped Strip.*** A defined area within a parcel of land or along or within a right-of-way that is dedicated to permanent landscaping, which does not contain a building or structure, other than those allowed per this title and which area may not include areas that are only grass. Landscape materials shall include but not be limited to shrubs, trees, ornamental grasses, mulch, stone or similar matter.

# **ATTACHMENT B**

## ORDINANCE NO. 1557

### **AN ORDINANCE REPEALING AND REORDAINING CHAPTER 17.38 (SIGNS) OF ARTICLE III (GENERAL REGULATIONS AND DEVELOPMENT STANDARDS) RELATED TO STANDARDS REGULATING THE TIME, PLACE AND MANOR OF SIGN SITING AND CONSTRUCTION AND AMENDING SECTIONS 17.220, 17.234, 17.235, 17.304, 17.334, 17.343, 17.344, 17.347, 17.452, 17.547, 17.601, 17.602, 17.612, 17.710 OF TITLE 17 (ZONING) OF THE FOUNTAIN MUNICIPAL CODE BY MAKING CHANGES RELATING TO SIGNS**

#### RECITALS

1. The current sign code has not been amended since 2002 and needed to be updated to address changes in sign technology and to address issues that have been identified by staff, sign companies, business and property owners and others with the current regulations.

2. Based upon input received from members of the public, stakeholders (work group) meeting recommendations, City of Fountain Planning Department staff, and the City's sign code consultant, the City of Fountain Planning Commission at a public meeting held on December 7, 2011 recommended that revisions to Chapter 17.38 (Signs) of Article III (General Regulations and Development Standards) of Title 17 (Zoning) of the Fountain Municipal Code be adopted as set forth in Exhibit A attached to and incorporated herein by reference.

3. Planning Department staff also proposed that minor amendments be made to other chapters and sections of Title 17 (Zoning) of the Fountain Municipal Code as they relate to sign regulations.

4. The City of Fountain Planning Commission has conducted public meetings on November 2, 2011 and December 7, 2011 to consider revisions to the Zoning Ordinance of the City of Fountain.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FOUNTAIN, COLORADO:**

Section 1. The above recitals are incorporated by reference in this Ordinance and such recitals constitute findings in support of this Ordinance.

Section 2. Chapter 17.38 (Signs) of Article III (General Regulations and Development Standards) of Title 17 (Zoning) the Fountain Municipal Code is hereby repealed and reordained as set forth in Exhibit A, attached hereto and incorporated herein by reference.

Section 3. Section 17.220 (Large Lot Agricultural/Residential District [LLR]) B. (Use Regulations) 2. (Permitted Accessory Uses) c. of Chapter 17.20 (Districts and Maps) of Article II (District Regulations) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended to read as follows:

**Section 17.220 Large Lot Agricultural/Residential District (LLR)**

B. Use Regulations.

2. Permitted Accessory Uses:

- c. Home-based businesses which occupy less than thirty-five percent (35%) of the gross floor area of the principle use and which have no exterior indication of nonresidential activity except for parking or signage as specified in Chapters 17.34 and 17.38. The business owner or operator must reside and maintain primary residency within the principal single-family dwelling unit on the lot. Such use shall not create traffic congestion, parking problems, noise or any other nuisance or hazard in the neighborhood.

Section 4. Section 17.234 (Downtown Mixed Use District [MU]) C. (Dimensional Requirements) 6. (Street Setbacks) d. of Chapter 17.20 (Districts and Maps) of Article II (District Regulations) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended to read as follows:

**Section 17.234 Downtown Mixed Use District (MU)**

C. Dimensional Requirements.

6. Street Setbacks

- d. Awnings or signs provided they meet building and sign code clearance requirements in Section 17.385.

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Section 6. Subsections 1. and 4 of Section 17.304 (Application) A. of Chapter 17.30 (Application of General Regulations and Development Standards) of Article III (General Regulations and Development Standards) of Title 17 (Zoning) of the Fountain Municipal Code are hereby amended to read as follows:

**Section 17.304 Application**

A. The general regulations and development standards of this title shall not apply to uses in existence as of the effective date of this title, or with respect to uses in existence on the effective date of amendments hereto, as governed by Chapter 17.60 or be retroactive on existing

uses. However, these standards shall apply to all uses in all zoning districts under the following circumstances:

1. New buildings, signs, or construction that requires a plot plan or site development plan.
4. A change in the occupancy of a building or the land, which requires other site improvements addressed in this article.

Section 7. Section 17.304 (Application) B. of Chapter 17.30 (Application of General Regulations and Development Standards) of Article III (General Regulations and Development Standards) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended by deleting subsection 1. and renumbering subsections 2 and 3 to subsections 1 and 2 respectively. .

Section 8. Section 17.334 (Visibility at Intersections- Application of Sight Triangle) C. (Restrictions within the Sight Distance Area) of Chapter 17.33 (Access, Approaches, Driveways, and Curb Cuts) of Article III (General Regulations and Development Standards) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended as follows:

**Section 17.334 Visibility at Intersections- Application of Sight Triangle**

C. Restrictions within the Sight Distance Area: No landscaping, fence, utility equipment, wall or other structure shall be constructed or maintained in the area identified as the sight distance area (a.k.a. sight triangle) between three feet (3') in height and nine feet (9') in height above the roadway. Nothing shall intrude into the sight triangle so as to obscure or block the visibility of any traffic control device or traffic control sign located at such intersection. No on-street or off street parking shall be allowed within the area of the sight triangle.

Section 9. Section 17.343 (Calculation of Parking Space Requirements) C. (Compact Parking) of Chapter 17.34 (Off-Street Parking: Development Standards and Procedures) of Article III (General Regulations and Development Standards) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended by deleting the words "or signed".

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**Section 17.344 Handicap Parking Requirements**

E. Signage and pavement markings. Every parking space required by this section shall be identified by a sign and pavement marking showing the symbol of accessibility (see Figure 17-385-6) Signs and pavement markings shall comply with Section 17.385 (H) and the Manual on Uniform Traffic Control Devices (MUTCD) as adopted by the City.

Section 11. Section 17.344 (Handicap Parking Requirements) of Chapter 17.34 (Off-Street Parking: Development Standards and Procedures) of Article III (General Regulations and Development Standards) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended by deleting Figure 17.344-2 (Handicap Sign Details).

Section 12. Section 17.347 (Parking Area Design Standards) G. of Chapter 7.34 (Off-Street Parking: Development Standards and Procedures) of Article III (General Regulations and Development Standards) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended to read as follows:

**Section 17.347 Parking Area Design Standards**

G. Except for parking spaces for single-family detached and two-family (duplex) dwellings, all parking spaces shall be striped on the pavement and the striping shall be maintained so it is visible. Other directional markings or signs shall be installed as permitted or required by the city to ensure the approved utilization of space, direction of traffic flow, and general safety. Fire lanes shall be painted on the property in accordance with City Fire Department requirements.

Section 13. Section 17.452 (Specific Animal Standards) C. (Standards) 6. (Beehives) b of Chapter 17.45 (Animal Raising and Keeping) of Article IV (Special Use and Development Opportunities) of Title 17 (Zoning ) of the Fountain Municipal code is hereby amended to read as follows:

**Section 17.452 Specific Animal Standards**

C. Standards.

6. Beehives:

- b. The name and telephone number of the beekeeper shall be branded, painted, or otherwise clearly marked on the structure of at least two (2) hives and placed at opposite ends of the hive. Instead of marking the hives, the beekeeper may conspicuously post a private notification sign setting forth the name and telephone number of the beekeeper, in accordance with Section 17.38.

Section 14. Section 17.547 (Final Site Development Plan – Submittal Requirements) E. (Final Site Development Plan Exhibit) §17 and 21 of Chapter 17.54 (Site Development Plan [Preliminary and Final]) of Article V (Administration and Procedures) of Title 17 of the Fountain Municipal Code are amended to read as follows:

**Section 17.547 Final Site Development Plan - Submittal Requirements**

E. Final Site Development Plan Exhibit.

- 17. Construction details for enclosed trash receptacles, curb, gutter, light pole bases, drainage facilities, pedestrian ramps, etc.
- 21. The location, height and area of freestanding pole and/or monument signs.

Section 15. Section 17.601 (Nonconforming Uses) A. of Chapter 17.60 (Nonconforming Uses, Structures, Lots and Parking Specifications) of Article V (Administration and Procedures) of Title 17 (Zoning) of the Fountain Municipal Code is amended by removing the word “sign”.

Section 16. Section 17.602 (Nonconforming Structures) of Chapter 17.60 (Nonconforming Uses, Structures, Lots and Parking Specifications) Article V (Administration

and Procedures) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended by the addition of D. relating to nonconforming signs, to read as follows:

**Section 17.602 Nonconforming Structures**

D. Nonconforming signs shall be regulated as provided in Section 17.381 (F).

Section 17. Section 17.612 (Public Notice Procedures) B. of Chapter 17.61 (Public Notice Requirements) of Article V (Administration and Procedures) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended to read as follows:

**Section 17.612 Public Notice Procedures**

B. At least fifteen (15) days prior to a public hearing, a notice shall be posted on the property for which the land use application is made. The posted notice sign shall be installed in accordance with Section 17.386 (F).

Section 18. Section 17.710 (Meanings Defined) A. of Chapter 17.71 (Definitions) of Article VI (Interpretations and Definitions) of Title 17 (Zoning) of the Fountain Municipal Code is hereby amended by deleting the following definitions: 18. *Banner*; 78. *Identification Sign*; 129. *Sign*, and all subsections thereof; and 130. *Sign Area*, amending the definition of *Building*, adding a definition for *Industrial or Business Park* and *Landscaped Area or Landscaped Strip*, to read as follows, and renumbering revised Section 17.710 accordingly:

**Section 17.710 Meanings Defined**

***Building.*** Any enclosed structure having a roof supported by columns or walls and intended for the shelter, housing or enclosure of any individual, animal, process, equipment, goods or materials of any kind.

***Industrial or Business Park.*** A group of office, warehouse and/ or light industry uses that are planned and constructed on the same or adjacent lots as a total entity that may have common architectural design, landscaping and signage in accordance with an approved plan.

***Landscaped Area or Landscaped Strip.*** A defined area within a parcel of land or along or within a right-of-way that is dedicated to permanent landscaping, which does not contain a building or structure, other than those allowed per this title and which area may not include areas that are only grass. Landscape materials shall include but not be limited to shrubs, trees, ornamental grasses, mulch, stone or similar matter.

Section 19. This Ordinance shall be in full force and effect from and after its passage and publication as provided by the City Charter.

Introduced, read by title, and passed this \_\_\_\_\_ day of \_\_\_\_\_, 2012, by the City Council, City of Fountain, Colorado, signed by the mayor, and ordered published by title with a summary written by the City Clerk together with a statement that the ordinance is available for public inspection and acquisition in the office of the City Clerk in the El Paso County Advertiser and News, a newspaper of general circulation in the City of Fountain.

\_\_\_\_\_  
Jeri C. Howells, Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

Introduced, read by title, and passed on second and final reading as amended on the \_\_\_\_\_ day of \_\_\_\_\_, 2012, signed by the Mayor and ordered published by title in the El Paso County Advertiser and News, a newspaper of general circulation in the City of Fountain, Colorado, in accordance with the City Charter.

\_\_\_\_\_  
Jeri C. Howells, Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

**TITLE 17**

**ARTICLE III. GENERAL REGULATIONS AND DEVELOPMENT STANDARDS**

**Chapter 17.38 Signs**

<b>Section 17.380</b>	<b>Purpose</b>
<b>Section 17.381</b>	<b>Administration</b>
<b>Section 17.382</b>	<b>Exempt Signs</b>
<b>Section 17.383</b>	<b>Prohibited Signs</b>
<b>Section 17.384</b>	<b>Sign Measurement</b>
<b>Section 17.385</b>	<b>Standards for Specific Sign Types</b>
<b>Section 17.386</b>	<b>Temporary Signs</b>
<b>Section 17.387</b>	<b>Sign Standards by Zoning District</b>
<b>Section 17.388</b>	<b>Sign Design, Installation and Maintenance</b>
<b>Section 17.389</b>	<b>Sign Definitions</b>

## **Chapter 17.38 Signs**

### **Section 17.380 Purpose**

- A. The purposes of this chapter are to:
1. Encourage the effective use of signs as a means of communication in the city;
  2. Maintain and enhance the aesthetic environment and the city's ability to attract sources of economic development and growth;
  3. Preserve the residential character of residential neighborhoods;
  4. Preserve order and cleanliness;
  5. Avoid the appearance of clutter;
  6. Protect property values;
  7. Avoid litter and the growth of weeds around signs;
  8. Improve and maintain pedestrian and traffic safety;
  9. Reduce traffic hazard caused by distractions to motorists and impairment of sight lines;
  10. Ensure that the city remains an attractive place to live and work;
  11. Reduce administrative burdens;
  12. Minimize the possible adverse effect of signs on nearby public and private property;
  13. Provide a reasonable balance between the right of a business or individual to identify itself and its purpose, and the right of the public to be protected against the visual discord that results from the unrestricted proliferation of signs;
  14. Protect the health, safety, welfare, morals, convenience and comfort of the public; and
  15. Enable the fair and consistent enforcement of these sign restrictions.

### **Section 17.381 Administration**

A. Requirements. A sign may be displayed, erected, placed, established, painted, created, altered or maintained in the city only in conformance with the standards, procedures, exemptions, and other requirements of this chapter.

1. If any provision of this chapter conflicts with any other adopted city code that regulates signs, this chapter shall govern.
2. Signs shall be permitted in the various zoning districts as accessory structures in accordance with the regulations contained in this chapter.

B. Interpretation: Signs in the CMU, MU, NC, VC, RC, BP, SO, and PI zoning districts, and non-residential land use designations within a PUD zoning district shall be subject to the standards and regulations herein designated for non-residential zoning districts. Signs in the LLR, RA, R1, MF, MHP, MHS, POS, and RMU zoning districts and residential land use designations within a PUD zoning district shall be subject to the standards and regulations herein designated for residential zoning districts. The Zoning Administrator is authorized to designate any other zoning districts not listed and make interpretations on designations within a PUD.

C. Application. A sign permit is required for any new sign or modification to an existing sign, unless the sign is exempt from the regulations of this chapter in accordance with Section 17.382. A sign application shall be submitted to the Planning Department and a sign permit issued by the zoning administrator under criteria set forth in this chapter.

1. All sign permit applications shall be submitted on a form supplied by the Planning Department and include, at a minimum, the following information:
  - a. Street address of the proposed sign.
  - b. Actual shape and dimensions of the lot.
  - c. Building locations, height and dimensions.
  - d. Size, height, location, setback and type of both existing and proposed signs.
  - e. Name, mailing address (and e-mail address if available) and telephone number of owner and sign installer.
  - f. Existing zoning.
  - g. Elevation drawings of the proposed sign.
  - h. Location of existing signs on the property and on adjoining properties.
  - i. Additional information as the zoning administrator may reasonably deem necessary to process the application in accordance with the provisions of this chapter.
2. Approval of a sign permit expires one year from the date of issuance if a building permit for the sign or structure(s) on the property has not been issued or the sign has not been installed. One (1) six (6) month extension may be granted by the zoning administrator for good cause.

- a. Applicant shall contact the Planning Department for an initial inspection prior to sign installation. The applicant shall stake the location of the property line, sign pole and overhang location.
  - b. Applicant shall contact the Planning Department for a final site inspection upon completion of sign installation.
3. Sign permits are required for temporary signs, as follows:
- a. A sign permit for temporary commercial signs may include one or more signs, including a combination of banners, blimps, strings of light bulbs, and wind or fan-driven signs.
  - b. A sign permit for an individual temporary sign shall be issued for a duration not to exceed the timeframes established by temporary sign type in Section 17.386. A temporary sign permit that contains a sign plan for multiple signs may be issued for a time period of up to one (1) year, with individual temporary sign durations not to exceed the timeframes established by temporary sign type in Section 17.386.
  - c. A temporary sign permit shall not be required for non-commercial signs, unless such signs are to be installed in the public right-of-way (see Section 17.381 D and 17.383 B) in which case the signs shall require a revocable permit.

D. Revocable Permit. Excluding ideological signs, a revocable permit is required from the City Clerk prior to the placement or erection of any sign in the public right-of-way or on public property. The revocable permit may contain such requirements as the City Clerk reasonably deems necessary unrelated to the content of the sign to assure the sign and its placement are consistent with this title and safety and welfare of the city.

E. Master Sign Plan. For any shopping center, industrial or business park or similar commercial complex the applicant shall submit a master sign plan that consists of coordinated, shared signage for the entire development. Signs in the master sign plan shall have mutually unifying elements, which may include uniformity in materials, color, size, height, letter style, sign type, shape, lighting, location on buildings, and design motif.

1. In reviewing an applicant's submittal of a master sign plan in conformance with the provisions of this section, the zoning administrator may vary the following standards:
  - a. Sign area for individual signs, and maximum aggregate sign area for all allowable signs;
  - b. Sign height for individual signs;

- c. Sign setback or separation between freestanding pole or monument signs; and
  - d. Maximum number of signs, types of signs, or approved wall areas for purposes of sign location.
2. In exchange for a creative and quality design, one or more of the above-listed standards may be altered up to twenty five (25) percent at the discretion of the zoning administrator. The zoning administrator may approve a greater change in a dimensional standard based on the applicant demonstrating that the change is warranted by a master sign plan and development that represents an exceptional design, the use of quality materials, increased landscaping, and/or other amenities.

F. Non-conforming signs. Existing on-premise signs for which a sign permit was issued pursuant to the previous provisions of this chapter, and which have become nonconforming because of subsequent amendments to said chapter, shall be maintained in good condition and no such sign shall be:

1. Structurally changed to another nonconforming sign, although its copy may be changed.
2. Structurally altered in order to prolong the life of the sign, except to meet safety requirements, altered to increase the degree of nonconformity of the sign, or enlarged.
3. Re-established after damage or destruction if the estimated cost of reconstruction exceeds seventy (70) percent of the total structure, as determined by the zoning administrator.

#### **Section 17.382 Exempt Signs**

A. The following signs are exempt from the sign permit requirements of these regulations, and may be placed in any zoning district subject to the provisions of this chapter. Exempt signs shall otherwise be in conformance with all applicable requirements of this article, and the construction and safety standards of the city.

1. Official governmental signs or signs erected on behalf or pursuant to authorization of a governmental body, including but not limited to traffic control, legal notice and wayfinding signs.
2. Change of copy or message on legally permitted signs; provided that no structural changes are made to the sign, and provided that the name of the business to which the sign belongs is not changed.
3. Customer information signs less than six (6) square feet in sign area, as defined in Section 17.389. Such signs may be attached to the building, as

projecting or wall signs, suspended from a canopy or included as an integral part of a freestanding sign.

4. External use signs limited to an aggregate sign area of forty (40) square feet in area, as defined in Section 17.389.
5. Building identification and address signs not to exceed two (2) square feet in area for the purpose of identifying the name of a building, date of erection or other historical information.
6. Ideological signs, as defined in Section 17.389.
7. Signs erected by public utility companies, oil and gas companies, or construction companies to warn of danger or hazardous conditions, including signs indicating the presence of underground cables, gas lines and similar devices.
8. Any sign displayed on a window of a residential building, inside a residential building, and any sign inside a non-residential building that is not visible through a window.
9. Murals or works of art, as defined in Section 17.389.
10. Scoreboards in sports stadiums or fields.
11. Memorial signs, as defined in Section 17.389.
12. Private notification signs, such as “no trespassing”, “no dumping” and similar signs which do not exceed two (2) square feet in area, limited to four (4) such signs per use or per building, whichever is the greater number.
13. Temporary decorations or displays, if they are clearly incidental to, customarily, and commonly associated with any national, state, or local holiday or religious celebration; such signs may be of any type, number, area, height, location, illumination or animation.
14. Signs carried by a person and not set on or affixed to the ground.
15. Signs which identify restrooms, public telephones or provide instructions as required by law or necessity, provided the sign does not exceed two (2) square feet in area, such as “no smoking,” “restrooms,” “no solicitors,” “self-service” and similar signs.
16. Vending machine signs provided that the advertisement upon the vending machine sign is limited to the product vended.
17. Community Event Signs and Displays. Temporary decorations, and/or non-commercial signs including, but not limited to those associated with school activities, government-sponsored events, non-profit organizations,

celebrations, or commemorations that have significance to the entire community. All event notices shall be displayed no earlier than fourteen (14) days prior to the event and removed within three (3) days of the event's completion.

18. National, State, City or other political subdivision flags.

19. Corporate or decorative flags not exceeding fifteen (15) square feet in area.

### **Section 17.383 Prohibited Signs**

A. The following signs are prohibited except as noted:

1. All signs not expressly permitted under this chapter or exempt from regulation in accordance with the previous section are prohibited in the city.
2. Searchlights or similar devices used in connection with commercial premises for commercial purposes.
3. Vehicles or trailers parked on public right-of-way or public property, or on private property, so as to be visible from public right-of-way, which has attached thereto or located thereon one or more signs for the basic purpose of providing advertisement of products or directing people to a business or activity located on the same or nearby premises. This provision is not intended to prohibit any form of vehicular sign, such as an ideological sign, or a sign attached to a motor vehicle primarily used for purposes other than advertising.
4. Off-premise signs, as defined in Section 17.389, apart from those exceptions listed in Section 17.385 K.
5. Signs that emit any sound which is intended to attract attention.
6. Signs attached to trees or other plant materials.

B. No sign shall be attached to any utility pole or traffic control device; nor placed on any street, sidewalk or other public right-of-way. No sign shall be placed on any city property, unless a revocable permit is obtained prior to the placement or erection of the signs in accordance with Section 17.381 D.

1. In no event shall the minimum setback for a sign be less than four (4) feet from the edge of roadway, unless otherwise approved by the City Engineer.
2. In no event shall the following temporary sign types be permitted in the public right-of-way:
  - a. Balloons, Blimps and Inflatable Displays;
  - b. Banners including wave banners;

- c. Construction signs, except as provided for in Section 17.386 C;
- d. Model Complex signs, except directional signs provided for in Section 17.386 E 3; and
- e. Real Estate signs, except off-premise real estate signs provided for in Section 17.386 H 4.

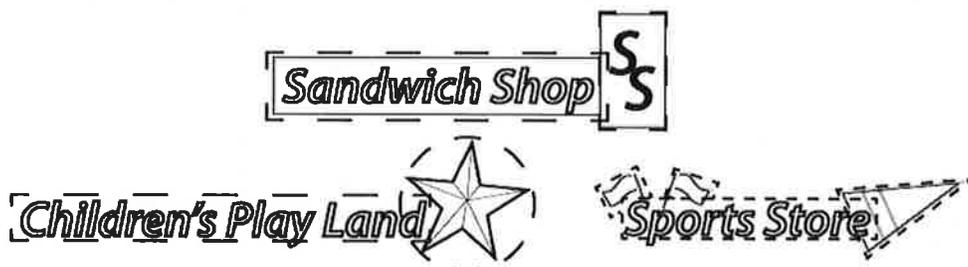
C. No sign shall obstruct the use of sidewalks, walkways, bike and hiking trails; the visibility of vehicles, pedestrians or traffic control signs; or any other existing sign. No sign shall be permitted which may obstruct the view in any direction at the intersection of a street or with an alley or driveway. All signs shall be, at a minimum, subject to the visibility provisions of Section 17.334. No sign shall be permitted which may contribute to confusion of traffic control devices or emergency service vehicles, or which hide or interfere with the effectiveness of such devices or vehicles. Any sign within the public right-of-way that poses a safety hazard such as signs that have fallen over, are in a state of disrepair, are torn or faded or have otherwise been defaced to where the content of the sign is not longer legible, may be removed by the City.

### **Section 17.384 Sign Measurement**

#### **A. Computation of Sign Area.**

1. The area of a sign face shall be computed by means of the smallest square, circle, rectangle, triangle, or combination thereof that will encompass the extreme limits of the message, logo, symbol, name, photograph, writing, representation, emblem, artwork, figure or other display used to differentiate the sign from the backdrop or structure against which it is placed (See Figure 17.384-1).

**Figure 17.384-1: Sign Measurement Detail**

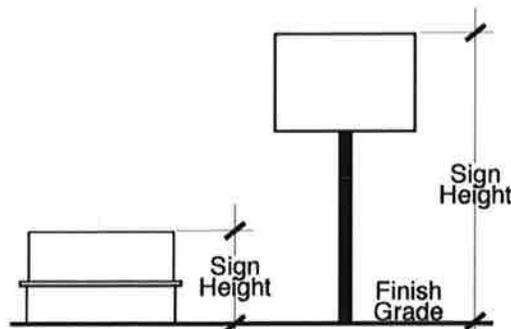


2. Any supporting framework, bracing, poles, fence or wall, or architectural feature or landscape element that is clearly incidental to the sign display shall not be computed as sign area.
3. For the purpose of determining sign area and the allowable number of wall signs, a wall shall be considered the entire building side or elevation, and not each articulated wall face per building side or elevation.

4. All sign faces visible from one point shall be counted and considered part of the maximum total sign area allowance for a sign; when two identical sign faces are placed back to back and are not more than forty two (42) inches apart, the sign area shall be computed by the measurement of one of the sign faces.
5. The maximum aggregate sign area for all allowable on-premise permanent and temporary signs shall not exceed three hundred (300) square feet in area with the exception of signs located within a one-quarter (1/4) mile radius of an interstate highway interchange as described below.
6. For a non-residential use located within a one-quarter (1/4) mile radius of an interstate highway interchange, a freestanding pole sign with a sign area of up to four hundred and eighty (480) square feet is permitted in addition to all other signs on the site not exceeding three hundred (300) square feet in aggregate sign area provided that such sign is in compliance with the Colorado Outdoor Advertising Act and the regulations promulgated thereunder. Freestanding pole signs proposed to be erected within a one-quarter (1/4) mile radius of an interstate highway interchange shall not be eligible for the bonus provided in Section 17.381 E 2.
7. The allowable sign area for exempt signs listed in Section 17.382 shall not be included in maximum aggregate sign area calculations; however, exempt signs that exceed their maximum allowable sign area, where applicable, shall be included in maximum aggregate sign area calculations.
8. Temporary uses as identified in Section 17.393 (Temporary Uses) shall have a maximum aggregate sign area of twenty five (25) square feet. This maximum sign aggregate shall be in addition to the maximum sign area aggregate of three hundred (300) square feet for on-premise permanent and temporary signs for the property on which the temporary use is located.

B. Computation of Sign Height. The height of any sign shall be determined by the distance between the top most portion of the sign structure and the average ground elevation at the base of the sign (See Figure 17.384-2). The grade shall not be artificially changed solely to affect the sign height measurement.

**Figure 17.384-2: Sign Height Detail**

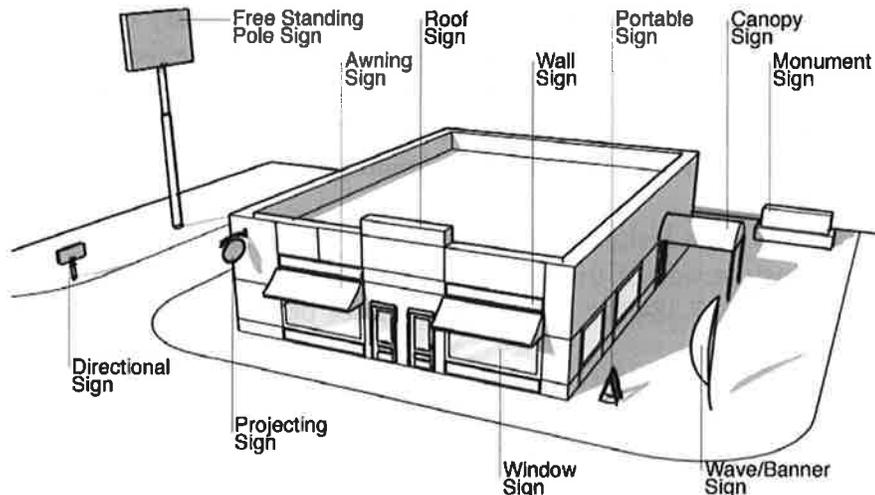


### Section 17.385 Standards for Specific Sign Types

A. General. The following standards are applicable to all signs:

1. Sign Identification. All permanent signs shall be identified by a label, nameplate or trademark identifying the manufacturer and/or installer of the sign.
2. Owner Consent. No sign permit for any permanent sign shall be issued for any sign on private property without written consent of the property owner or the owner's authorized agent.
3. Lighting. The light from any light source intended to illuminate a sign shall be so shaded, shielded or directed so that the light intensity or brightness shall not cause glare to adversely affect surrounding properties, or cause glare to adversely affect safe vision of pedestrians or operators of vehicles moving on public or private streets, driveways or parking areas.
4. Overhangs. The lowest point of a sign that extends over an area intended for pedestrian use shall not be less than nine (9) feet above the finished grade below it. The lowest point of a sign that extends over an area intended for vehicular use shall not be less than fourteen (14) feet above the finished grade below it.

**Figure 17.385-1: Sign Type Examples**

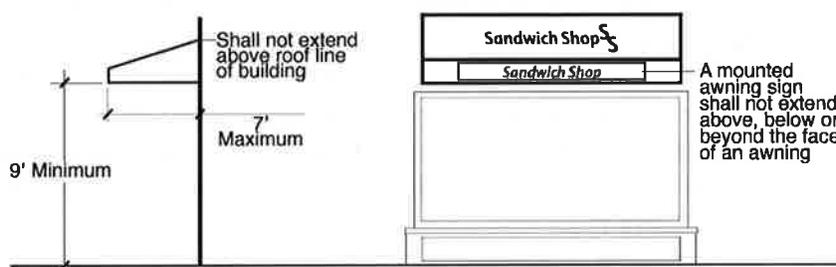


B. Awning Signs.

1. Location. Signs may be placed only on awnings that are located on first- and second-story building frontages, including those fronting a parking lot or pedestrian way. An awning may include a printed or mounted sign. No sign mounted to an awning shall project beyond, above or below the face of an awning.

2. **Quantity, Area and Height.** Sign quantity and area shall comply with the requirements established by Section 17.387 (Sign Standards by Zoning District). No structural element of an awning shall be located less than nine (9) feet above finished grade. Awnings on which signs are printed or mounted shall not extend over a public right-of-way more than seven (7) feet from the face of a supporting building. No awning, with or without signage, shall extend above the roof line of any building.
3. **Lighting.** Awnings shall not be internally illuminated. Lighting directed downwards that does not illuminate the awning is allowed.

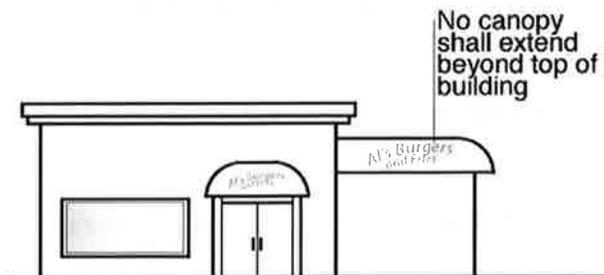
Figure 17.385-2: Awning Sign Detail



### C. Canopy Signs.

1. **Quantity, Area and Height.** Sign quantity and area shall comply with the requirements established by Section 17.387 (Sign Standards by Zoning District). No canopy, with or without signage, shall extend above the roof line of any building. No canopy sign shall project above the top of the canopy upon which it is mounted. However, a sign may project horizontally from the face of a canopy the distance necessary to accommodate the letter thickness and required electrical equipment, but not more than twelve (12) inches.

Figure 17.385-3: Canopy Sign Detail



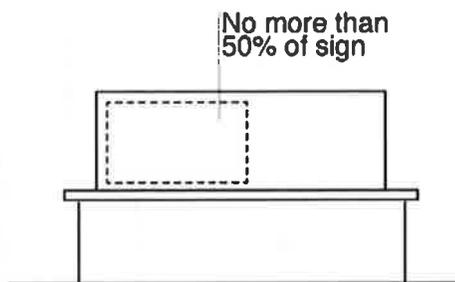
### D. Directional Signs.

1. **Location.** On-premise entrance, exit, and other directional signs shall be allowed per a sign plan approved by the zoning administrator. The signs shall be no closer than five (5) feet from any property line.
2. **Quantity, Area and Height.** The sign shall comply with the quantity, area and

height requirements established in 17.387 (Sign Standards by Zoning District).

#### E. Electronic Message Centers.

1. Location. An electronic message center may be integrated into a non-residential, on premise, freestanding pole or monument sign only. Existing signage proposed for conversion to the use of an electronic message center shall conform to the sign standards in this chapter prior to issuance of a sign permit. Non-conforming signs shall not be eligible for conversion to an electronic message center.
2. Quantity, Area and Height. The sign shall comply with the quantity, area and height requirements established for freestanding pole or monument signs in Section 17.387 B (Standards for Non-Residential Zoning Districts). The maximum size of an electronic message center on any individual sign shall not exceed fifty percent (50%) of allowable sign area (see Figure 17.385-4). Electronic message centers shall not be eligible for the bonus provided in Section 17.381 E 2.
3. Lighting. Lighting from the electronic message center shall not exceed 0.3 foot candles between dusk to dawn as measured from the sign's face. The electronic message center shall have automatic dimmer software or solar sensors to control brightness for nighttime viewing. The intensity of the light source shall not produce glare, the effect of which constitutes a traffic hazard or cause glare to adversely affect safe vision of pedestrians. Documentation shall be provided from the sign manufacturer which verifies compliance with auto dimming and brightness requirements.
4. Transition Method. The electronic message center shall be limited to static messages, changed only through either dissolve or fade transitions, which may otherwise not have movement, or the appearance or optical illusion of movement, of any part of the sign structure, design, or pictorial segment of the sign, including the movement of any illumination or the flashing scintillating or varying of light intensity.
5. Transition Duration. The transition duration between messages shall not exceed one (1) second.
6. Message Hold Time. The message hold time shall be a minimum of ten (10) seconds.

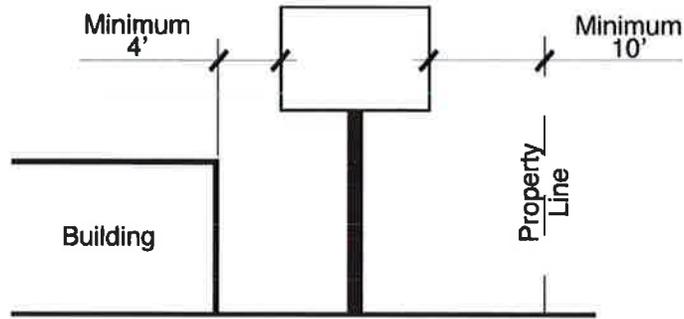
**Figure 17.385-4: Electronic Message Center Detail****F. Flags.**

1. **Location.** Corporate flags shall only be permitted in non-residential zoning districts; all other flags are allowed in any zoning district. No part of any flag shall, when fully extended, protrude over any public right-of-way in any direction.
2. **Area and Height.** No flag shall exceed one hundred (100) square feet in area. Flagpoles shall not exceed thirty (30) feet in height; except within a one-quarter ( $\frac{1}{4}$ ) mile radius of an interstate highway interchange, a flagpole shall not exceed sixty (60) feet.

**G. Freestanding Pole Signs.**

1. **Location.** The sign shall be located on a site frontage adjoining a public or private street, easement or right-of-way. No freestanding sign in any zoning district can be erected closer than ten (10) feet from any property line, or closer than four (4) feet to any building (See Figure 17.385-5). No freestanding signs in a non-residential zoning districts shall be located less than twenty-five (25) feet from any property line adjacent to a residential zoning district line.
2. **Quantity, Area and Height.** The sign shall comply with the quantity, area and height requirements established in Section 17.387 (Sign Standards by Zoning District).
3. **Landscaping.** Landscaping shall be provided at the base of the supporting structure in an appropriate amount to be determined by the zoning administrator during review of a sign plan. The zoning administrator may waive this requirement if it is determined that the landscaping would not contribute significantly to the overall aesthetic character of the project, or if physical conditions of the site would preclude all or a portion of the landscaping.

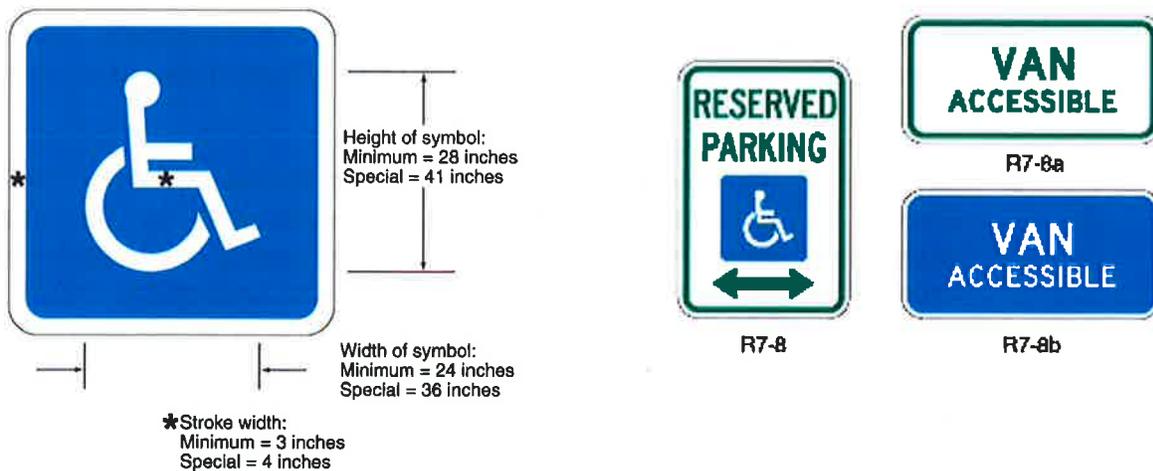
**Figure 17.385-5: Freestanding Pole Sign Detail**



H. Handicap Parking Signs.

1. Location. Handicap parking space signage shall be installed as required by Section 17.344 and show the symbol of accessibility (see Figure 17.385-6).
2. Quantity, Area and Height. The sign shall be a minimum twelve (12) inches wide and eighteen (18) inches high centered between three (3) feet and five (5) feet above the ground at the head of the required space and may be mounted on a pole or structure. The sign shall have a white background with green lettering stating “Reserved Parking” and the white international symbol of accessibility on blue background. Van accessible spaces shall have an additional sign, “Van Accessible”, mounted below the symbol of accessibility. The accessibility parking space shall be striped in white on the pavement and marked with the international symbol of accessibility. The symbol shall be a minimum twenty-eight (28) inches in height and twenty-four (24) inches in width with the blue background symbol and optional white border.

**Figure 17.385-6: Handicap Parking Sign Details**



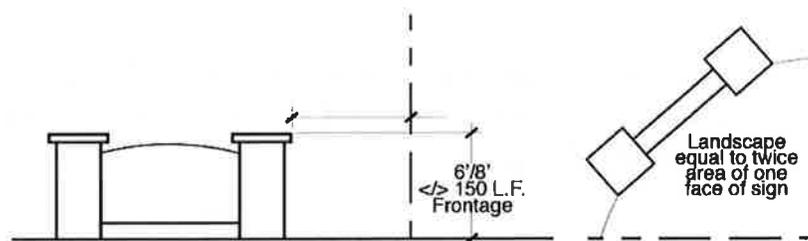
J. Monument Signs.

1. Location. The sign shall be located on a site frontage adjoining a public or

private street, easement or right-of-way. The minimum setback from any property line shall be equal to the height of the sign. Upon approval of the zoning administrator, a monument sign can be integrated into a fence or wall.

2. Quantity, Area and Height. The sign shall comply with the quantity, area and height requirements established in 17.387 (Sign Standards by Zoning District).
3. Landscaping. Landscaping shall be provided at the base of the supporting structure equal to twice the area of one face of the sign. For example, twenty (20) square feet of sign area equals forty (40) square feet of landscaped area. The zoning administrator may reduce or waive this requirement if it is determined that the additional landscaping would not contribute significantly to the overall aesthetic character of the project, or if physical conditions of the site would preclude all or a portion of the landscaping.

**Figure 17.385-7: Monument Sign Detail**



K. Off-Premise Signs. No off-premise signs are permitted with the exception of:

1. Signs within a commercial center established through a master sign plan per Section 17.381 E.
2. Directional signs within a residential subdivision consisting of multiple filings with similar names.
3. Certain temporary signs as described in Section 17.386.
4. Billboards existing prior to the adoption of Ordinance Number 785.

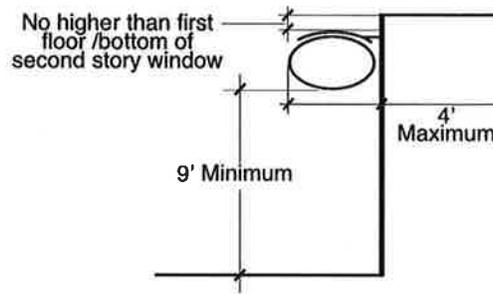
L. Projecting Signs.

1. Location. Projecting signs shall be placed on a ground floor facade, except for businesses located above the ground level with direct exterior pedestrian access.
2. Quantity, Area and Height. Sign quantity and area shall comply with the requirements established by Section 17.387 (Sign Standards by Zoning District). Projecting signs shall not be higher than the wall from which the sign projects if attached to a single story building, or the height of the bottom of any second story window if attached to a multi-story building. Projecting

signs shall have a minimum of nine (9) feet clearance.

3. Projection. The sign shall not extend more than four (4) feet from the building wall.

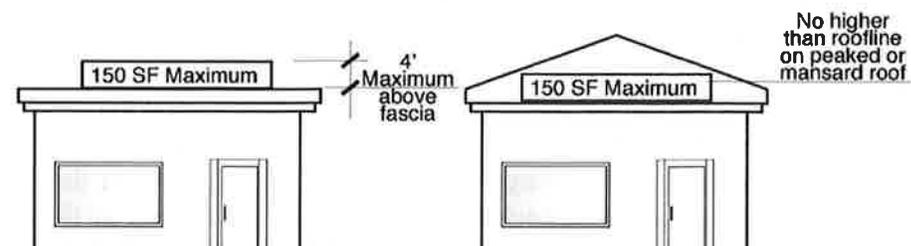
**Figure 17.385-8: Projecting Sign Detail**



#### M. Roof Signs.

1. Location. A permanent on-premise, non-residential use roof sign may be permitted subject to approval by the zoning administrator, based on the following criteria:
  - a. The nature of the use, the size of the site or other physical constraints results in a situation where either a wall or freestanding sign cannot be installed without practical difficulties.
  - b. The negative impact on the visual character of the site or surrounding area resulting from the installation of a roof sign can be minimized through the use of quality materials and compatible colors.
  - c. The sign is not a temporary sign, and does not include an electronic message board.
2. Quantity, Area and Height. The sign shall comply with the quantity, area and height requirements established in Section 17.387 B (Standards for Non-Residential Zoning Districts).

**Figure 17.385-9: Roof Sign Detail**



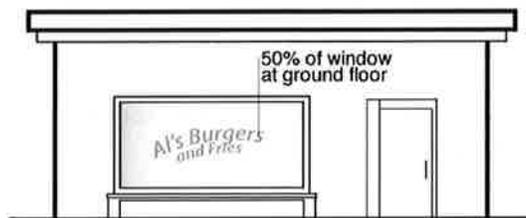
#### N. Wall Signs.

1. Location. The sign shall not be placed to obstruct any portion of a window, doorway or other architectural detail.
2. Quantity, Area and Height. The sign shall comply with the quantity and area requirements established in Section 17.387 (Sign Standards by Zoning District). Wall signs shall not be higher than the eave line of the principal building.
3. Projection. No sign part, including cut-out letters, may project from the building wall more than required for construction purposes and in no case more than twelve (12) inches.

#### O. Window Signs.

1. Maximum area. When a sign is displayed in a window and is visible beyond the boundaries of the lot upon which the sign is displayed, the total area of such sign shall not exceed:
  - a. Fifty (50) percent of the window or door area at the ground floor level.
  - b. Fifty (50) percent of the total allowable sign area for the premises.
2. Lighting. All illuminated window signs shall be included in the total allowable sign area for the premises.

**Figure 17.385-10: Window Sign Detail**



#### P. Home Occupation Signs.

1. Location: The sign may be placed on the wall of any structure or fence or mounted in the yard.
2. Quantity, Area and Height: Only one sign per residence not exceeding four (4) square feet in area. Signs placed in the yard may not exceed three (3) feet in height (See Figure 17.386-6). Signs placed on fences may not be placed higher than the top of the fence. Signs placed on buildings shall be no higher than the roof or parapet line.

3. No home occupation sign shall be illuminated, animated or constructed of reflective materials.

**Section 17.386 Temporary Signs.**

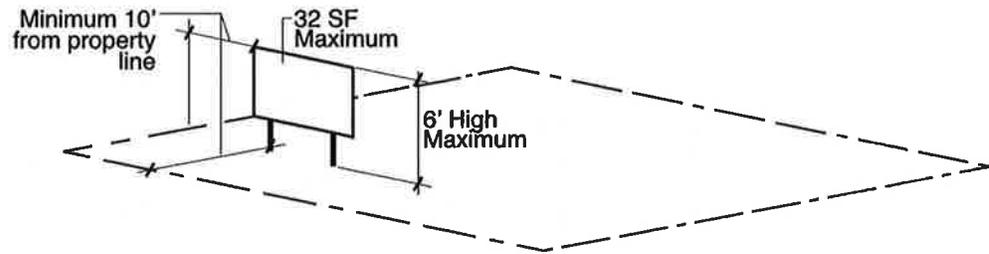
A. Balloons, Blimps and Inflatable Displays. Balloons, blimps, or other inflatable displays are allowed for grand openings and special events within any zoning district, provided that such events shall not to exceed fourteen (14) days during any one (1) three month period during a calendar year. Display time may be any combination of consecutive days or equal weekend periods and may occur up to four times in a calendar year. Balloons, blimps and other inflatable displays shall be securely anchored or tethered to the ground, building or structure.

B. Banners.

1. Banners shall not exceed one-fifth (0.20) square feet of area per lineal foot of property line on residentially zoned or RMU zoned lots, up to a maximum area of one hundred (100) square feet.
2. Banners shall not exceed one-half (0.50) square feet for each linear foot of exterior wall for all lots that are not zoned residentially or on MU zoned lots, up to a maximum area of one hundred (100) square feet.
3. Allowable square footage can be split among several banners or allocated to one single banner.
4. No banner shall be illuminated, animated or constructed of reflective materials.
5. Each banner must be kept in good repair (not frayed, ripped, faded or sagging) and must remain firmly attached to the building, structure or other apparatus (e.g. fences, t-posts, poles, etc.) from which it is displayed.
6. Banner display shall comply with Section 17.383; banners shall not be attached to vehicles.

C. Construction Signs.

1. Construction projects. One (1) sign shall be allowed per lot. The sign shall not exceed thirty-two (32) square feet in area, and shall not be erected until a building permit has been issued for the building or structure on the lot. The sign shall be setback a minimum of ten (10) feet from any property line, and shall not exceed six (6) feet in height. The sign shall be removed within fourteen (14) days after the issuance of a certificate of occupancy for the building or structure. Off-premise signs directing the public to a business during road construction shall be allowed; if within public right-of-way, the off-premise sign shall be subject to a revocable permit obtained in accordance with Section 17.381 D.

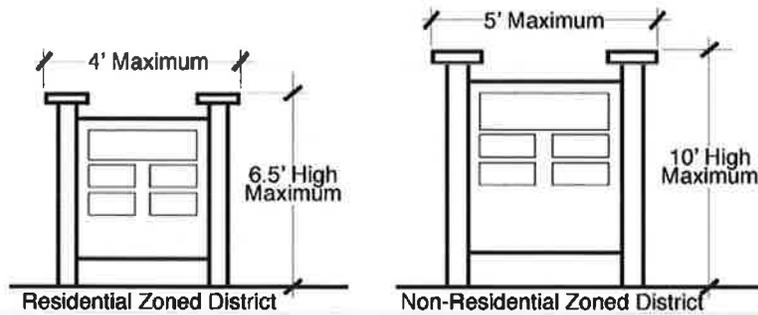
**Figure 17.386-1: Construction Sign Detail**

2. Building or site improvement projects. One (1) sign per business for building or site improvement companies conducting repairs or improvements to structures, buildings or landscaping on a lot. The sign shall not exceed four (4) square feet in area and three (3) feet in height. The sign shall only be erected during construction and be removed within fourteen (14) days after the completion of the project.

D. Directional Sign Plazas. These signs are intended for the advertising of vacant lots or model homes that need traffic to be directed for sales purposes. Off premise, directional sign plazas that list homebuilders and directions to model homes or vacant lots are permitted in any zoning district. Notwithstanding any other provisions of these regulations, the zoning administrator may approve and permit off premise, directional sign plazas subject to the following requirements and limitations:

1. Individual homebuilder signs are not allowed unless they are a part of an approved directional sign plaza application submitted by the developer, and not an individual homebuilder, for a residential development project.
2. Directional sign plazas shall not exceed six and one half (6.5) feet in height and four (4) feet in width in residential zoned districts, and ten (10) feet in height and five (5) feet in width in nonresidential-zoned districts. See Figure 17-386-2.
3. Directional sign plaza structures shall be ladder type with individual sign panels for each homebuilder of uniform design.
4. Directional sign plazas, or any part thereof, shall not be illuminated.
5. Directional sign plazas shall include a breakaway design if located within public rights-of-way.

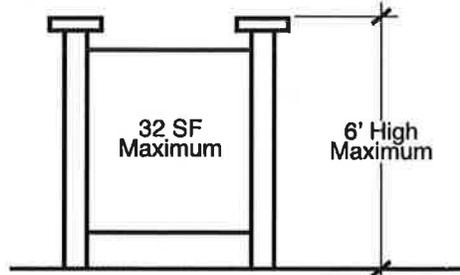
Figure 17.386-2: Directional Sign Plaza Detail



E. Model Complex Signs. These signs shall be located on the project site and conform to the following requirements:

1. One (1) sign per complex not to exceed thirty-two (32) square feet in area, or more than six (6) feet in height (see Figure 17-386-3).
2. One (1) sign per model not to exceed six (6) square feet in area.
3. Two (2) directional signs, not to exceed four (4) square feet each. Directional signs shall only be located within the model complex or at the entryway to the development.
4. Signs are to be removed when complex ceases to be model home complex.

Figure 17.386-3: Model Complex Sign Detail



F. Portable Signs. Portable signs shall be securely anchored to the ground, a building, or structure, and weighted sufficiently to prevent movement by wind. A portable sign shall be displayed only during business hours of operation.

1. No more than one (1) portable sign shall be permitted per business, per street frontage.
2. A portable sign shall not exceed sixteen (16) square feet in area.
3. A portable sign shall not exceed four (4) feet in height.

G. Posted Notice Signs. Posted notice signage required by Section 17.612 B. shall consist of at least one (1) sign facing each adjacent public right-of-way. In the case of a variance request

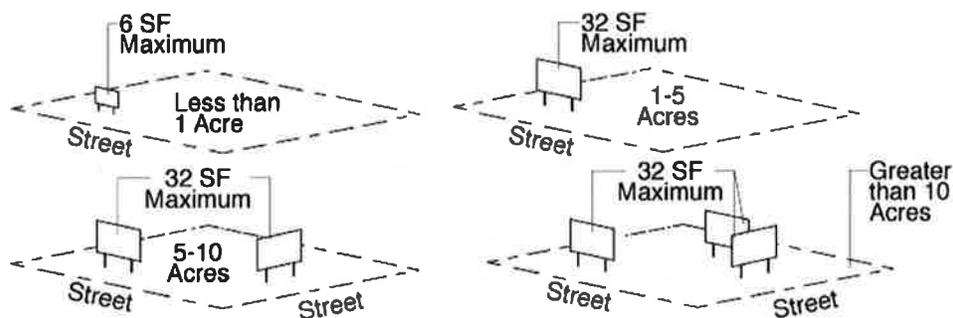
at least one (1) sign shall be posted on site in the general vicinity of where the variance is being considered.

## H. Real Estate Signs.

### 1. Residential Zoning Districts and Uses:

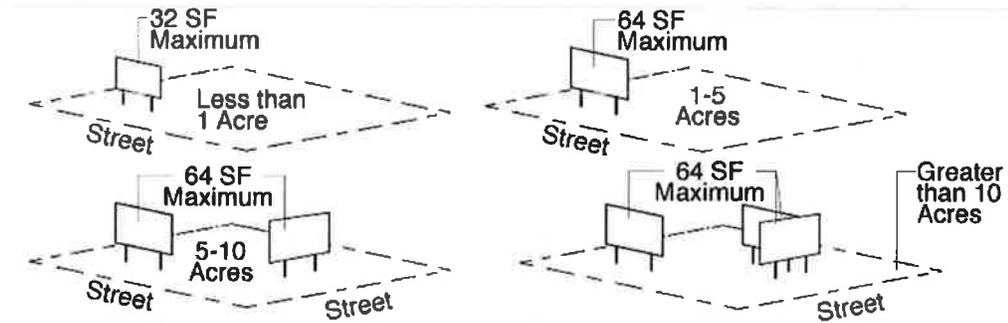
- a. Less than one (1) acre: one (1) sign per street frontage not to exceed six (6) square feet in area per sign.
- b. One (1) to five (5) acres: one (1) sign per street frontage not to exceed thirty-two (32) square feet in area per sign.
- c. Five (5) to ten (10) acres: two (2) signs not to exceed thirty-two (32) square feet per sign, or one (1) sign not to exceed sixty-four (64) square feet in area.
- d. Greater than ten (10) acres: three (3) signs not to exceed thirty-two (32) square feet per sign, or two (2) signs not to exceed forty-eight (48) square feet, or one (1) sign not to exceed ninety-six (96) square feet.

**Figure 17.386-4: Residential Real Estate Sign Details**



### 2. Nonresidential Zoning Districts and Uses:

- a. Less than one (1) acre: one (1) sign per street frontage not to exceed thirty-two (32) square feet in area per sign.
- b. One (1) to five (5) acres: one sign per street frontage not to exceed sixty-four (64) square feet in area per sign.
- c. Five (5) to ten (10) acres: two (2) signs not to exceed sixty-four (64) square feet in area per sign, or one (1) sign not to exceed one hundred twenty-eight (128) square feet in area.
- d. Greater than ten (10) acres: three (3) signs not to exceed sixty-four (64) square feet in area per sign, or two (2) signs not to exceed one hundred twenty-eight (128) square feet in area per sign.

**Figure 17.386-5: Nonresidential Real Estate Sign Details**

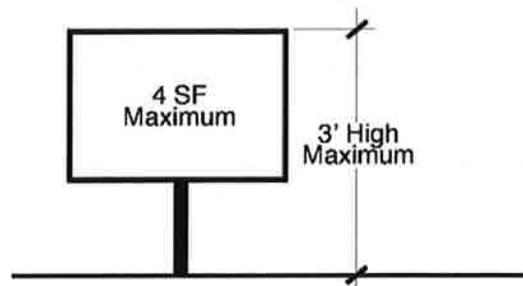
3. Residential and non-residential real estate signs are to be removed fourteen (14) days after sale or lease of property.
4. Off-premise signs directing the public to a home or lot for sale or home for rent shall be allowed in any zone district, subject to the following requirements:
  - a. No more than one (1) sign per home, or lot for sale or home for rent. For multiple lots for sale by a homebuilder, no more than one (1) sign at the entrance to a subdivision.
  - b. The sign shall not exceed four (4) square feet in area.
  - c. The sign shall be removed within fourteen (14) days of the lot sale or home rental. For multiple lots for sale by a homebuilder, the sign shall be removed within fourteen (14) days after the last home or lot is sold.
5. One (1) additional real estate sign, or a sign area bonus of up to 25%, may be permitted on any lot at the discretion of the Zoning Administrator.

I. Snipe Signs and Special Event Signs.

1. The following applies to all snipe signs and all special event signs except where otherwise limited:
  - a. Snipe signs are allowed between the hours of 12:00 p.m. (noon) on Friday through 12:00 p.m. (noon) on the following Monday.
  - b. Special event signs, including but not limited to garage sale and grand opening signs, may be displayed beginning forty-eight (48) hours before an event and must be removed within twenty-four (24) hours of the conclusion of an event.
  - c. One (1) snipe sign shall be allowed per 250 lineal feet of street frontage per applicant, business or group.

- d. Signs shall not exceed four (4) square feet in area and three (3) feet in height (see Figure 17-386-6).
- e. Signs shall be located in a manner that maintains the corner visibility requirements in accord with Section 17.334 and shall be a minimum of two (2) feet from any public or private street, alley, sidewalk or other pedestrian pathway as measured from the curb, pavement or path surface, whichever is closest.
- f. Any signs that are placed in front, behind or adjacent to another sign shall be placed no closer than four (4) feet from any other sign so that all signage is visible and not obstructed.
- g. Signs shall be fastened to a post(s) that is securely imbedded into the ground or to a similar device approved by the City. No a-frame signs or signs attached to trees, benches, public facilities, poles, signposts or other similar public infrastructure and improvements are permitted.
- h. Signs shall not be placed within City-owned property or right-of-way unless a revocable permit has been approved. Signs may not be placed within State roadway right-of-way without the express approval of the Colorado Department of Transportation (CDOT). Signs are not allowed upon any median, park property, or public building property (i.e. City Hall).
- i. Signs shall not be placed in the right-of-way adjacent to a front or side yard of any residential property.
- j. Snipe signs shall not be illuminated.
- k. Enforcement and Fees. The Code Enforcement Officer or designated representative shall be authorized to remove and dispose of any unauthorized sign or any sign that is in violation of this section without notification to the sign owner. The City may impose fees for the retrieval of any signs that are placed in the public right-of-way or on public property without an approved revocable permit, or signs that do not otherwise meet the regulations contained herein. The city council shall establish the fee.

**Figure 17.386-6: Snipe and Special Event Sign Detail**



**Section 17.387 Sign Standards by Zoning District**

A. Standards for Residential Zoning Districts. Signs in the LLR, RA, R1, MF, MHP, MHS, POS, and RMU zoning districts and residential land use designations within a PUD zoning district shall be subject to the following standards:

Sign Type	Maximum Number	Maximum Area	Maximum/Minimum Height
Awning or Canopy Sign	Unlimited	0.5 square feet of signage for each linear foot of awning or canopy	No higher than roof or parapet line; 9 feet minimum pedestrian clearance; 14 feet minimum vehicular clearance
Directional Sign	Per approved sign plan	6 square feet	No higher than 4 feet
Freestanding pole sign	1 per public, quasi-public or institutional use	35 square feet	No higher than 8 feet
Monument sign	1 per public, quasi-public or institutional use; 1 per permitted use in the RMU district ; 2 per main entrance to a subdivision, multi-family housing complex or mobile home park	35 square feet	No higher than 6 feet
Wall Sign	1 per principal multifamily building, per street frontage	20 square feet	No higher than roof or parapet line
	1 per public, quasi-public or institutional use; 1 per permitted non-residential use in the RMU district	20 square feet	No higher than roof or parapet line
Home Occupation Sign	1 per residence	4 square feet	Yard Mounted: 3 feet Wall Mounted: No higher than roof or parapet line Fence Mounted: No higher than the top of the fence.

B. Standards for Nonresidential Zoning Districts. Signs in the CMU, MU, NC, VC, RC, BP, SO, and PI zoning districts, and non-residential land use designations within a PUD zoning district shall be subject to the following standards:

Sign Type	Maximum Number	Maximum Area	Maximum/Minimum Height
Awning or Canopy Sign	Unlimited	0.5 square feet of signage for each linear foot of awning or canopy	No higher than roof or parapet line; 9 feet minimum height pedestrian clearance; 14 feet minimum height vehicular clearance
Directional Sign	Per approved sign plan	6 square feet	No higher than 4 feet, except when used on a vehicular

Sign Type	Maximum Number	Maximum Area	Maximum/Minimum Height
			clearance structure: minimum of 14 feet
Freestanding Pole Sign	One per legal lot of record < 3 acres in size	150 square feet. An electronic message center may be integrated up to 50% of allowed sign area.	No higher than 30 feet
	One per street frontage >500 lineal feet on a legal lot of record > 3 acres in size	150 square feet. An electronic message center may be integrated up to 50% of allowed sign area.	No higher than 30 feet
	Pole Sign within ¼ mile radius of interstate highway interchange	480 square feet	No higher than 60 feet
Monument Sign	One per business or industrial establishment	50 square feet. An electronic message center may be integrated up to 50% of allowed sign area.	No higher than 6 feet for lots < 150 lineal feet of frontage; 8 feet for lots > 150 lineal feet of frontage
Projecting Sign	One per building entrance	15 square feet	No higher than roof or parapet line; 9 feet minimum height
Roof Sign	1 per principal building	150 square feet	No higher than 4 feet above the roofline, parapet or fascia wall on a flat roof; no higher than roofline on a peaked or mansard roof
Wall Sign	Unlimited. Within allowed maximum area	1.5 square feet of area per lineal foot of exterior wall frontage, up to a maximum of 300 square feet for entire building	No higher than 25 feet and not higher than the eave line of the principal building
Window Sign	Unlimited. Within allowed maximum area	50% of the window area	Not Applicable

### **Section 17.388 Sign Design, Installation and Maintenance**

#### **A. Sign Design**

1. The design of the sign including copy, lettering size and style, and colors shall logically relate to the average speed of the motorists who will see it. Signs shall legibly convey their messages without being distracting or unsafe to motorists reading them.
2. All signs shall be designed to complement or enhance the other signs for a building or development. Whenever possible, signs located on buildings with the same wall elevation shall be placed at the same height, in order to create a unified sign band.

#### **B. Sign Installation**

1. All permanent signs and all components thereof, including sign structures and sign faces, shall be installed in compliance with all building and electrical codes.
2. Except for flags, window signs, portable signs and temporary signs conforming to the requirements of this chapter, all signs shall be constructed of high quality durable materials and shall be permanently attached to the ground, a building, or another structure by direct attachment to a rigid wall, frame, or structure.

### C. Sign Maintenance

1. All signs shall be maintained in good structural condition, in compliance with all building and electrical codes, and in conformance with this chapter, at all times.
2. All signs, including sign structures and sign faces, shall be kept neatly painted, including all metal parts and supports that are not galvanized or of rust-resistant metals, and in a general state of good repair. For the purposes of this section, good repair shall mean that there are no loose, broken, torn or severely weathered portions of the sign structure or sign face or fading of the sign such that the sign message is no longer legible.
3. Any permanent sign that is a) owned by more than one property owner, b) is a multi-tenant sign that advertises more than one business, or c) or is a subdivision entry sign, shall be placed within a sign easement or sign tract that is recorded in the Office of the El Paso County Clerk and Recorder with ownership and maintenance provisions specified.
4. Any sign that has not been used in a bona fide manner as a sign for a consecutive period of one hundred and eighty (180) days shall be deemed as abandoned.
5. The Zoning Administrator may inspect any sign and shall have authority to order the painting, repair, alteration or removal of a sign and/or sign structure that constitutes a hazard to safety, health or public welfare by reason of abandonment or inadequate maintenance, dilapidation or obsolescence.
6. Whenever a business, industry, service or other use is discontinued, any sign or sign copy pertaining to the use shall be removed by the person or entity owning or having possession of the property within one hundred and eighty (180) days after the discontinuance of such use, except a sign advertising the lease or sale of the building.
7. All electronic message center displays shall be equipped with a malfunction display and the ability to automatically shut off if a malfunction occurs. An electronic message center under repair shall be shut off.

**Section 17.389 Sign Definitions**

A. As used within this section, the following terms, phrases, words and their derivations shall have the following meanings:

1. ***Abandoned Sign.*** A sign for a business or use that does not exist at that address, building or property.
2. ***Animated Sign.*** Any sign which has any visible moving part, flashing lights, visible mechanical movement of any description, or other apparent visible movement achieved by any means that move, change, flash, or visibly alters in appearance in a manner that is not permitted by this chapter.
3. ***Awning Sign.*** A wall sign which is painted, stitched, sewn or stained onto the exterior of an awning. An awning is a movable shelter supported entirely from the exterior wall of a building and composed of non-rigid materials except for the supporting framework.
4. ***Banner.*** A temporary sign having characters, letters illustrations or ornamentations applied to flexible material (e.g. vinyl, plastic, canvas, cloth, fabric or other lightweight non-rigid material) with only such material for a backing, which may project from, hang from or be affixed to a building, structure or other device such as fences, t-posts or poles. Banners include but are not limited to building decals, cable-hung banners and wave banners.
5. ***Billboard.*** A large sign which directs attention to a business, activity, commodity, service, entertainment or communication which is not conducted, sold, or offered at the premises on which the sign is located, or which does not pertain to the premises upon which the sign is located.
6. ***Building Identification Sign.*** A sign which establishes the identity of the occupant by listing their name or professional title, which establishes the identity of a building or building complex by name or symbol only, or which indicates street address and name. The term identification sign shall not include signs identifying commercial or industrial uses or a commodity or service offered on the premises.
7. ***Commercial Sign.*** A sign advertising, identifying, directing attention to or otherwise relating to commerce and to property, goods or services for sale, lease, exchange or any other transaction where value is given or received by any party to the transaction.
8. ***Community Event Sign.*** A temporary non-commercial sign, decorations, and/or display associated with school activities, city-sponsored events, non-commercial and/or non-profit organizations, celebrations, or commemorations that have significance to the entire community.
9. ***Canopy Sign.*** A wall sign that is permanently affixed to a roofed shelter supported by a building, or combination of a building and columns.

10. **Construction Sign.** A temporary sign erected on the premises on which construction is taking place, during the period of such construction, indicating the names of the architects, engineers, landscape architects, contractors or similar artisans, and the owners, financial supporters, sponsors, and similar individuals or firms having a role or interest with respect to the structure or project.
11. **Corporate Flag.** Any flag other than a nation, state or city flag which has copy or a logo.
12. **Customer Information Sign.** A sign which identifies, as a courtesy to customers, items such as credit cards accepted, menus, prices, hours of operation, lotto tickets sold here, redemption stamps offered, open or closed, or similar items that may be attached to or painted on a structure, building or window.
13. **Decorative Flag.** A flag or pennant with no copy or logo.
14. **Directional Sign.** A non-commercial sign directing or guiding vehicular traffic on private property (e.g. enter, exit, drive-through-lane, parking, or similar signs). Logos and business names are permitted as needed to complete the directional message.
15. **Electronic Message Center.** A sign that is capable of displaying words, symbols, figures or images that can be electronically or mechanically changed by remote or automatic means.
16. **External Use Sign.** A sign provided outside of a principal commercial use that provides information to customers in motor vehicles about the products or services available on the premises, e.g., signs for drive-through menus, ATM machines, car wash vacuum, gas station air compressor and similar accessory commercial uses or structures.
17. **Freestanding Pole Sign.** Any non-moveable sign, not affixed to a building, with poles or supports
18. **Ideological Sign.** A temporary or permanent sign communicating a message or ideas for noncommercial purposes, including signs relating to political campaigns or issues.
19. **Memorial Sign.** A sign or plaque identifying a site, structure or building, which may include but is not limited to names or dates of construction, use, or historical designation.
20. **Message Hold Time.** The time interval a static message must remain on the display before transitioning to another message.

21. **Monument Sign.** A freestanding sign with the entire bottom of the sign affixed to the ground that identifies a business, institution, subdivision or development.
22. **Mural.** A picture or graphic illustration applied directly to a wall of a building that does not advertise or promote a particular business, service or product.
23. **Non-commercial Sign.** A sign which is not an on-premise or off-premise sign and that does not identify, advertise or attract attention to a business, product or service, or propose an economic transaction. Non-commercial signs include but are not limited to: signs expressing political views, religious views, signs of non-profit organizations related to their tax-exempt purposes or community event signs.
24. **Nonconforming Sign.** Any sign that does not conform to the requirements of this chapter.
25. **Off-Premise Sign.** A sign or billboard which is used or intended for use to advertise, identify, direct or attract the attention of the public to a business, institution, product, organization, or location offered or existing elsewhere than upon the same lot, tract or parcel of land where such sign or billboard is displayed.
26. **On-Premise Sign.** A sign, which advertises or directs attention to a business, product, service, or activity that is available on the premises where the sign is located.
27. **Permanent Sign.** Any sign constructed of permanent materials and permanently attached to the ground, a building, or another structure by direct attachment to a rigid wall, frame, or structure.
28. **Portable Sign.** A moveable sign that is not permanently affixed to a building, structure, or the ground.
29. **Projecting Sign.** A sign that is wholly or partly dependent upon a building for support and which projects horizontally beyond the surface of the building to which the sign is attached.
30. **Private Notification Sign.** Signs that regulate actions on private property, e.g., no trespassing and similar signs.
31. **Real Estate Sign.** A temporary sign intended to advertise the financing, development, sale, transfer, lease, exchange, availability or rent of land, buildings, or apartments
32. **Roof Sign.** Roof sign shall mean a sign on or above a roof of a building or structure.

33. **Sign.** Any name, figure, character, outline, display, announcement, or device, or structure supporting the same, or any other device of similar nature designed to attract attention outdoors, and shall include all parts, portions, units, and materials composing the same, together with the frame, background, and supports or anchoring thereof. A sign shall not include any architectural or landscape features that may also attract attention.
34. **Sign Area.** The total display surface of a sign, exclusive of frames, posts and other supporting structure. Each side, or face, of a sign shall be measured in determining the sign area.
35. **Sign Height.** The distance between the top most portion of the sign structure and the average ground elevation at the base of the sign.
36. **Sign Structure.** Any supports, uprights, braces, or framework of a sign.
37. **Snipe Sign.** A temporary sign which is tacked, nailed, stapled, posted, glued or otherwise attached to poles, stakes, fences or other object which bears a message not directly applicable to the premises upon which it has been placed.
38. **Special Event Sign.** A temporary sign directing attention to an activity of limited duration. Examples include garage sales, grand openings, special sales, or similar activities.
39. **Temporary Sign.** Any banner, blimp, wind or fan-driven sign, or other sign constructed of light fabric, cardboard, wallboard, plywood, sheet metal, paper or other light materials, with or without a frame, intended or designed to be displayed for a limited period of time.
40. **Traffic Control Sign.** A sign erected in a public right-of way by an authorized governmental agency for the purposes of traffic regulation and safety.
41. **Transition Duration:** The time interval it takes the display to change from one complete static message to another complete static message.
42. **Transition Method.** A visual effect applied to a message to transition from one message to the next. Transition methods include:
  - (a) Dissolve – a frame effect accomplished by varying the light intensity or pattern, where the first frame gradually appears to dissipate and lose legibility simultaneously with the gradual appearance and legibility of the second frame.
  - (b) Fade – a frame effect accomplished by varying the light intensity, where the first frame gradually reduces intensity to the point of not being legible (i.e. fading to black) and the subsequent frame gradually increases intensity to the point of legibility.

43. **Wall Sign.** A sign painted on or affixed to the building wall, or any sign consisting of cut-out letters or devices affixed to the building wall with no background defined on the building wall in such a manner that the wall forms the background surface of the sign.
44. **Wayfinding Sign.** A sign authorized by a governmental body for placement in the public right-of-way that is designed to orient and navigate the general public from place to place.
45. **Window Sign.** A sign that is painted on, applied or attached to an exterior window or glass door. A window sign does not include merchandise or models of products or services incorporated in a window display, or customer information signs.
46. **Work of Art.** Fine art which in no way identifies a product, business, or enterprise and which is not displayed in conjunction with a commercial enterprise that would realize direct commercial gain from such a display.

