

SIGN REGULATIONS
March 17, 2015

ARKADELPHIA, ARKANSAS

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**SIGN DEFINITIONS
ARKADELPHIA, ARKANSAS**

SECTION ONE: Definitions

**The following will be added to the zoning code's definition section.
(PART A – ZONING, CHAPTER I DEFINITIONS, ARTICLE 1-1)**

Sign: Any outdoor device, figure, painting, message, poster, or other structure which is designed or intended to advertise or inform the public of an establishment, goods, or service.

Sign, Alteration: Change of height, size, and/or location will be defined as an alteration. Updating or repair of signage is not alteration.

Sign, Billboard: An off-premise sign exceeding thirty-two (32) square feet in area.

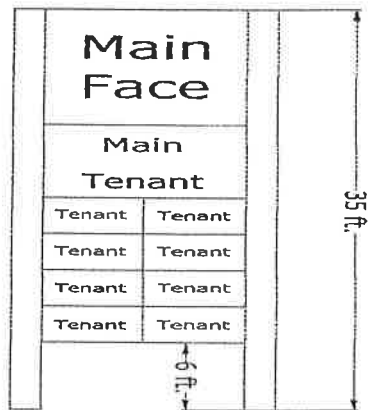
Sign, Balloon: A type of temporary sign that floats and is designed to resemble a balloon, blimp, dirigible, hot air device or other flying object tethered to the ground.

Sign, Canopy: A sign attached to the underside of a canopy.

Sign, Construction: A temporary sign erected on the premises where 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.

Sign, Directional: Signs directing or informing of public or quasi-public nature (church, school, library, hospital, tourist attraction, civic or service clubs).

Sign, Directory: A sign, usually of ladder construction, listing the tenants or occupants of a building or group of buildings, name of the building or group of buildings, and that may also indicate their respective professions or business activities.



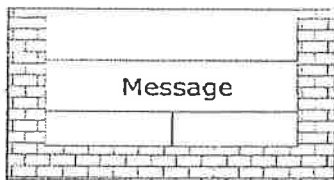
Directory Sign

Sign, Flashing: Any directly or indirectly illuminated sign that exhibits changing natural or artificial light or color effects by any means whatsoever.

Sign, Freestanding: Any non-movable sign not affixed to a building, including pole signs or ground-mounted signs.

Sign, Ghost: A sign of historic nature and character painted on the side of a building. These signs generally serve no current purpose with regards to commercial or noncommercial advertising.

Sign, Ground-Mounted: A freestanding sign, other than a pole sign, in which the entire bottom is in contact with the ground.



Ground-Mounted Sign

Sign, Height: The vertical distance from the highest point of the sign or structure to the grade of adjacent street or surface grade beneath the sign, whichever grade is lower.

Sign, Home Occupation: A sign to identify the business, occupation or profession within a residential structure.

Sign, Illuminated: A sign designed to give forth any artificial light or reflect such light from an artificial source.

Sign, Ladder: See Sign, Directory.

Sign, Nonconforming: Any sign which is not permitted within the zone in which it is located or any sign that is defective, damaged, substantially deteriorated or presents a public hazard.

Sign, Off-premise: A commercial sign, whether leased or owned by the advertising entity, that directs attention to a business, commodity, service, or entertainment conducted, sold, or offered at a location other than the premises on which the sign is located.

Sign, Pole: A type of freestanding sign that is mounted on a freestanding pole or other support so that the bottom edge of the sign face is six (6) feet or more above grade.

Sign, Political: Temporary sign erected on private property within the City for the purpose of political campaigning regarding a designated election.

Sign, Portable: Any sign which is movable, portable, or designed to be portable which is in the shape of an "A" frame, panel, or mounted on wheels or legs of any kind, whether or not permanently affixed to the ground or buildings. Portable signs include movable "reader board" signs which are signs in which the advertising is accomplished by digitally active electrical lettering.

Sign, Projecting: A sign that projects from and is supported by a wall of a building and does not extend beyond, into, or over the street right-of-way.

Sign, Real Estate: Signs advertising a specific property for sale, rent, or lease.

Sign, Roof: A sign that is mounted on the roof of a building or that is wholly dependent upon a building for support and that projects above the top edge or roof line of a building with a flat roof, the eave line of a building with a gambrel, gable, or hip roof, or the deck line of a building with a mansard roof.

Sign, Special Event: Temporary signs describing an event of public interest (fair, trade show, auctions, etc.).

Sign, Temporary: Are portable and intended for impermanent use for a limited or specified time period.

Sign, Wall: A sign fastened to, or painted on, the wall of a building or structure in such a manner that the wall becomes the supporting structure for, or forms the background surface of, the sign and that does not project more than 12 inches from such building or structure.

ARTICLE 5-12 SIGN REGULATIONS

A. General Provisions

The following general provisions govern the permitting of signs in the City of Arkadelphia.

1. A permit shall be required for the erection, alteration, or reconstruction of any sign unless otherwise noted in this section and shall be issued by the Planning and Zoning Official or authorized representative in accordance with these regulations.
2. Signs must be constructed of durable materials, maintained in good condition, and not permitted to become dilapidated.
3. All signs shall be erected, maintained, and abandoned in accordance with provisions of this and all other applicable city ordinances.
4. No sign shall be placed in, or over, any public or private property without the consent of the owner of the property.
5. Illumination devices shall be so placed and so shielded that rays from the devices or from the sign itself will not be directly cast into any residential zone, or sleeping room in any zone, or in the eyes of a vehicular driver.
6. No sign shall be placed on any utility pole except for utility identification.
7. Only signs installed or authorized by the State, County, or City may be placed on the public right-of-way.
8. No advertising sign shall be erected within fifty (50) feet of any adjoining residential zone boundary line if the sign faces perpendicular to the street that the building faces. Further, no flashing sign of any type shall be erected within one hundred fifty (150) feet of an adjoining residential zone boundary line if the face of such sign is perpendicular to the street the building faces.
9. No sign shall be permanently painted, pasted, or similarly posted directly on the surface of any wall, nor shall any sign be permitted to be placed on any wall, fence, or standard facing the side of any adjoining lot located in any residential zone.
10. All signs shall be erected within the property lines of the premises upon which they are located. Sign and structure shall be set back a minimum of ten (10) feet from all property lines or projected right-of-way lines as shown on the Master Street Plan, or other distance as specified within this article, whichever distance is greater. No portion of a freestanding sign shall extend, be erected, or be placed in any street right-of-way.

11. Signs that, in the opinion of the Planning and Zoning Official or authorized representative, may be in conflict with public traffic signals shall not be permitted.
12. No person shall place, maintain, or display any otherwise authorized sign, signal, marking, or device which imitates or resembles an official traffic control device, emergency light, or railroad sign or signal or which has the effect of disrupting the movement of traffic. No person shall place, maintain, or display any sign that hides from view or interferes with the movement of traffic or the effectiveness of any traffic control device or signal.
13. Signs and sign structures attached to the wall of any building shall not extend more than six (6) feet above the roofline.
14. No sign shall be constructed in such a way as to interfere or extend into contact with any overhead wires.
15. The allowable display surface allowed shall be computed on the basis of one side of a double-sided sign.
16. No sign shall be abandoned without approval of the Planning and Zoning Official or authorized representative.
17. No sign shall be placed on any tree.

B. Exemptions

This article does not relate to building design, nor does it regulate the following:

1. Official traffic or governmental signs
2. The copy and message of signs
3. Indoor window displays
4. Product dispensers
5. Scoreboards on athletic fields
6. Advertising at public athletic fields
7. Flags of any nation, government, or non-commercial organization
8. Gravestones
9. Barber poles
10. Religious symbols
11. Commemorative signs, tablets, or plaques approved by the Arkadelphia Board of Directors
12. Signs required to be maintained by law or governmental order, rule, or regulation
13. The display of street numbers
14. Any display or construction not defined as a sign
15. Off premise open-house signs for the day on which the open-house is conducted

16. Temporary athletic and other event announcement signage in E-1 Districts.
17. Residential decorative/ornamental signs excluding advertising

C. Prohibited Signs

The following signs are prohibited within the City of Arkadelphia.

1. Signs imitating warning signals: No sign shall display intermittent lights resembling the flashing lights customarily used in traffic signals or in police, fire, ambulance or rescue vehicles, nor shall any sign use the words “stop”, “danger”, or any other word, phrase, symbol, or character in a manner that might mislead or confuse a vehicular driver.
2. Signs within street or highway right-of-way: No sign whatsoever, whether temporary or permanent, except traffic signs and signals and information signs erected by a public agency, are permitted within any street or highway right-of-way.
3. Certain attached and painted signs: Signs painted on or attached to trees, fence posts, and telephone or other utility poles or signs painted on or attached to rocks or other natural features or painted on the roofs of buildings.
4. Billboards are not permitted within the corporate limits of the City of Arkadelphia.
5. Hand-tacked signs.
6. Off-premise signs except as permitted elsewhere in this Ordinance. This includes signs or banners attached to or painted on vehicles or trailers that are parked/stored at an off-premise location, when not conducting business at the immediate time, in such a manner as to become temporary off-premise advertising.
7. Portable signs except as allowed under other specific provisions of this Ordinance. This includes Sign or banners attached to or painted on vehicles or trailers that are parked/stored at an off-premise location, when not conducting business at the immediate time, in such a manner as to become temporary off-premise advertising.
8. Roof-mounted signs.

D. Temporary Signs:

Are portable and intended for impermanent use for a limited or specified time period. A permit shall be obtained through the Building Department.

1. Permit Required:

- 1.1 One sign per 50 ft. of lot width for up to five days for special purpose permits and no more than sixty days annually.
- 1.2 Sign must be less than 16 square feet.
- 1.3 Permit fee: \$5 per temporary sign.
- 1.4 Permit sticker shall be applied to each sign.
- 1.5 Exempt from the fee and setback sections of these regulations.

E. Requirements Applying to Specific Signs:

The following regulations apply to specific type signs as noted.

1. Wall Signs: Signs on the walls of a building (including signs attached flat against the wall, painted wall signs and projecting signs) shall meet the following requirements:
 - a. The display surface area of such sign shall not exceed fifteen (15) percent of the square footage of the wall to which it is attached up to a maximum sign size of two hundred (200) square feet.
 - b. Such sign shall be located on the front wall of the building that is oriented to the street from which access is derived. For uses with two (2) street frontages, wall signs may be located on a wall for each frontage. For uses not oriented to a public street, the wall considered to be the front of the use shall be used for location of such signage.
 - c. Such sign shall not project outward from the building more than twelve (12) inches.
 - d. Such sign placed in the horizontal space between windows of a two (2) story building shall not exceed in height more than two-thirds of the distance between the top of the window below and the sill of the window above.
2. Pole or ground signs: Signs on poles where permitted are subject to the following standards.

- a. A premise shall be permitted to have one ground or pole sign for each street frontage.
 - b. Such signs shall have a maximum display surface specifically allowed within Section M: Signs Permitted in Commercial Zones or Section N: Signs Permitted in Industrial Zones.
 - c. The maximum height of a pole sign shall be thirty (35) feet except that signs located within 300 feet of Interstate 30 may be fifty (50) feet.
3. Ground-Mounted Signs: Ground-mounted signs are subject to the following standards:
 - a. Ground-mounted signs may not exceed six (6) feet in height except as allowed in the following section.
 - b. Ground-mounted signs which are integrated into an attractive brick, stone, or wood architectural feature or an earthen berm, all of which shall be permanently landscaped with a sprinkler system, may exceed six (6) feet in height to a maximum of ten (10) feet. Sign may not exceed eighty (80) square feet.
 - c. Ground-mounted signs must be located so that they do not obstruct the view of traffic from any intersection, street, or driveway.
4. Signs on work under construction: Non-illuminated signs not exceeding thirty two (32) square feet in area displaying the name of the building, the contractors, the architects, the engineers, the owners, and the financial, selling and/or development agencies are permitted for construction, alteration, or removal work. They shall be set back not less than fifteen (15) feet from any property or right-of-way line, whichever distance is greater. Such sign shall be removed within seven (7) days after completion of the project.
5. Temporary subdivision signs: Temporary signs not exceeding thirty two (32) square feet in area announcing a land subdivision development are permitted on the premises of the land subdivision. They shall be set back not less than fifteen (15) feet from any property line or right-of-way line, whichever distance is greater. Such signs shall be spaced not less than five hundred (500) feet apart within a single subdivision. They shall be removed when seventy five (75) percent of the lots are conveyed.
6. Sign, Directional: Signs indicating directions shall not exceed six (6) square feet.

7. Neon signs: Signs which utilize neon lighting, either for the body of the sign or its border, shall comply with all relevant local, state and federal electrical requirements.
8. Political signs: Are allowed without permit, in any zone. Signs over four (4) square feet in surface area and/or over four (4) feet in height are required to be set back at least ten (10) feet from the property line or right-of-way line, whichever distance is greater. All such signs must be removed within seven (7) days following the last election in which the specific candidate advertised in the sign will participate in the designated election cycle. Maximum size sign allowed in a residential zone is nine (9) square feet. Maximum size sign allowed in a commercial zone is thirty-two (32) square feet.
9. Real Estate Signs: In any residential zone, real estate signs may not be larger than nine (9) square feet in size and only one (1) sign is allowed for each side of the structure that faces a public street. In all other zones, real estate signs may be no larger than thirty-two (32) square feet. Off-premise real estate signs are permitted with a required special use permit from the Planning Commission. Written permission of the landowner is also required. Off-premise open-house signs are exempted per section B.
10. Balloon Signs: The height of a tethered balloon sign shall not exceed thirty-five (35) feet at maximum height or shall not possess a tether of such length that, during straight-line winds, the sign would extend beyond any property line of the property containing the sign or into a public sidewalk, whichever is less. One (1) Balloon sign per site shall be permitted.
11. Banners: They shall not be placed in such a manner as to obstruct the view of drivers or of pedestrians using public walkways. Banners that become frayed or tattered must be removed or replaced. One (1) Banner per site shall be permitted.

F. Permits

Unless otherwise provided by this article, all signs shall require permits and payment of fees as described in this section.

1. Application for a permit for the erection, alteration, or relocation of a sign, when allowed by this article, shall be made to and approved by the Planning and Zoning Official or authorized representative.

2. Form or forms may be required to provide the information necessary to administer the provisions of this article. As a minimum, the following information is required.
 - a. Height of sign.
 - b. Sign face detail (both sides, if applicable).
 - c. Structure and/or support details.
 - d. Location of sign in relation to street(s), property line(s), easement(s), buildings, and private drives.
 - e. Location of any property lines that may be affected by the sign.
 - f. Copy of agreement with property owner if property is leased.
3. All requests for sign permits must be approved by the Planning and Zoning Official or authorized representative.
4. It shall be the contractor's or owner's responsibility to call for a final inspection when construction of the sign has been completed.
5. All electrical work performed in conjunction with the installation of a sign shall require an electrical permit as described in the city electrical code.
6. All signs must be designed and constructed to meet all the requirements pertaining to sign design and construction as stated in the city building code.

G. Signs For Which A Permit Is Not Required:

A permit is not required for the following types of signs in any zone. All portions of signs must be set back a minimum of ten (10) feet from all property lines or as otherwise stated in this section, whichever distance is greater.

1. Traffic, directional, warning, or information signs authorized by any governmental agency.
2. Official notices issued or required by any court, government agency or officer.
3. Church bulletin board sign located not less than fifteen (15) feet back from the street right-of-way line not exceeding thirty-two (32) square feet.
4. One (1) non-illuminated "for sale", "for rent" or "for lease" on-premise sign located not less than fifteen (15) feet back from the street right-of-way line, unless attached to the front wall of a building, and not exceeding the square footage as set forth in E.10 of this Article.
5. Allowed home occupation signs.

6. Maintenance of a sign or for a change of copy on painted, printed, or manual changeable copy signs.
7. Political signs.
8. Construction signs as set forth in E.4 of this Article.

H. Fees

Unless otherwise modified by ordinance, fees for a sign permit shall be as follows:
A \$15.00 permit fee and a \$10.00 application fee. Non-residential permits will also require a state surcharge tax.

I. Term and Issuance of Permit

Sign permits shall be approved subject to the following conditions.

1. Issuance: Sign permits shall be either denied or issued within thirty (30) working days following submittal to the Building Department. If the department has not acted upon a permit application within thirty (30) working days, the application shall be automatically approved.
2. Term: Each permit shall be valid until the sign is removed, or the City requests removal due to unsatisfactory condition.

J. Maintenance

All freestanding signs and the premises surrounding the same shall be maintained by the owner thereof in a clean, sanitary, and inoffensive condition, and free and clear of all obnoxious substances, rubbish, and natural growth of grass or weeds. All signs shall be properly maintained at all times. Exposed surfaces shall be clean and painted if paint is required. Defective parts shall be replaced. The Planning and Zoning Official or authorized representative is hereby authorized to order the repair or removal of any sign that is defective, damaged, substantially deteriorated, or presents a public hazard, as defined in the edition of the building code in force in the city. The permit holder will have thirty (30) days to bring sign into compliance.

K. Signs Permitted in All Districts

The following signs are permitted in all districts:

1. All signs not requiring a permit
2. One (1) construction sign for each street frontage of a construction project, subject to the requirements of Section E.4 of this Article.
3. Real estate signs as further restricted herein
4. One (1) attached nameplate per occupancy, not to exceed two (2) square feet in sign area. Such nameplate shall indicate nothing other than the name and/or address of the occupants, premises, announcement of boarder, or roomers
5. Political signs in accordance with Section E.9.

L. Signs Permitted in Residential Districts Including the Residential Redevelopment District

The following signs may be permitted in all residential districts, all other signs being specifically prohibited:

1. All signs permitted in Section K. Signs Permitted in All Districts of this Article.
2. Signs larger than two (2) square feet but not larger than thirty two (32) square feet may be permitted by special permit from the Planning Commission for apartment buildings, schools, churches, hospitals, parks, farms, and other special uses approved for the zoning district. Such signs shall indicate nothing other than the name and/or address of the premises and name of the management except that church signs may include information concerning services and other information related to their ministry.
3. One (1) subdivision identification sign per neighborhood, subdivision, or development.
4. One (1) sign per street frontage, except that no advertisement for off-the-premises goods and services will be permitted.
5. A sign identifying a home occupation may not exceed four (4) square feet solely to identify the business, occupation, or profession, and such sign must be physically attached to the structure, except within R-1 where home

occupations are prohibited. The sign may be placed as freestanding sign, not higher than four (4) feet, upon documented proof of such requirement mandated by the federal or state government.

6. Temporary signs advertising garage or yard sales, provided that such signs shall be removed within twenty-four (24) hours after the end of the sale. The size of the sign will not exceed six (6) square feet. Signs must comply with prohibited signs as set forth in Section "C" of this Article.

M. Signs Permitted in Commercial Districts

Signs within the various commercial districts shall conform to the following regulations.

1. Signs in Commercial "C-1" Districts may be permitted subject to the following regulations:
 - a. All those signs permitted in the residential "R" districts are allowed in commercial "C" districts.
 - b. Wall signs are allowed subject to the provisions of Section E.1. However, advertising signs painted on the sides of buildings and signs that advertise products or goods unrelated to the use of the building on which the sign is painted or attached are prohibited except for the restoration of historic "Ghost Signs".
 - c. For principal uses, business signs shall be permitted on the basis of one (1) sign not exceeding two (2) square feet of sign area for each one (1) linear foot of building facade, but the maximum total of all permitted signs for a facade of any establishment shall not exceed eighty (80) square feet.
 - d. Projecting signs are allowed but shall not project into any roadway or driveway and shall be placed with the lowest part a minimum seven (7) feet above the surface of the sidewalk. Sign not to exceed eight (8) square feet.
2. Signs in the C-2 Districts may be permitted subject to the following regulations:
 - a. All those signs that are permitted in the residential "R" districts are allowed in Commercial "C-2" districts.
 - b. Freestanding Signs for Single-Tenant Structures: Each single-tenant structure is allowed freestanding signs provided that the display surface of such signs shall not exceed eighty (80) square feet except that the display surface may be increased two (2) square feet for each foot of street

frontage beyond one hundred (100) feet to a maximum display area of one hundred twenty (120) square feet. The signs must have a setback of at least ten (10) feet from adjoining property lines and the front property line or street right-of-way line, whichever distance is greater.

- c. One (1) freestanding sign is allowed per lot or commercial street frontage. For buildings on corner lots, one additional freestanding sign is allowed on the additional street frontage. For such corner lots, one (1) frontage must be designated as the main frontage, and one (1) must be designated as the minor frontage. Signs on the minor street frontage must not exceed seventy five (75) percent of the size of the display area of the freestanding sign on the main frontage. Instead of having one (1) sign on each street frontage, the applicant may opt to have one (1) freestanding diagonal sign facing both street frontages, in which the size may be computed using the longest street frontage.
- d. Freestanding Signs for Multi-Tenant Structures and Joint Identification: Each multi-tenant structure or a group of structures may have one (1) incidental or freestanding identification sign for each street frontage, with a setback of at least ten (10) feet from adjoining property lines and the front property line or street right-of-way line, whichever distance is greater. The sign shall be a directory sign and serve for the purposes of the joint business identification of tenants within the structure or group of structures. Any business or structure identified on the joint identification directory sign shall be allowed no other freestanding signs.
- e. For structures or a group of structures with a street frontage of less than one hundred (100) feet, the sign display surface shall not exceed eighty (80) square feet.
- f. For structures or a group of structures with a street frontage of more than one hundred (100) feet and less than three hundred (300) feet, the sign display surface shall not exceed eighty (80) square feet except that the display surface may be increased two (2) square feet for each foot of street frontage beyond one hundred (100) feet to a maximum display area of one hundred twenty (120) square feet.
- g. For structures or a group of structures with a street frontage of more than three hundred (300) feet, the sign display surface shall not exceed one hundred twenty (120) square feet except that the display surface may be increased one (1) square foot for each foot of street frontage beyond three hundred (300) feet to a maximum of two hundred (200) square feet.
- h. Commercial Cul-de-sac: A commercial subdivision forming a cul-de-sac for individual commercial lots may have a directory sign located at the entrance to the cul-de-sac, not exceeding thirty (30) feet in height and

located in such a manner that it does not restrict the view of traffic entering or exiting the subdivision.

- i. One (1) identification wall sign is permitted per principal business use; the size of this sign shall not exceed one (1) square foot for each one (1) linear foot of building facade fronting a public street. Such sign shall be mounted on the principal structure/building. Maximum display area shall not exceed one hundred twenty (120) square feet.
 - j. Projecting signs are allowed but shall not project into any roadway or driveway and shall be placed with the lowest part a minimum of seven (7) feet above the surface of the sidewalk. Sign not to exceed eight (8) square feet.
3. Signs in the C-3 Districts may be permitted subject to the following regulations:
- a. All those signs that are permitted in the residential “R” districts are allowed in Commercial “C-3” districts.
 - b. One (1) identification wall sign is permitted per principal business use; the size of this sign shall not exceed one (1) square foot for each one (1) linear foot of building facade fronting a public street. Such sign shall be mounted on the principal structure/building. Maximum display area shall not exceed one hundred twenty (120) square feet.
 - c. Freestanding Signs for Multi-Tenant Structures and Joint Identification: Each multi-tenant structure or a group of structures may have one (1) incidental or freestanding identification sign for each street frontage, with a setback of at least ten (10) feet from adjoining property lines and the front property line or street right-of-way line, whichever distance is greater. The sign shall be a directory sign and serve for the purpose of the joint business identification of tenants within the structure or group of structures. The maximum height of the sign shall be twenty-five (25) feet. Any business or structure identified on the joint identification directory sign shall be allowed no other freestanding signs.
 - d. Freestanding signs for individual tenants in the C-3 district shall be ground-mounted and meet the provisions of Section E.3. For buildings with frontage on two streets, a second sign shall be permitted on the side designated by the applicant as the secondary frontage and its maximum size shall be 75 percent of that on the primary frontage.
4. Signs in the C-4 Districts may be permitted subject to the following regulations:

- a. All those signs that are permitted in the residential “R” districts are allowed in Commercial “C-4” Districts.
- b. All signs allowed in the C-3 Districts are allowed in the C-4 Districts.

N. Signs Permitted in Industrial Districts:

- 1. Signs in the Industrial Districts are permitted, subject to the following conditions:
 - a. Area: The gross area in square feet of all signs on a zoning lot shall not exceed one-half the lineal feet of the frontage of such lot. Where more than four (4) signs are located on any lot, the fifth sign and each succeeding sign shall reduce the total allowable surface area by twenty (20) percent.
 - b. Location: No sign shall be located closer than fifteen (15) feet from any property line.
 - c. Height: No sign shall project higher than fifty (50) feet above the curb line.
 - d. Illumination: All signs located in industrial districts shall be illuminated with non-flashing indirect lighting.
- 2. Industrial Parks: Signs located in industrial parks shall be subject to the following regulations:
 - a. Area: The gross area in square feet of industrial park signs shall not exceed one-half (1/2) of the lineal feet of frontage of such industrial park.
 - b. Signage: Such signs shall advertise only the name and location of said industrial park and the name and type of each occupant of the park.
 - c. Setback: Such signs shall be set back a minimum of fifteen (15) feet from all property lines or projected right-of-way, as shown on the Master Street Plan, whichever is greater.
 - d. Height: No sign shall project higher than fifty (50) feet above curb level.
 - e. Illumination: Signs may be illuminated with indirect lighting, but no moving or flashing lights will be permitted.

O. Signs Permitted in the Planned Residential District

Signs in the PRD shall be approved as part of the approval process for the development.

P. Signs Permitted in the Central Business Redevelopment District (CBRD)

Signs in the CBRD shall be reviewed and approved or denied by the Planning Commission on a case-by-base basis or through the approval process for the development site plan.

Q. Creative Sign Permit

1. **Purpose.** This Section establishes standards and procedures for the review and approval of Creative Sign Permits. The purposes of the Creative Sign Permit are to:
 - a) Encourage signs of unique design that exhibit a high degree of imagination, inventiveness, spirit, and thoughtfulness; and
 - b) Provide a process for the application of sign regulations in ways that will allow creatively designed signs that make a positive visual contribution to the overall image of the City, while mitigating the impacts of large or unusually designed signs.
2. **Applicability.** An applicant may request approval of a Creative Sign Permit in order to allow standards that differ from the provisions of this Chapter but comply with the purpose and findings of this Section.
3. **Application requirements.** A Creative Sign Permit application shall include all information and materials required by the Department.
4. **Approval authority.** An application for a Creative Sign Permit shall be subject to review and approval by the Planning Commission
5. **Findings.** In approving an application for a Creative Sign Permit, the Planning Commission shall ensure that the proposed sign meets the following design criteria.
 - a) **Design quality.** The sign shall:
 - a. Constitute a substantial aesthetic improvement to the site and shall have a positive visual impact on the surrounding area;
 - b. Be of unique design, and exhibit a high degree of imagination, inventiveness, spirit, and thoughtfulness; and
 - c. Provide strong graphic character through the imaginative use of color, graphics, proportion, quality materials, scale, and texture.
 - b) **Impacts on surrounding uses.** The sign shall be located and designed not to cause light and glare impacts on surrounding uses, especially residential uses.

R. Violations

The following regulations govern violations of this section.

1. When, in the judgment of the Planning and Zoning Official or authorized representative, a violation of this article exists, the Enforcement Officer shall issue a written notice to the alleged violator. The notice shall specify those sections of this article of which the person may be in violation and shall state that the person has thirty (30) days from the date of the order in which to abate the alleged violation or to appeal to the Planning and Zoning Commission. If the violator fails to appeal or to correct the violation within the time allowed by this section, the sign shall be deemed illegal and removed by the sign owner.
2. If, upon inspection, the Planning and Zoning Official or authorized representative finds that a sign is abandoned or structurally, materially, or electrically defective, or in any way endangers the public, or is not maintained, such sign or signs shall be deemed illegal and the Enforcement Officer shall issue a written notice to the owner of the sign and/or the occupant of the premises stating the nature of the violation and requiring the sign to be repaired in conformance with this article or removed within thirty (30) days of the date of the notice.
3. The City reserves the right to remove the sign for failure to cure the violation within the set period of time. The owner will be responsible for any costs incurred by the City in removing a sign for non-compliance or failure to cure a violation.