

ZCA16-0002 CITY OF CHANDLER / SIGN CODE AMENDMENT

City initiative to amend Chapter 39 (Sign Code) of the Chandler City Code by adopting a revised Chapter 39 in its entirety. Questions or comments may be directed to David de la Torre, Principal Planner with the City of Chandler, at 480-782-3059 or david.delatorre@chandleraz.gov.

39-1. – Findings and Purpose.

Signs can obstruct view, distract motorists, obstruct pedestrian and/or vehicular traffic flow, create a safety hazard, create aesthetic blight and visual clutter, and pose other problems that legitimately call for regulation. The purpose of this chapter is to regulate the size, color, illumination, movement, materials, location, height and condition of all signs for exterior observation, in order to allow and promote sign communication in such a manner that:

- A. Preserves and protects the public health, safety and welfare within the City of Chandler.
- B. Encourages development of private property in harmony with the desired character of the City while providing due regard for the public and private interests involved.
- C. Protects and improves the aesthetic beauty of the City's built environment by eliminating aesthetic blight and reducing visual clutter.
- D. Promotes the effectiveness of signs by preventing their over-concentration, improper placement, and excessive size.
- E. Protects the general public from damage and injury which may be caused by the faulty and uncontrolled construction of signs within the City of Chandler.
- F. Protects pedestrians and motorists of the City of Chandler from damage or injury caused, or partially attributable to the distraction and obstructions which are hereby declared to be caused, by improperly situated signs.
- G. Enhances the flow of traffic and convenience, ease and enjoyment of travel within the City of Chandler.

39-2. - Interpretation of chapter.

- A. Where there is a conflict between the provisions of this chapter and provisions of other regulations of the City of Chandler, the provisions of this chapter shall apply.
- B. The provisions of this chapter shall apply to the erection, construction, alteration, location, and maintenance of all signs within the City of Chandler except as specified in Section 39-5.
- C. Any sign permitted by this chapter may contain a non-commercial message in lieu of any other message.
- D. Any provision of this Sign Code that imposes a limitation on freedom of speech shall be construed in a manner that is viewpoint neutral and treats expressive speech either the same as or less restrictive than commercial speech. Any provision of this Sign Code that is found to be an unconstitutional limitation on freedom of speech by any court shall be severed from this Sign Code in a manner that preserves the Sign Code and protects freedom of speech.

39-3. - Definitions.

Abandoned sign: A sign structure that is vacant, unoccupied, devoid of any message, or a sign that displays a message pertaining to a time, event, or purpose that no longer applies.

Attached sign: Any sign which is attached, fastened, connected or supported in whole or in part by a building or structure other than a sign structure which is supported wholly by the ground. Attached signs include wall-mounted signs, projecting signs, awning signs and window-mounted signs. A window-mounted sign is not a window sign as defined herein.

Balloon, common party: A common party balloon is a bag made of thin rubber or other light material that when fully inflated is a round shape and does not exceed three (3) feet in diameter. Common party balloons are typically inflated with air or gas that is lighter than air and tethered with a string or thin rope.

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Balloon, fixed: A fixed balloon is any lighter-than-air or gas-filled balloon that is greater than three (3) feet in diameter when fully inflated and is attached by a tether to a fixed place and elevated to a height that is greater than fourteen (14) feet in order to attract attention to the business or property.

Banner: A temporary sign of fabric, plastic, paper or other flexible substrate on which copy or graphics may be displayed. Detached banners are not attached to a building and are secured to a freestanding temporary support structure, uprights, stakes or poles. Vertical banners are those that are affixed to a permanent structure, do not project below seven (7) feet in height, do not exceed twenty five (25) feet in height, and do not exceed twelve (12) square feet in area. For vertical banners that are mounted in-ground or on top of the ground see the definition for feather signs.

Billboard: A structure portraying information not related to a business, commodity, service, entertainment or product existing on the premises upon which the sign is located.

Block: At least seven hundred (700) feet of street frontage, including rights-of-way.

Building Code: Chapter 29 Building Regulations of the City Code.

Building envelope: The exterior area of a building front extending from one end of the building front to the other end. Said area is designed for pedestrian use and may include features such as a sidewalk or colonnade parallel to the building front, the primary business entrance, signs, sidewalk furniture and planters.

Business frontage: The lineal distance of a building measured along a straight line parallel to the street. Where a building is not parallel to the street, the business frontage shall be measured along the exterior front wall of the building.

Fascia: A parapet-type wall used as part of the fascia of a flat-roofed building and projecting not more than six (6) feet from the building face. Such a wall shall enclose at least three (3) sides of the project flat roof and return to a parapet wall or the building.

Ground level: The finished grade of existing sidewalk; or where there is no sidewalk, the street centerline elevation shall be the established ground level.

Halo: See definition for internal indirect lighting.

Illegal sign: Includes any sign except the following:

- A. A sign allowed by this chapter and not requiring a permit.
- B. A sign allowed by this chapter with a permit and carrying a valid permit.
- C. A sign not allowed by this chapter but which has been legalized by variance and proper permit.
- D. A sign allowed by this chapter subject to a use permit, provided the use permit has been granted and a proper permit is in force.
- E. A nonconforming sign as defined by this chapter.

Indirect lighting: A source of external illumination located a distance away from the sign, which lights the sign, but which is itself not visible to persons viewing the sign from any normal viewing position.

Internal indirect lighting: A source of illumination entirely within the sign visible at night by means of lighting the background upon which the freestanding character is mounted. The character itself shall be opaque, and thus will be silhouetted against the background. The source of the illumination shall not be visible.

Institutional: See definition for quasi-public.

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Maintenance: The replacing or repairing a part or portion of a sign made unusable by ordinary wear or tear, not exceeding fifty (50) percent of the sign's value, as determined by a licensed sign contractor.

Model home cluster: A group of two (2) or more model homes located next to each other, on both sides of the same street, or within close proximity to one another and which share a common sales office.

Nit: A nit is a measurement of luminance, or intensity of visible light. One nit is equal to one candela (standard unit of luminosity) per square meter.

Non-commercial message: A message that does not propose a commercial transaction.

Parapet wall: An exterior wall of a building extending above the the roof line.

Panel: The portion of a freestanding monument sign that is reserved for use by a single business, organization or other entity that is located in a commercial or industrial center. Panels can be replaced without replacing or modifying the entire freestanding sign structure.

Public right-of-way: Any highway, street, road, lane, thoroughfare, avenue, boulevard, path, alley or other right-of-way that is maintained for public use and is publicly accessible. Public right-of-way does not include access easements on private property or any privately owned street, road, driveway, path or other similar passageway that may be connected to a public right-of-way. Public right-of-way typically includes sidewalks and landscaping on both sides of a street.

Quasi-public: Essentially public (as in services rendered) although under private or non-profit ownership or control. Quasi-public and institutional uses include educational institutions, medical institutions, religious institutions, fraternal organizations, civic organizations, and other quasi-public uses.

Reverse pan channel: A three-dimensional letter or other sign component with opaque face and side walls and an open or translucent back that faces the wall on which it is mounted, concurrently blocking view of the light source within and allowing the wall behind to be illuminated, creating a halo effect around the letters or sign components.

Roof line: The height of the main roof structure but not to include cupolas, pylons, projections or other minor raised portions of the roof.

Sign: Any visual communications which is used to attract the attention of the public, when the display is visible beyond the boundaries of the property.

Sign, A-frame: A type of temporary sign that is portable, self-supporting, and consists of a structure that resembles an "A" shape.

Sign, air-activated: Air-activated signs include common party balloons, inflatable figures, balloon sculpture/arches, air-dancers, wind-driven spinners, pennants, streamers, and other figures or graphics that are filled with air or a gas that is lighter than air, or move with natural or artificially generated air flow, all of which are typically used in conjunction with a special event or activity.

Sign, awning: A sign that is a part of or attached to an awning, canopy, or other fabric, plastic, or structural protective cover over a door, entrance, window, or outdoor service area.

Sign, blade: A blade sign is a type of projecting sign mounted on a building façade, storefront pole, hanging from a roof overhang or colonnade, or attached to a surface perpendicular to the normal flow of traffic. A blade sign may be referred to as a hanging blade sign or a projecting blade sign depending on the manner in which it is attached to the building or other structure.

Sign, cabinet: An internally illuminated sign in which a removable sign face, usually with translucent sign graphics, is enclosed on all edges by a cabinet, and the source of illumination is not visible. A cabinet sign may be multi-faced.

Sign, change panel: A sign designed to permit immediate change of copy.

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Sign, digital: An electrically activated changeable sign whose variable message and/or graphic presentation capability can be electronically programmed by computer from a remote location.

Sign face: The entire display surface area of a sign upon, against or through which copy, symbol or similar component is placed.

Sign, feather: A type of temporary sign made of flexible material that is plain or includes copy and/or graphics and is supported by a vertical pole that is anchored in or on the ground. Such signs may also be referred to by other names such as feather flag, feather banner, teardrop flag, shark fin flag, blade flag, or bow sign.

Sign, freestanding monument: A sign which is intended to be and constructed in such a manner to be permanent, is supported by one (1) or more uprights, poles, a base or other similar structural foundation that is braced in or upon the ground, is detached from any other structure or building, and which height is between six (6) feet to fourteen (14) feet in height.

Sign, nonconforming: Any sign which is not permitted by this chapter, but which, when first constructed, was legally permitted by the City or the political subdivision then having jurisdiction and regulation over construction of signs.

Sign, permanent: Any sign constructed and intended to be of an enduring and lasting condition, remaining unchanged in character, condition (beyond normal wear) and position.

Sign, portable: Any sign not permanently attached to the ground or to a structure on the property it occupies. Examples of portable signs include A-frame and T-frame signs.

Sign, projecting: Any sign attached to a building or other structure in such a manner that its face is not parallel to the wall and is extending in whole or in part beyond the building line. This includes hanging or projecting blade signs.

Sign, T-frame: A type of temporary sign that is portable, self-supporting, and consists of an upright component that is attached to a flat base, which resembles an upside-down "T". *Sign, temporary:* Any sign, banner, pennant, or valance constructed of cloth, canvas, plastic, light fabric, cardboard, wallboard, plywood or other like materials, with or without frames, and that appears to be intended or is determined by the Zoning Administrator to be displayed for a limited period of time.

Sign, temporary freestanding: A sign which is intended to be and is constructed in such a manner to be temporary, is made of a rigid and durable material that will withstand the elements, is supported by one (1) or more uprights or poles and is braced in or upon the ground. Temporary freestanding signs can vary greatly in size and materials. Examples include a four (4) square feet yard sign less than three (3) feet tall made of corrugated plastic and thin metal stakes, and a one hundred sixty (160) square feet wooden board fifteen (15) feet high with two solid wooden posts.

Sign, V-shaped: Signs erected upon common or separate structures which present a V-shape appearance and having an exterior angle between faces of not more than forty-five (45) degrees with a distance between faces of such signs at their closest point not exceeding two (2) feet.

Sign, vehicle: Any sign mounted or painted upon or otherwise erected on a trailer, truck, automobile or other vehicle.

Sign, window: Any sign, painted on or adhered to the interior or exterior of a glass door or window or placed inside a glass door or window and is visible from the exterior of the window.

Sign, Yard: A type of temporary freestanding sign that is typically less than six (6) square feet in area, made of corrugated plastic, sheet metal, or other rigid and durable material that is supported by one or two stakes inserted into the ground. Yard signs may also be commonly referred to by other names including placard signs or lawn signs.

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Zoning Administrator: The person appointed and responsible for the enforcement of the Sign Code, or said person's designee.

39-4. - Requirement of conformity; violations and penalties.

Unless specifically exempted herein, no sign shall be erected, installed, enlarged or maintained without first obtaining a permit from the City as herein provided. It shall be unlawful for any person, firm or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert, demolish, equip, use or maintain any sign or structure in the City, or cause or permit the same to be done contrary to or in violation of any of the provisions of this chapter.

A. All signs maintained contrary to the provisions of this chapter are declared to be nuisances, and such nuisances may be abated as provided by law.

B. Any person, firm or corporation violating any provision of this chapter or failing to comply with any order or regulations made hereunder shall be guilty of a misdemeanor and shall be guilty of a separate offense for each and every day or portion thereof during which any violation or failure to comply with this chapter is committed, continued or permitted. Upon conviction of any such violation, such person shall be subject to the penalties as set forth in Chapter 1 of the City Code.

39-5. - Nonconforming and abandoned signs.

A. Any nonconforming sign, as defined in this chapter, may be continued in use and reasonable repair and maintenance made to same.

B. Any nonconforming sign shall not be altered, repaired, or restored to such an extent that the cost of such alteration, repair or restoration exceeds fifty (50) percent of the sign's value, as determined by a licensed sign contractor, unless said sign is brought into conformance with the current provisions of this Code.

C. Any nonconforming sign that is damaged or vandalized must be restored in a like manner within ninety (90) days or it shall be removed or replaced with a new sign that is in conformance with the current provisions of this Code at the owner's expense.

D. A nonconforming sign or any other sign, which has been abandoned for more than thirty (30) days shall be removed or replaced with a new sign in conformance with the current provisions of this Code at the owner's expense.

39-6. - Enforcement.

A. The Zoning Administrator or designee is hereby authorized and directed to enforce all provisions of this chapter in conformance with the regulations and procedures specified herein.

B. Each day a violation of any provision of this chapter or the failure to perform any act or duty required by this chapter continues shall constitute a separate violation or offense.

C. The City may proceed either civilly or criminally against any person responsible for causing, permitting, facilitating, or aiding or abetting any violation of any provision of this chapter or for failing to perform any act or duty required by this chapter.

D. When two (2) or more persons have liability to the City or are responsible for a violation of this chapter, their responsibility shall be joint and several.

39-6.1 - Civil Citations.

A. Any continuing violation of this chapter constitutes a public nuisance and may result in the issuance of a civil citation by the City as set forth in Chapter 26 of this Code. Imposition of a fine or penalty assessment shall not relieve the owner of the responsibility for abatement of the violation(s) or excuse him/her from liability for any and all costs incurred by the City for abatement. B. Any person who commits a violation of provision of this chapter after previously having been found responsible for committing two (2) or more civil infractions of this chapter within any thirty-six (36) month period, whether by admission, by payment of the fine, by default, or by judgment after hearing, shall be guilty of a criminal misdemeanor

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punishable as set forth in Subsection 1-8.3 of this Code. The Chandler City Prosecutor is authorized to file a criminal misdemeanor complaint in the Chandler Municipal Court against such habitual offenders who violate this Section. For purposes of calculating the thirty-six (36) month period under this paragraph, the dates of the commission of the offenses are the determining factor.

39-6.2 - Criminal Complaints.

A. The Zoning Administrator or any other City agent or employee duly authorized may seek the issuance of a complaint in the Chandler Municipal Court by a police officer or the Chandler City Prosecutor for criminal prosecution of any person who fails to perform any act or duty required by this chapter.

B. Criminal action and proceeding under this chapter shall be designated a misdemeanor and commenced and prosecuted punishable as set forth in Subsection 1-8.3 of this Code in accordance with the laws of the State of Arizona relating to misdemeanors and the Arizona Rules of Criminal Procedure.

39-7. - Requirements and procedures.

39-7.1 Permits required. No sign shall hereafter be erected, re-erected, constructed or altered except as provided by this chapter. A separate permit shall be required for a sign or signs for each business entity, and/or separate permit shall be required for each group of signs on a single supporting structure. Where signs are illuminated electrically, a separate electrical permit shall be obtained as required by Chapter 29 Building Regulations of the City Code.

39-7.2 Exceptions. A permit shall not be required for the following signs; however, such signs shall be subject to any and all applicable provisions of this chapter:

A. Signs required under subsection 39-7.7.

B. Any sign six (6) square feet or less in area not otherwise prohibited or required to obtain a permit by this chapter.

C. Repainting.

D. Temporary signs erected that are associated with a Special Event Permit in accordance with Chapter 32 of this Code.

E. Signs not visible from the public right-of-way (e.g. traffic directional signs, directory signs) or which are not visible from one property to another, except when said signs require a permit as provided by this chapter.

F. Vehicle signs as provided for in subsection 39-7.8(D).

G. Window signs as provided for in section 39-9.14.

H. Temporary signs identified in section 39-10 as not requiring a permit.

I. Normal repair and maintenance of conforming or nonconforming signs that does not exceed fifty (50) percent of the sign's value, as determined by a licensed sign contractor.

J. Government signs: Nothing contained herein shall prevent the erection, construction, and maintenance of official signs of the State of Arizona and the City of Chandler, or other competent public authorities, or the posting of notices required by law.

K. Signs protected by state statutes: Nothing contained herein shall prevent the erection, construction, and maintenance of signs authorized and/or protected by Arizona Revised Statutes.

39-7.3 Permit application and expiration.

A. **Application.** A sign permit shall be made in writing upon forms provided by the Planning Division. All plans submitted with the application shall show complete details, to include size, materials,

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method of support or attachments, name and address of the persons or firm designing said sign and plot plan showing location of sign on the premises.

B. *Revocation of permits for nonuse.* If actual work is not commenced under any permit issued under the provisions of this section within one (1) year from the date of such permit, or upon completion of building, such permit shall become null and void.

39-7.4 Permit fees. Before issuing any sign permit required by this chapter, the City shall collect a fee in accordance with the schedule adopted by Council.

39-7.5 Construction requirements. All signs shall be designed and constructed in conformance with the Chandler Building Code. In the event there is a conflict between the provisions of this chapter and those in the Building Code, the more restrictive provision shall apply.

39-7.6 Design and Integration. All permanent signs, freestanding or attached, shall be fully integrated with the design of the building and the site development, reflecting the architecture, building materials, and landscape elements of the project.

A. The means of integrating freestanding monument signs with the architecture of the building shall be achieved through replication of architectural embellishments, colors, building materials, texture, and other elements found in the building design. As an example, a cabinet sign mounted atop a masonry base or other fixture shall not be considered as integrated with the architecture of the building. Instead, where a cabinet sign is proposed as a component of a freestanding sign, such cabinet shall be bordered or backgrounded by the architectural materials and embellishments found within the building design.

B. Integration shall also include the use of sign graphics that are consistent in terms of lettering style, colors, and method of attachment as used for wall-mounted signage found on the building.

C. Each unused panel on a freestanding monument sign shall have an integrated or decorative cover until said panel is utilized.

D. When freestanding, the sign shall not exceed height standards set forth in section 39-9.16.

E. When mounted on a building, the sign shall be located on or below the fascia or parapet wall of the primary building.

F. Raceways shall be mounted behind the letters only, architecturally integrated and painted to match the building.

G. In no case shall any sign be secured with wires such as guy wires or strips of wood which are visible and not on an integral part of the sign.

H. Signs shall be designed in coordination with landscape plans, planting materials, storm water retention requirements, and utility pedestals, so as not to create problems with sign visibility or prompt the removal of required landscape materials.

39-7.7 Required signs. Every building, including single-family homes or group of buildings must be identified by a street number.

39-7.8 Location requirements.

A. *Clearance from fire escapes, exits or standpipes.* No sign or structure shall be erected in such a manner that any portion of its surface or supports will interfere in any way with the free use of any standpipe, or any ingress or egress from any door, window, fire escape or any other exit required by Building Code or Fire Department regulations.

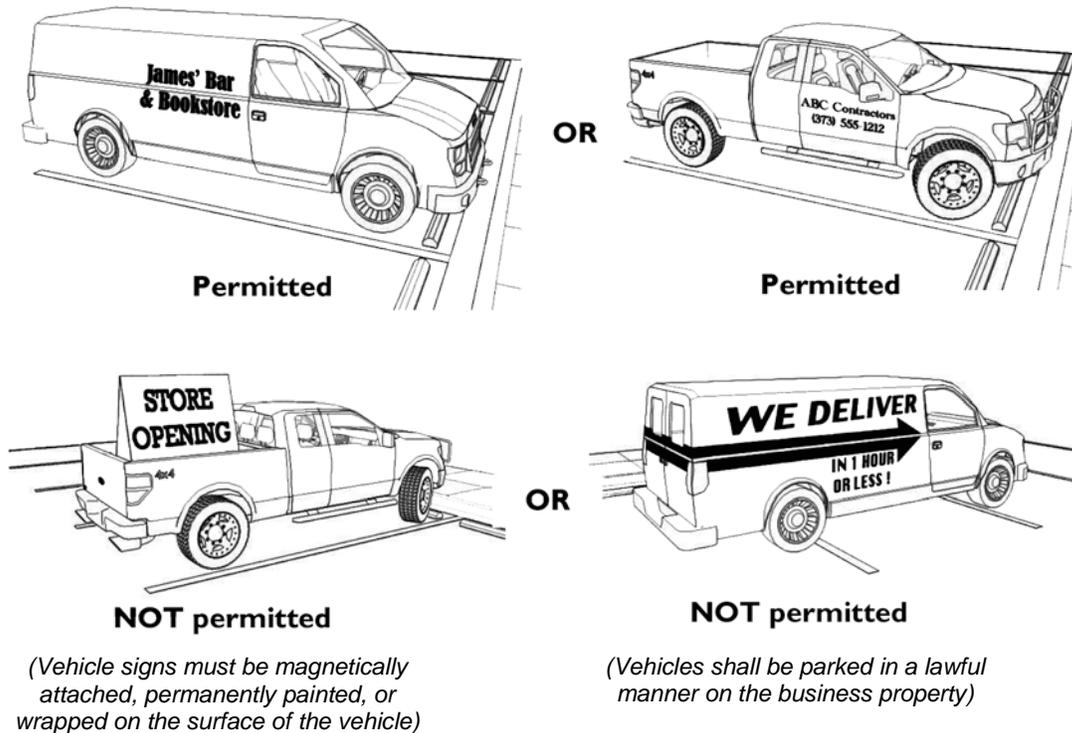
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B. *Maintaining safe visibility.* No sign shall obstruct traffic by obstructing the vision of motorists as determined by the Traffic Engineer. No detached sign shall be located adjacent to driveways so as to result in a traffic hazard.

C. *Construction over public property.* No person, firm or corporation shall erect or cause to be erected any sign which projects over any public sidewalk, street, alley or public place except for signs approved through a special event permit as provided for in Chapter 32 of the Chandler City Code and signs allowed in the public right-of-way as provided for in section 39-7.8(E). D. *Signs on vehicles.* The intent of these regulations is to prohibit the use of vehicle signs as permanent freestanding signs in order to protect the aesthetic qualities of the City's built environment and promote the effectiveness of permitted signs as provided for in section 39-1. No sign shall be erected or attached to any vehicle except for signs that are magnetically attached to or permanently painted or wrapped on the surface of a vehicle. The primary use of such vehicles shall be in the operation of the business, e.g. transporting goods or providing services, and not in displaying a sign. Vehicles shall be operable and properly licensed. When not in use, the vehicle shall be parked in a lawful manner on the business property so as not to be visible from the public right-of-way, or if this is not possible, as far from the public right-of-way as possible.

Figure 7.8-D1



E. *Signs in public right-of-way.* The City of Chandler finds that a proliferation of signs in the public right-of-way creates aesthetic blight and visual clutter, which obstructs view, distracts the traveling public and threatens the public health, safety and welfare. The intent herein is to allow a limited number of signs in the public right-of-way in order to maintain safe visibility and protect the aesthetic beauty of the City's built environment. As such, no sign shall be erected or maintained in the public right-of-way except for:

1. Official bus stop advertising signs which provide opportunities for limited signage within the public right-of-way;

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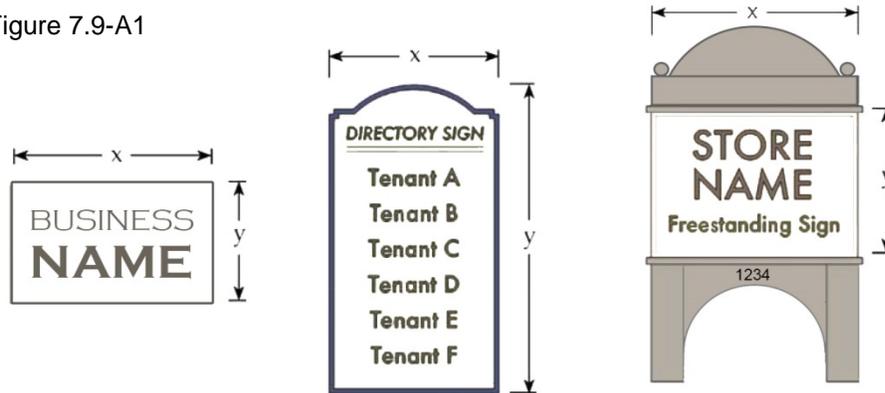
2. Signs installed or displayed by a business or nonresidential use that occupies a building that fronts onto and abuts the public right-of-way as provided in sections 39-9.13 Blade Signs, 39-9.18 City Center District, and 39-10 Temporary Signs.
3. Official signs posted by the State of Arizona, the City of Chandler, or other public authorities; and
4. The posting of notices required by law, and signs that cannot be prohibited by a municipality as set forth by Arizona Revised Statutes.

39-7.9 Sign Area and Height Calculations.

A. Sign area is calculated as follows:

- a) **Signs with backgrounds:** Signs with copy mounted, affixed, or painted on a background panel or surface distinctively painted, textured or constructed as a background for sign copy, shall be calculated as that area contained within the smallest rectangle that encloses both the sign copy and the background, not including the supporting structure or architectural embellishments, as shown in Figure 7.9-A1.

Figure 7.9-A1



- b) **Signs with individual letters or graphics:** The area for signs consisting only of individual letters, numerals, symbols, or other similar components shall be calculated as the area of a single rectangle that encompasses all sign components, as shown in Figure 7.9-A2.

Figure 7.9-A2

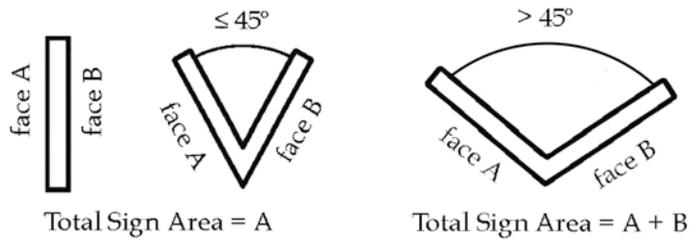


- c) **Two-face signs:** Where a sign is double-faced, or V-shaped and the interior angle between the two sign faces is 45 degrees or less, only the larger single face shall be used to determine sign area. If the angle between the two sign faces is greater than 45 degrees, the sign area is the sum of the areas of the two sign faces, as shown in Figure 7.9-A3.

Figure 7.9-A3

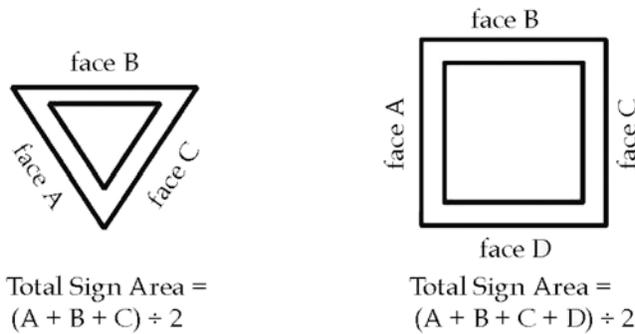
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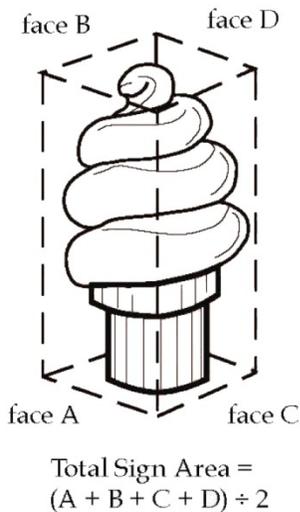
- d) Three- or four-face signs: The sign area for three- or four-face signs shall be calculated as 50% of the sum of the areas of all faces, as shown in Figure 7.9-A4.

Figure 7.9-A4



- e) Spherical, free-form, sculptural or other non-planar signs: The area for non-planar signs shall be calculated as 50% of the sum of the areas using only the four vertical sides of the smallest four-sided polyhedron that will encompass the sign structure, as shown in Figure 7.9-A5.

Figure 7.9-A5



B. Sign height shall be measured as follows:

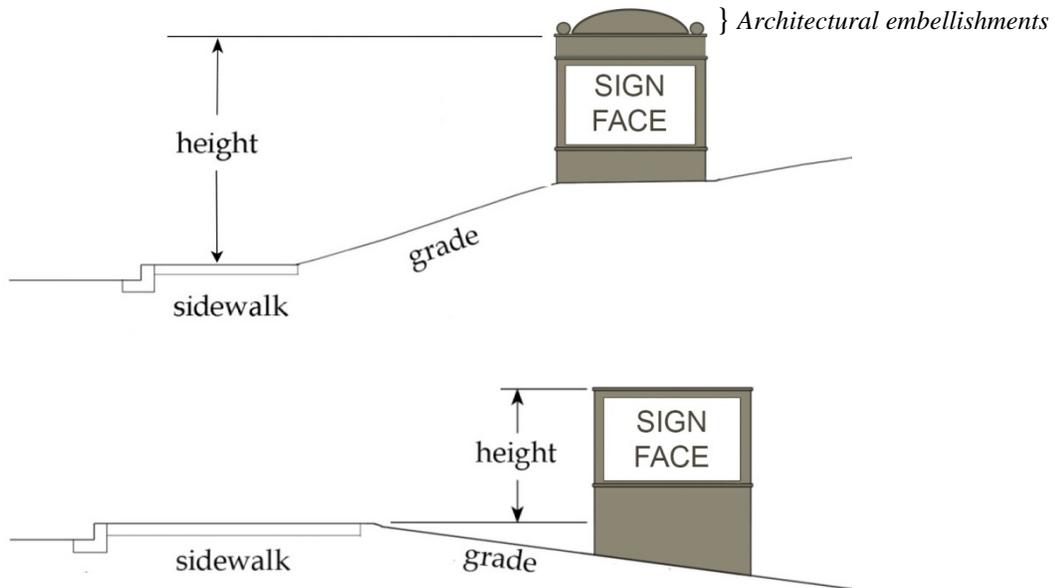
- a) Freestanding Monument Signs: Sign height is measured as the vertical distance from ground level (finished grade of existing sidewalk, or where there is no sidewalk, the street

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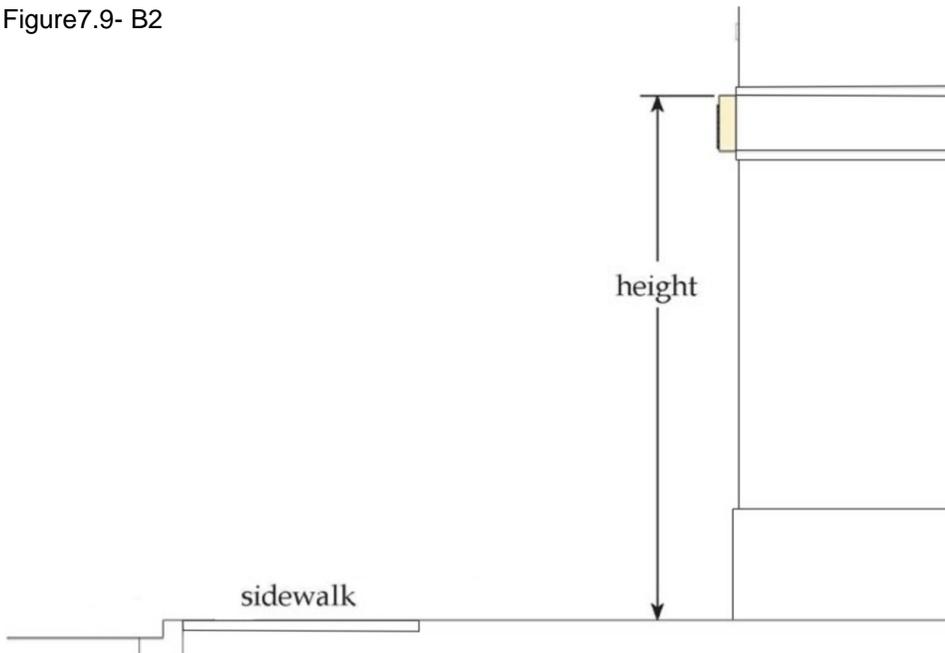
centerline), to the top of the freestanding sign, not including architectural embellishments, as shown in Figure 7.9-B1.

Figure 7.9-B1



b) Attached Signs: The maximum height of wall, projecting, awning, fascia, mansard, parapet, window-mounted, or other building mounted signs is the vertical distance measured from the first floor elevation to the top of the sign or sign structure as shown in Figure 7.9-B2.

Figure 7.9- B2

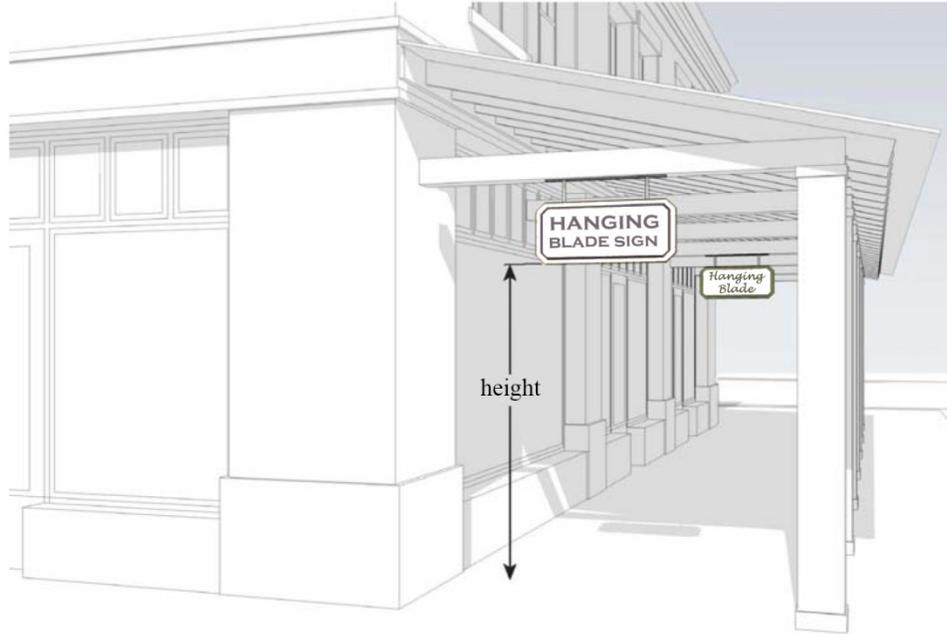


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- c) Blade Signs: The minimum clearance height of hanging blade signs and projecting blade signs is measured from finished grade/sidewalk to the bottom of the blade sign as shown in Figure 7.9-B3.

Figure 7.9-B3



39-7.10 Inspections. All signs for which a permit is required shall be subject to the following inspections:

- A. Footing inspection on all freestanding signs exceeding fifty (50) square feet in area and/or exceeding thirty (30) inches in height.
- B. All signs containing electrical wiring shall be subject to the Electrical Code of the City and the electrical components shall bear the label of an approved testing agency.
- C. Inspection of all braces, anchors, supports and connections, including wall signs.
- D. Shop and/or site inspection to ensure that the sign has been constructed according to approved application and valid sign permit.

39-7.11 Identification.

- A. All permanent signs regulated by this chapter shall be marked with the maker's name and the person or firm erecting such sign, the date of installation, and the permit number. This identification shall be permanently attached to the exterior surface of the sign in a location where the information will be readily visible, legible, and accessible after installation of the sign.
- B. Temporary signs, except for those not requiring a permit under section 39-10, shall be marked to show permit number and expiration date.

39-7.12 Maintenance. Each sign shall be maintained in good order and repair at all times so that it constitutes no danger or hazard to public safety.

39-8. - Prohibited signs.

- A. The following signs are prohibited which:

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1. Pose a traffic hazard due to their position, size, shape, movement, coloring, or manner of illumination which may be confused as a traffic control device or which hide from view any traffic sign or signal; obstruct the view of motor vehicle operators entering the public right-of-way; or create an unsafe distraction for motor vehicle operators;
2. Outline a building by means of neon lighting, incandescent lighting or other exposed artificial lighting;
3. Contain or consist of a fixed balloon;
4. Contain or consist of exposed incandescent bulbs exceeding forty (40) watts each, or neon or similar tube type of illumination exceeding thirty (30) milliamps, except as provided for in section 39-9.18 City Center District;
5. Are abandoned for a period of thirty (30) days or greater;
6. Have flashing, blinking, fluttering or rotating lights, lasers, or other illuminating devices which exhibit movement, except digital signs as provided for in section 39-9.15, or when approved for City sponsored public events, or through a special event permit as provided for in Chapter 32 of the Chandler City Code;
7. Produce audible sound or odor;
8. Contain mechanical movement or movement controlled by any other means of the sign body or any segment thereof;
9. Are painted, attached or mounted on fuel tanks, storage containers and/or solid waste receptacles or their enclosures, except for manufacturer's or installer's identification, appropriate warning signs and placards, and information required by law;
10. Project less than seven (7) feet above grade if it is a projecting sign;
11. Are installed or displayed without the property owner's approval.
12. Meet the definition of billboard.

39-9. - Signs permitted.

39-9.1 Single-family residential.

A. *Individual single family lots.*

1. A single-family residence is allowed one (1) sign only, not to exceed five (5) feet in height or two (2) square feet in area, if it is freestanding. Said sign shall not be illuminated, except by indirect lighting. No permit shall be required.
2. A single family lot which has been granted a Use Permit by City Council as provided in section 35-305 of the Chandler City Code to operate a nonresidential land use may display signage in compliance with the Residential Conversion Policy as approved by the City Council. A sign permit shall be required to ensure conformance with Use Permit approval.

B. *Single family subdivisions.* Subdivisions may display signs subject to the following standards:

1. Signs shall be attached to a perimeter wall or a decorative masonry wall in a landscaped setting not to exceed six (6) feet in height.
2. The location of said signs shall be limited to the entrances of single family subdivisions.
3. Signs shall not be illuminated, except by indirect lighting or halo lighting.

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4. Each sign shall not exceed fifty (50) square feet in area.

5. A sign permit shall be required.

C. Temporary signs are allowed as provided for in section 39-10.

39-9.2 Multiple-family development.

A. The total permanent sign area allowed, including attached signs and freestanding signs, is one (1) square foot for each dwelling unit. However, in no instance shall this total sign area exceed sixty (60) square feet, with no more than thirty-two (32) square feet fronting on any one (1) street.

B. For other permitted buildings, the sign area permitted shall not exceed thirty-two (32) square feet.

C. Signs shall not be illuminated, except by indirect lighting or halo lighting.

D. A sign permit shall be required.

E. Temporary signs are allowed as provided for in section 39-10.

39-9.3 Mobile home parks. Signs in mobile home parks are the same as provided for multiple-family development.

39-9.4 Quasi-public uses, institutional uses, churches, fraternal organizations, and civic organizations.

A. The total amount of permanent sign area allowed, including attached signs and freestanding signs, is thirty-six (36) square feet.

B. Temporary signs are allowed as provided for in section 39-10.

C. One-half (½) of the freestanding sign area may be a change panel or digital sign.

D. Permanent signs shall require a sign permit.

39-9.5 PCO Planned Commercial Office District.

A. Buildings developed in the PCO District shall be permitted one (1) attached sign or one (1) freestanding sign per lot or parcel. Said sign shall require a sign permit and shall comply with the following standards:

1. Attached signs shall not exceed ten (10) feet above first floor elevation and shall not exceed one (1) square foot in area for each one (1) linear foot of business frontage. Said signs shall be wall- or window-mounted, on or under an architectural projection, and shall not project more than two (2) feet from the building or structure to which it is attached.

2. Freestanding Monument Signs.

a) A single panel sign shall not exceed sixteen (16) square feet. Multipanel signs shall be limited to four (4) square feet per panel with a combined maximum of thirty-two (32) square feet.

b) Freestanding signs shall not exceed six (6) feet in height above ground level.

B. Temporary signs are allowed as provided for in section 39-10.

39-9.6 C-1 Neighborhood Commercial District.

A. Attached signs shall not exceed one (1) square foot in area for each one (1) linear foot of business frontage. Said signs shall be wall- or window-mounted, on or under an architectural

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projection, and shall not project more than two (2) feet from the building or structure to which it is attached.

B. Freestanding Monument Signs.

1. One (1) freestanding sign not to exceed one hundred (100) square feet in total area is allowed per single-user site.
2. Freestanding signs for shopping centers and other multi-user sites shall conform to the standards set forth in subsection 39-9.16. of this section.

C. Attached and freestanding monument signs shall require a sign permit.

D. Window signs are allowed as provided for in subsection 39-9.14

E. Temporary signs are allowed as provided for in section 39-10.

39-9.7 C-2 Community Commercial District.

A. Attached signs shall not exceed two (2) square feet in area for each linear foot of business frontage. Said signs shall be wall- or window-mounted, on or under an architectural projection. The sign shall not project more than two (2) feet from the building or structure to which it is attached. No attached sign shall exceed two hundred (200) square feet in area.

B. Freestanding Monument Signs:

1. One (1) freestanding sign for each single-user site not to exceed one (1) square foot of sign area for each linear foot of business frontage. Where the developed parcel has an excess of three hundred (300) feet of street frontage, one (1) additional freestanding sign may be erected for each additional three hundred (300) feet of street frontage, not to exceed two (2) freestanding signs per block. The Zoning Administrator may allow a minor deviation from the three hundred (300) feet separation upon finding that such a reduction is necessary to accommodate a special circumstance that is not self-imposed by the property owner or applicant. For example, said minimum separation would not be possible due to the location of an existing utility pedestal, street scupper, or driveway and the length of the property does not provide opportunity to exceed said separation.
2. Freestanding signs for shopping centers and other multi-user sites shall conform to the standards set forth in subsection 39-9.16.
3. In no event shall the total combined area of all freestanding signs exceed four hundred (400) square feet for each developed parcel.

C. Attached and freestanding monument signs shall require a sign permit.

D. Window signs are allowed as provided for in subsection 39-9.14.

E. Temporary signs are allowed as provided for in section 39-10.

39-9.8 C-3 Regional Commercial District.

A. Attached signs shall not exceed two (2) square feet in any area for each linear foot of business frontage. Said signs shall be wall- or window-mounted, on or under an architectural projection. The sign shall not project more than two (2) feet from the building, or structure to which it is attached. No attached sign shall exceed two hundred fifty (250) square feet in area.

B. Freestanding Monument Signs:

1. One (1) freestanding sign for each developed area or parcel not to exceed one and one-half (1½) square feet of sign area for each linear foot of business frontage. Where the developed

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parcel under single ownership has an excess of three hundred (300) feet of street frontage, one (1) additional detached bonus sign may be erected for each additional three hundred (300) feet of street frontage, not to exceed two (2) detached signs per block. The Zoning Administrator may allow a minor deviation from the three hundred (300) feet separation upon finding that such a reduction is necessary to accommodate a special circumstance that is not self-imposed by the property owner or applicant. For example, said minimum separation would not be possible due to the location of an existing utility pedestal, street scupper, or driveway and the length of the property does not provide opportunity to exceed said separation.

2. Freestanding signs for shopping centers and other multi-user sites shall conform to the standards set forth in subsection 39-9.16.
3. In no event shall the total combined area of all freestanding signs exceed four hundred fifty (450) square feet.

C. Attached and freestanding monument signs shall require a sign permit.

D. Window signs are allowed as provided for in subsection 39-9.14.

E. Temporary signs are allowed as provided for in section 39-10.

39-9.9 Industrial zones. In all industrial zones, permitted signs shall be in accordance with provisions in the C-3 District.

39-9.10 AG-1 Agricultural District.

A. One (1) freestanding monument sign is permitted. It shall not exceed twenty-four (24) square feet in area.

B. Temporary signs are allowed as provided for in section 39-10.

39-9.11 Planned Area Development. For such properties zoned with a planned area development (PAD) designation, all signing shall be subject to the standards specified for the C-3 zoning district unless otherwise governed by sign criteria specified either as part of a Preliminary Development Plan approval by the Planning and Zoning Commission and City Council, or other previous sign package approval by the City.

39-9.12 Flags. Flag poles and flags shall comply with the following standards:

- A. No more than three (3) flag poles shall be installed on each single family residential lot, multifamily development, model home cluster, shopping center, or other multiuser site. Said flag poles may be wall-mounted or in-ground.
- B. In-ground flag poles shall require permit approval to ensure they are structurally sound and comply with the standards provided herein. A separate permit shall not be required to display flags.
- C. The minimum setback for in-ground flag poles shall equal one-half (1/2) the setback required for a principal building as set forth by the zoning district in which it is located.
- D. Flag pole height.
 - a. Flag poles in single family residential districts shall not exceed twenty five (25) feet in height, or shall not be higher than the highest point of the principal building's roof, whichever is lower.

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- b. Flag poles in multiple family districts and model home clusters shall not exceed fifty (50) feet in height or shall not be higher than the highest point of the nearest principal building's roof on the premises, whichever is lower.
 - c. Flag poles in nonresidential districts shall not exceed one hundred (100) feet in height or shall not be higher than the highest point of the nearest principal building's roof on the premises, whichever is lower.
- E. In any district, the length of each flag, which is the longer side of a flag that is perpendicular to the flag pole, shall not exceed one third (1/3) of the maximum flag pole height allowed.

39-9.13 Blade signs. Blade signs are used to identify businesses whose front entrance is under a roof overhang which extends over a public right-of-way. These signs are included as part of the total allowed sign area.

- A. Only one (1) sign shall be allowed for each business front, and a sign permit is required for such sign. For any sign proposed to overhang or project into any portion of the public right-of-way, a separate encroachment permit shall be required in accordance with chapter 46 of the Chandler City Code.
- B. The sign may be a projecting blade sign attached to the front wall of the building or a hanging blade sign hanging from the roof overhang or colonnade, which is located next to the business entrance.
- C. The sign must be perpendicular to the building front and shall not exceed four (4) square feet in area.
- D. The minimum clearance of the sign shall be seven (7) feet above the sidewalk.
- E. No part of the sign shall project beyond the overhang of the roof or any corner of the building.

39-9.14 Window signs. Window signs may be painted on or otherwise displayed from the surface of any window, showcase or other similar facility. The area of such signs shall not exceed twenty-five (25) percent of the total area of each window pane on which it is displayed. The area of said sign shall not be included in the total allowed sign area.

39-9.15 Digital signs. Where allowed, digital signs shall:

- A. Display only static messages that remain constant in illumination intensity and do not have animation, flashing, blinking, or any other movement or the appearance or optical illusion of movement;
- B. Be equipped with a fully operational light sensor that automatically adjusts the intensity of the sign according to the amount of ambient light;
- C. Not exceed 300 nits in full white mode from sunset until sunrise;
- D. Change from one message to another message no more frequently than once every eight (8) seconds and the actual change process is accomplished in two (2) seconds or less;
- E. Be designed to either freeze the display in one static position, display a full black screen, or turn off in the event of a malfunction;
- F. Obtain a sign permit; and
- G. Not be authorized until the Building Code Official is provided evidence that best industry practices for eliminating or reducing uplight and light trespass were considered and built into the digital sign.

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39-9.16 Signs for shopping centers and other multiuser sites.

- A. Sign criteria shall be established as part of a Preliminary Development Plan (PDP) or building/sign plan review process. A sign permit shall be required for any of the signs provided for herein.
- B. Attached signs for shopping centers and other commercial and industrial sites shall be subject to the development standards as specified in this chapter for the particular district in which the property is zoned. Cabinet signs shall not exceed twenty five (25) percent of the installed sign area.. Signs shall be integrated with building façades and shall be proportional to the scale of the façades so that they are not the dominant architectural features.
- C. Freestanding monument signs for shopping centers and other multitenant commercial centers (individually, collectively, "centers") and for industrial sites shall be subject to the following standards:
 1. One (1) freestanding sign per arterial street, not to exceed one (1) square foot of sign face area for each linear foot of business frontage. One (1) additional sign may be erected for each additional three hundred (300) feet of frontage along an arterial street. Said signs shall not be less than three hundred (300) feet apart, except that the Zoning Administrator may allow a minor deviation from said separation upon finding that such a reduction is necessary to accommodate a special circumstance that is not self-imposed by the property owner or applicant. For example, said minimum separation would not be possible due to the location of an existing utility pedestal, street scupper, or driveway and the length of the property does not provide opportunity to exceed said separation. In no instance, shall a freestanding monument sign be located closer than fifty (50) feet from the property line of a residential development.
 2. Maximum sign height shall not exceed six (6) feet, except as provided below:
 - a) A center, but not an industrial site, located at the corner of two (2) major arterials may have no more than one (1) sign with a maximum height of fourteen (14) feet.
 - b) A center, but not an industrial site, at all other locations except the corner of two (2) major arterials may have no more than one (1) sign with a maximum height of ten (10) feet.
 - c) All other signs at a center, but not an industrial site, may be increased to a maximum height of eight (8) feet provided that they are enhanced with a higher level of design as provided for in subsection 39-9.16(C)3 below.
 - d) Notwithstanding subsections (a), (b) and (c) above, in no instance shall any sign located at the street corner of a center, or located less than one hundred fifty (150) feet from the street corner along either frontage, exceed a maximum height of eight (8) feet.
 - e) Notwithstanding subsections (a), (b), (c) and (d) above, signs located within one hundred (100) feet from the property line of a residential development shall not exceed six (6) feet in height.
 3. Each freestanding sign as permitted herein shall feature no more than three (3) panels. Notwithstanding the foregoing, signs enhanced with a higher level of design may be eligible for an additional two (2) panels for a total of no more than five (5) panels per freestanding sign. Higher levels of design may include but not be limited to:
 - a) Increasing architectural integration with buildings in the center.
 - b) Utilizing individual three-dimensional letters or other three-dimensional sign components.
 - c) Enhancing landscaped setting around the sign.
 - d) Upgrading quality materials.

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e) Eliminating cabinet panels.

4. Notwithstanding subsection 39-9.16(C)1, a center may erect one additional freestanding monument sign at the street corner, and/or main entrance(s) of the site subject to the following standards:

- a) One (1) freestanding sign shall be allowed for each property unless it is a corner lot, in which case one (1) sign shall be allowed per street front.
- b) Said sign(s) shall be excluded from the total number of freestanding signs allowed in subsection 39-9.16(C)1.
- c) Said freestanding sign(s) shall be in the form of a decorative wall placed in a landscaped setting.
- d) The height of said sign shall not exceed six (6) feet from ground level.
- e) Said sign(s) shall not contain any panels as provided for in subsection 39-9.16(C)3.
- f) The maximum sign area for each additional freestanding sign shall not exceed thirty two (32) square feet.

5. Notwithstanding subsection 39-9.16(C)3, a center may add one (1) additional sign to each freestanding monument sign permitted therein. Said sign shall not be a panel, shall be proportional to the size of the freestanding monument sign on which it is located, and shall be excluded from the total allowable sign area therein.

D. *Additional quality standards.* The intent of the following standards is to encourage creative and innovative design techniques, quality and merit. A minimum of three (3) of the following items shall be achieved for shopping centers, office and commercial complexes:

- 1. Incorporate site signage on low planter walls in lieu of freestanding monument signs to create a shared identity for the site.
- 2. Utilize letters and other sign components that are halo or indirectly illuminated throughout the entire site.
- 3. Utilize individual reverse pan channel letters throughout the entire site.
- 4. Letter size shall be limited to fifteen (15) percent of the building height for all wall-mounted signs.
- 5. Incorporate landscape planter feature at base of all freestanding monument signs.
- 6. Cabinet signs shall be limited to ten (10) percent of the total allowable sign area.
- 7. Any other design amenity, which is otherwise not required but which meets the general intent for design innovation, may be substituted for any of the above additional quality standards.

39-9.17 Reserved.

39-9.18 CCD—City Center District.

A. *General requirements.*

- 1. For those installations involving paint applied to a sign board, all copy and borders shall be applied with a high quality acrylic latex and primer, in accordance with manufacturer's recommendations.

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2. Only signage which is surface-mounted may be permitted on the side or rear elevation of a building, provided however, that such elevation is improved in an architectural manner similar to the front elevation of the building. The design of such signage shall comply with the standards and requirements for surface-mounted signs above the colonnade as set forth herein.
3. All signage materials, including sign boards and letter styles, shall to the extent possible, replicate the historic look of signage consistent with the Early Twentieth Century commercial architecture of buildings within the City Center District (CCD), as described in chapter 35, section 3204(h) of this Code, or enhance said historic qualities in a manner that further improves the quality of the downtown environment.
4. All surface-mounted signage, whether above or below the colonnade, shall be manufactured as individual letters, or be manufactured as a sign board which may then be mounted onto the building wall surface. No signage shall be painted directly onto the exterior wall surface of any building above or below the colonnade, except for window graphics.
5. Surface-mounted signage above the colonnade shall be the only type of signage permitted for internal illumination by the business owner or building owner. Indirect lighting for surface-mounted signage above or below the colonnade, wherein such lighting is not provided by the City, shall be prohibited.
6. Raceways may be used for the purpose of electrifying individual letters constituting a surface-mounted sign above the colonnade. If used, such raceway shall be mounted behind the letters only, and painted to match the building.
7. Sign copy and borders may be any color; background colors shall either match, or otherwise complement, the building color. If used, sign borders shall be a maximum four (4) inch width.
8. As provided herein, sign boards shall either be: two (2) inch thick solid redwood sandblasted to a depth of three-eighths (3/8) inch to one-half (1/2) inch, or a manufactured facsimile thereof; or other fabrication of metal or other materials that achieve a two (2) inch thickness and provides exterior durability.
9. As provided herein, the use of neon as a means of illumination, whether internal or external to a sign face, shall be permitted at the rate not to exceed one (1) such sign above the colonnade per business occupant.
10. Any sign installation for which a City of Chandler building permit was issued prior to the effective date of these regulations, which subsequently becomes non-conforming to these regulations as defined in this chapter, may continue in existence in the manner provided for in section 39-5 of this Code.
11. For any sign proposed to overhang any portion of the public right-of-way, a separate building permit shall be required in accordance with the standards and requirements of the Building Code as adopted by the City of Chandler, and an encroachment permit shall be required in accordance with chapter 46 of the Chandler City Code.
12. All signs shall be maintained in a "like new" condition.

B. *Design requirements.* All or any combination of the following sign types may be permitted for each business use, in conformance with the standards and requirements set forth herein.

1. *Surface-mounted signage above the colonnade.*
 - a. For signs comprising one (1) line of copy, no letter or logo shall exceed twenty-four (24) inches in height; for signs comprising the maximum allowable two (2) lines of copy, the combined height of both lines of copy together with the space between lines, shall not

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exceed thirty-six (36) inches of height. Length of said signs shall not exceed eighty (80) percent of the storefront width.

b. Signs may be mounted flush, angled, bowed, or perpendicular to the wall surface, and where possible, be centered horizontally over the storefront. Irrespective of the method used for mounting, no sign shall extend above the top of the wall parapet, nor be mounted on any roof or roof fascia. No sign shall extend more than four (4) feet from the exterior face of the building wall, and no sign shall overlap any window, door, or architectural feature. Maximum sign face area for any sign mounted perpendicular to the exterior face of the building wall shall be twenty-four (24) square feet.

c. Signs may be illuminated by internal sources, including reverse pan channel techniques. Any use of neon lighting, mounted to the exterior surface of letters or logo, shall be single tube only. In no event shall any flashing, blinking, rotating, or light motion implying movement be permitted.

d. No more than one (1) sign per business occupant shall be permitted.

e. A sign permit shall be required.

2. *Surface-mounted signs below the colonnade.*

a. Signs may be mounted flush, angled, bowed, or perpendicular to the wall surface, and where possible, be centered horizontally within the storefront. No sign shall extend more than four (4) feet from the exterior face of the building wall, with not less than seven (7) feet vertical clearance measured from the bottom of the sign face to the finished sidewalk grade.

b. Maximum sign face area for a flush mounted sign shall be determined by the extent of continuous flat wall surface while maintaining a minimum two (2) inch distance from any door trim, window trim, wall pop-out, or other architectural feature that constitutes a change in exterior wall plane. Maximum sign face area for any sign mounted perpendicular from the exterior face of the building wall shall be seven (7) square feet.

c. No sign shall overlap any door, window, or architectural feature, nor shall any signage be placed above any window(s).

d. The maximum number of signs permitted shall not exceed the ratio of one (1) sign per twenty (20) feet of storefront or portion thereof.

e. A sign permit shall be required.

3. *Colonnade hanging blade signs.*

a. If used, a colonnade hanging blade sign shall be a sign board centered between, and in the same plane as, the columns of the colonnade, with a minimum of two (2) feet six (6) inches horizontal clearance from any column, and a minimum seven (7) feet vertical clearance from the finished sidewalk grade.

b. Maximum sign face area shall not exceed sixteen (16) square feet.

c. Not more than one (1) colonnade hanging blade sign per business occupant shall be permitted.

d. Colonnade hanging blade signs shall not be illuminated by any means beyond that which is provided by the City.

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e. Except for temporary signs as otherwise permitted in accordance with chapter 39, section 39-10 of this Code, no sign other than a colonnade hanging blade sign installed in the manner specified in this subsection, shall be hung or attached to the colonnade.

g. A sign permit shall be required.

4. *Window and door signs.*

a. Maximum sign face area, as measured by an enclosed rectangular perimeter around the sign, shall not exceed twenty-five (25) percent of the window or door surface, excluding transoms.

b. Signs may be painted on, adhered to, or suspended behind the glass door or window surface. No sign(s) shall be placed on, or mounted in front of, any transom window(s).

c. Signs may be illuminated by the tenant inside the glass door or window, including the use of neon; provided, however, that neon shall not be used to outline any window.

d. Window or door sign shall not require a sign permit.

5. Banners placed above the colonnade, for any purpose, shall require a temporary sign permit and shall be allowed for a maximum period of thirty (30) cumulative days within each six (6) month period in a calendar.

39-10. - Temporary signs.

39-10.1 Purpose. The City of Chandler finds that the proliferation of temporary signs is a distraction to the traveling public and creates aesthetic blight and visual clutter that threatens the public's health, safety and welfare. The City also recognizes a legitimate need for temporary signs for a wide variety of functions or special occasions. The purpose of these regulations is to allow temporary signs in such a manner that limits the distractions to the traveling public and eliminates or reduces aesthetic blight and visual clutter caused by temporary signs.

39-10.2 General regulations for all temporary signs.

- A. Temporary signs shall be allowed only in compliance with the provisions of this section.
- B. No temporary signs shall be allowed in public right-of-way or on other public property except for public notices required by law, signs that cannot be prohibited by a municipality as set forth by Arizona Revised Statutes, official signs posted by the State of Arizona, the City of Chandler, or other public authorities, and signs displayed by a business or nonresidential use that occupies a building that fronts onto and abuts the public right-of-way as provided for in section 39-10.3(A)2,b.
- C. Temporary signs shall not obstruct view or paths in a manner that creates a hazard for pedestrian or vehicular traffic.
- D. Temporary signs shall be of sufficient weight, made of durable material and be properly secured to withstand wind gusts, storms and other natural elements.
- E. No temporary signs shall be mounted on a building roof.
- F. No temporary signs shall emit sound or odor.
- G. No temporary signs shall have animated or moving parts, except for air-activated signs as provided for in section 39-10.3(B).
- H. No temporary signs shall imitate traffic control signs, or obscure actual municipal or other public traffic control signs or devices.
- I. No temporary signs shall be placed upon private property without the property owner's approval.

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- J. No temporary signs located in single family residential zones shall be illuminated, except for holiday decorations, which do not require a permit.
- K. Search lights, strobe lights, intermittent or flashing illumination, holographic projections, laser light displays, beacons and other similar temporary signs or effects shall be prohibited.
- L. The Zoning Administrator may remove or cause to be removed any temporary sign erected, displayed upon, or projecting into public property that is not expressly allowed by this section or protected by state statute, or which presents a critical safety hazard requiring immediate action.
- M. Exceptions to general regulations for all temporary signs provided herein and specific temporary sign types as provided for in section 39-10.3 may be permitted when approved as part of a City sponsored public event or special event permit as provided for in Chapter 32 of the Chandler City Code.

39-10.3 Regulations for specific temporary sign types.

- A. A-Frame or T-Frame signs.
 - 1. Area and Height: The area of any single sign shall not exceed twelve (12) square feet in area nor exceed four (4) feet in height.
 - 2. Location, number of signs and duration:
 - a) Each business or nonresidential use located in a commercial or industrial district may place one (1) sign within the building envelope and shall maintain a minimum five (5) foot clearance to allow unobstructed pedestrian use of the privately owned pedestrian pathway located therein. Said sign shall be displayed only during business hours. Notwithstanding the foregoing, an unlimited number of signs may be displayed when said signs are located within a permitted outside display area.
 - b) Each business or nonresidential use which occupies a building that fronts onto and abuts the edge of the public right-of-way may place one (1) sign on the public sidewalk within the building envelope. The placement of said sign shall maintain a minimum five (5) foot clearance to allow unobstructed pedestrian use of the public sidewalk. Said sign shall be displayed only during business hours.
 - c) Each single family lot or model home may place one (1) sign anywhere on the property, and each single family lot or model home cluster may place one (1) additional sign per each turning movement beginning at the residence and allowed for a maximum of one (1) mile distance from said residence up to a maximum of ten (10) signs. Such additional signs shall not be placed in the public right-of-way. Said signs shall be displayed only on days when the property is open to the public (e.g. garage/yard sale, open house, and model home business hours).
 - d) Each multiple family development, mobile home park, or mobile home subdivision may place one (1) sign within the building envelope of the building containing the office. Said sign shall maintain a minimum five (5) foot clearance to allow unobstructed pedestrian use of the privately owned pedestrian path located therein. Said sign shall be displayed only during office hours.
 - e) Each quasi-public or institutional use not located in a commercial or industrial district may place one (1) sign within the building envelope and shall maintain a minimum five (5) foot clearance to allow unobstructed pedestrian use of the privately owned pedestrian pathway located therein. One (1) additional sign may be placed per each turning movement beginning at the property and allowed for a maximum of one (1) mile distance from said property up to a maximum of ten (10) signs. Such additional signs

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shall not be placed in the public right-of-way. Said signs shall be displayed only when said property is open to the public.

3. Approval process: No sign permit shall be required.

B. Air-activated signs.

1. Area and Height: Signs shall not exceed fourteen (14) feet in height.

2. Location:

a) Signs shall be set back a minimum of five (5) feet from the public right-of-way or a distance that is equal to the height of the sign, whichever is greater.

b) Air-activated signs shall only be allowed on nonresidential properties, except for holiday decorations on residential properties, which do not require a permit.

3. Number of signs: No more than two (2) air-activated signs may be displayed concurrently. For the purpose of calculating the number of signs, segments of multiple pennants hung on the same premises shall collectively be considered one (1) sign and segments of streamers hung on the same premises shall collectively be considered one (1) sign.

4. Duration: Each business or nonresidential use shall be allotted no more than thirty (30) cumulative days within each six (6) month period in a calendar year to display air-activated signs, banners, or feather signs. One (1) day shall be counted as being exhausted from the total allotment for each day that one or any combination of the aforementioned signs is displayed.

5. Approval process: A temporary sign permit shall be required to display any air-activated sign, except common party balloons shall not require a permit when they do not exceed a height of fourteen (14) feet from finished grade.

6. Other requirements:

a) Signs shall be fastened to the ground or a structure so that it cannot shift more than three (3) feet horizontally under any condition.

b) Signs shall require compliance with applicable building codes.

C. Banners.

1. Area and Height:

a) Banners shall not exceed the square footage of installed and/or permitted attached signs as provided for in section 39-9.

b) Banners attached to buildings and vertical banners affixed to a permanent structure located within a permitted outside display area shall not project above the roof line or exceed a height of twenty five (25) feet from finished grade to the top of the banner, whichever is lower. Said banners shall maintain a minimum clearance of seven (7) feet above finished grade when placed upon an area open for common or general use of the public.

c) Detached banners shall not exceed eight (8) feet in height.

2. Location:

a) Banners shall not be attached to single family homes.

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- b) Detached banners shall be setback a minimum of five (5) feet from the public right-of-way and driveways.
 - 3. Number of signs: Each business or nonresidential use may display no more than one (1) banner, which may be attached to a building or detached. Notwithstanding the foregoing, an unlimited number of vertical banners may be displayed when affixed to permanent structures that are located within a permitted outside display area provided that each vertical banner does not exceed twelve (12) square feet in size.
 - 4. Duration: Each business or nonresidential use shall be allotted no more than thirty (30) cumulative days within each six (6) month period in a calendar year to display air-activated signs, banners, or feather signs. One (1) day shall be counted as being exhausted from the total allotment for each day that one or any combination of the aforementioned signs is displayed, except that the display of vertical banners located in permitted outside display areas and banners that do not exceed sixteen (16) square feet in area which are displayed during construction of the site or during a City funded or designated construction project that is located adjacent to the business or nonresidential use erecting said sign shall not be counted toward said allotment.
 - 5. Approval process: A temporary sign permit shall be required to display banners as provided herein, except no permit shall be required for:
 - a. Vertical banners displayed in a permitted outside display area; and
 - b. Banners that do not exceed sixteen (16) square feet in area and are displayed during construction of the site or during a City funded or designated construction project that is located adjacent to the business or nonresidential use erecting said sign, and which is promptly removed after construction is completed.
 - 6. Other requirements:
 - a) Detached banners shall be secured to a freestanding temporary support structure, uprights, stakes or poles that are sufficiently anchored to withstand wind pressure.
 - b) Banners shall not be tethered to or otherwise affixed to trees or any other landscaping.
 - c) Any banner that is partially torn, loose or otherwise unsecured shall be deemed unsafe and shall be immediately replaced, refastened, removed or replaced.
 - d) Banners shall not be affixed to or displayed over a freestanding monument sign.
- D. Feather signs.
- 1. Area and Height: Feather signs shall not exceed twelve (12) square feet in area and shall not exceed eight (8) feet in height from grade.
 - 2. Location: Feather signs shall only be allowed in multiple family districts and nonresidential properties, and shall be setback a minimum of five (5) feet from the public right-of-way or a driveway. Said signs shall not be placed closer than twenty (20) feet to another feather sign or freestanding monument sign.
 - 3. Number of signs: Each business, multiple family development or nonresidential use may display no more than two (2) feather signs.
 - 4. Duration: Each business, multiple family development or nonresidential use shall be allotted no more than thirty (30) cumulative days within each six (6) month period in a calendar year to display air-activated signs, banners, or feather signs. One (1) day shall be counted as being exhausted from the total allotment for each day that one or any combination of the aforementioned signs is displayed.

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5. Approval process: A temporary sign permit shall be required to display feather signs as provided herein.
6. Other requirements:
 - a) Feather signs shall be securely attached to mounting poles which are secured to the ground.

E. Temporary freestanding signs.

1. Area, height and location:
 - a) Signs located on property currently used for agriculture, vacant property or property that is currently under construction shall not exceed thirty two (32) square feet for the first acre or portion thereof. For each additional acre in size, the combined area of the sign may be increased four (4) square feet up to a maximum of one hundred sixty (160) square feet. Said signs shall not exceed fifteen (15) feet in height. Said signs shall not be placed closer than fifteen (15) feet to a public right-of-way.
 - b) Signs located on residential properties shall not exceed sixteen (16) square feet in area or six (6) feet in height. No minimum setback shall be required from the public right-of-way for said signs.
 - c) Signs located on commercial, office, industrial, quasi-public, or institutional properties shall comply with the following standards:
 - I. Parcels containing two (2) acres or less are allowed a sign not to exceed sixteen (16) square feet in area.
 - II. Parcels containing less than ten (10) acres but more than two (2) acres are allowed a sign not to exceed thirty-two (32) square feet.
 - III. Parcels containing ten acres or more are allowed a sign not to exceed fifty (50) square feet and may be illuminated. Such illumination shall be indirect lighting only.
 - IV. Maximum height of all such signs shall not exceed twelve (12) feet.
 - V. Signs which exceed thirty two (32) square feet in area or eight (8) feet in height shall bet setback a minimum of fifteen (15) feet from the public right-of-way.
2. Number of signs: One (1) single- or double-faced temporary freestanding sign is permitted per parcel unless it is a corner parcel, in which case two (2) such signs may be erected, one (1) sign for each street front. Notwithstanding the foregoing, an unlimited number of the following signs may be displayed and shall not be counted towards the number of signs permitted herein:
 - a. Signs or notices required by a government agency; and
 - b. Signs located in a single family residential district which do not exceed six (6) square feet in area and four (4) feet in height.
3. Duration: Signs requiring permits shall be valid for two (2) years and shall be renewable on an annual basis thereafter. A sign not requiring a permit shall be removed within thirty (30) days after the sign is considered to be abandoned as defined by this chapter.
4. Approval process: In order to ensure that signs are safe and structurally sound, a sign permit shall be required for temporary freestanding signs that exceed thirty two (32) square feet in area or eight (8) feet in height.

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5. Other requirements:

- a) Temporary freestanding signs shall be made of a rigid durable material that will withstand the elements.

39-11. - Revocation of permits.

The Zoning Administrator shall have the authority to revoke any permit which has been granted when it has been determined that the sign authorized by the permit has been constructed or is being maintained in violation of the permit.

A. Notice of the Zoning Administrator's decision to revoke a sign permit shall be served on the holder of the permit by:

- 1. Delivering a copy of the notice to the holder of the permit, mail return receipt requested, to the last-known post office address of the holder of the permit; and
- 2. Leaving a copy of the notice with any person in charge of the premises and a copy mailed to the property owner; or
- 3. In the event no such person can be found on the premises, by affixing a copy of the notice in a conspicuous position at or near the entrance to the premises.

B. The holder of the permit may appeal the decision of the Zoning Administrator to the Board of Adjustment. This appeal must be made within thirty (30) days from the date when the notice was served.

C. If no appeal has been filed by the end of the thirty-day appeal period, then the permit is revoked and the sign is illegal. The Zoning Administrator shall then initiate the procedure for the removal of the illegal sign.

39-12. - Removal of signs.

The Zoning Administrator is hereby authorized to require the removal of any illegal sign as defined by this chapter.

A. Before bringing action to require the removal of any illegal sign, the Zoning Administrator shall give written notice to the owner of the sign or the owner of the premises on which the sign is located. The notice shall state the reasons for removal, listing the deficiencies or defects in the sign with reasonable definiteness, and the violations charged. The notice shall include what repairs if any will make such an installation conform to the requirements of this chapter. The notice shall specify that the sign must be removed or made to conform with the provisions of this chapter within the time period listed below. Service of the notice shall be by any of the following methods:

- 1. Delivery in person to the owner, occupant, manager or agent of the premises where the violation has occurred, or to the person responsible for the violation;
- 2. Posting on or about the entrance of the premises where the violation occurred;
- 3. By first class mail, postage prepaid, addressed to the owner, occupant, agent, manager or responsible person at the last known address. Service by mail is deemed complete upon deposit in the U.S. mail;
- 4. By Certified mail;
- 5. By publication;
- 6. By serving the owner, occupant, manager, agent, or responsible person in the same manner as provided by the Arizona Rules of Civil Procedure.

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B. The period of notice for permanent sign as defined by this chapter shall be thirty (30) days. The period of notice for temporary signs as defined by this chapter shall be three (3) working days.

C. The re-erection of any sign or substantially similar sign on the same premises after a removal notice has been issued shall be deemed a continuance of the original violation.

D. If the owner or lessee of the premises where the sign is located has not complied with this chapter by the end of the notice period, the Zoning Administrator shall certify the violations to the City Attorney for prosecution or any other remedy allowed by law.

39-13. - Emergency removal or repair.

A. The Zoning Administrator is hereby authorized to cause the immediate removal or repair of any sign or signs found to be unsafe, defective, or a traffic hazard to the extent that it creates an immediate and emergency hazard to persons or property. Actual notice to the property owner or lessee shall not be required. The Zoning Administrator shall make a reasonable effort to notify the property owner or lessee that the defective and unsafe sign must be removed or repaired immediately.

B. All actual costs incurred by the Zoning Administrator in the removal or repair of said sign shall be paid by the owner of the sign or the owner of the premises where the sign is located. Action for recovery may be brought by the City Attorney upon proper certification to him/her by the Zoning Administrator.