Engineering, Planning and Zoning
City Hall, 209 S Main Street
Marysville, Ohio 43040-1641
(937) 645-7350
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www.marysvilleohio.org

LEGAL NOTICE

Notice of Public Hearing for Planning Commission in the City of Marysville. The Public Hearing will be held on February 4, 2025 at 6:30 p.m., in the Council Chambers on the second floor located at 209 S. Main Street, Marysville, Ohio 43040.

NEW BUSINESS:

1. To hear an application for a Zoning Code Amendment to Part Eleven - Zoning Code, Section 1129 – Signs and Appendix – Glossary of Terms.

Copies of the above application(s) are on file and may be viewed on the City's Website, Boards & Commissions, Planning Commission: https://www.marysvilleohio.org/155/Planning-Commission

If you have any questions, you may contact the Marysville Planning and Zoning Department at (937) 645-7361 or (937) 645-7328 or via email at agaver@marysvilleohio.org or jbeard@marysvilleohio.org.

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PLANNING COMMISSION AGENDA
Tuesday, February 4, 2025 6:30 p.m.
Council Chambers, 209 S. Main Street, 2nd Floor

CALL MEETING TO ORDER:

Time In: _____

Roll Call:

Chad Wolniewicz

Lesley Verbus

Matthew Fisher

Michael Nickoson

Robert Stillion

Bret Ingle

Paige Laub

APPROVAL OF MINUTES:

January 7, 2024 Regular Meeting Minutes

SWEARING OF CITIZENS & APPLICANTS: All applicants speaking before the Planning Commission tonight will have to stand and raise their right hand (if unable to stand, you may be seated). The designated chair for the Planning Commission will administer the swearing in statement.

CITIZEN COMMENTS: Citizen speaking is limited on comments to five (5) minutes, unless written permission prior to the meeting. (If the chair feels that they would like to authorize them to speak another five minutes later in the item, they may allow them to do so).

REPORT OF ADMINISTRATION:

NEW BUSINESS:

1. To hear an application for a Zoning Code Amendment to Part Eleven - Zoning Code, Section 1129 – Signs and Appendix – Glossary of Terms.

DISCUSSION ITEMS:

DESIGN REVIEW BOARD LIAISON REPORT:

COMMENTS OF INDIVIDUAL BOARD MEMBERS:

Chad Wolniewicz

Lesley Verbus

Matthew Fisher

Michael Nickoson

Robert Stillion

Bret Ingle

Paige Laub

ADJOURNMENT:

Time Out: _____

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PLANNING COMMISSION MEETING MINUTES
January 7, 2025 at 6:30 P.M.
Council Chambers – 209 S. Main Street – 2nd Floor

The meeting was called to order by Chairman Nickoson at 6:30 p.m.

PLANNING COMMISSION MEMBERS PRESENT: Michael Nickoson, Robert Stillion, Lesley Verbus, Bret Ingle, Chad Wolniewicz, Paige Laub and Matthew Fisher.

CITY ADMINISTRATION PRESENT: *Planning and Development Manager* Ashley Gaver, *Zoning Administrator* Zach Andrews and *Planning Officer* Jeff Beard.

ADDITIONAL PERSONS PRESENT: Barry Disbennett, Tony Coffey, Brenda Coffey, Heymor Olivarez, Carlos Alvardo, Greg Gerten, Adam Hodinchak, Darin Ronker, Faye Cox, Kathy Young, Bob Berbee, Rick Rodger and Reddy Garla.

APPROVAL OF MINUTES: Commissioner Verbus moved to approve the December 3, 2024 Planning Commission Meeting Minutes as presented; voice vote in favor was unanimous.

SWEARING OF CITIZENS AND APPLICANTS: Chairman Nickoson asked anyone who thinks they may speak during the meeting to stand and raise their right hand to be sworn into the meeting. The swearing in statement was made my Chairman Nickoson.

CITIZEN COMMENTS: Kathy Young said she is going to continue to ask until April about the zoning change she is requesting for her to be able to house foster children who have aged out of the system.

Rick Rodger, Judge, Probate and Juvenile Divisions of the Union County Court of Common Pleas, said he is supportive of the initiative by Kathy Young. He provided examples of local foster children who have aged out of the system that would have benefited from the zoning change she has requested.

REPORT OF ADMINISTRATION: None.

NEW BUSINESS:

1. **Vote on Chair, Vice Chair, and Rules and Procedure:**
   Commissioner Wolniewicz nominated Commissioner Nickoson for Chairman. No other nominations were made and the floor closed. Voice vote in favor was unanimous for Commissioner Nickoson to serve a Chairman of the Planning Commission in 2025.

Chairman Nickoson nominated Commissioner Fisher for Vice Chair. No other nominations were made and the floor closed. Voice vote in favor was unanimous for Chairman Nickoson to serve as Vice Chairman of the Planning Commission in 2025.

Regarding the Rules of Procedure, Chairman Nickoson recommended changing Rule 2.e. to Chairperson from Chairmen. Voice vote in favor was unanimous. The Rules of Procedure can be found in Exhibit A.

2. **Vote on the Community Reinvestment Area Housing Council Representative:** Chairman Nickoson stated this is a three year term, Commissioner Verbus has filled one year and she is interested in continuing. No vote was needed.

3. **To hear an application for a Conditional Use for a 'Community Center' within the Village Residential (VRD) zoning district located at 500 West 4th Street:** Commissioner Verbus recused herself from the dialogue and from the vote. Faye Cox, attorney representing the applicant, and a representative on the Board of Trustees for the Union County Foundation, explained that they intend to use the location for events, board meetings and for other community minded organizations to utilize. They also plan to use the location as a community garden, while the plans for it are very preliminary. She said they want to make sure this historic building is protected, maintained and continues to be used.

   Commissioner Comments: Chairman Nickoson asked about the comments made by Staff. Ms. Cox said regarding parking, the intent is that they will need about 21 spots. On a regular day-to-day basis, there will not be a lot of usage. There are also three spots in the garage. They can add additional parking if requested. Commission Wolniewicz said realistically, the three spaces in the garage have been eliminated because of the handicap spaces. Ms. Cox said yes, that is correct. Additionally, Commissioner Wolniewicz recommended squaring off the parking area because when backing-up there could be sight-line issues. There was general dialogue regarding the parking, along with space and width requirements. Manager Gaver said working with Staff on the parking lot can be a condition of the conditional approval.

   Ms. Cox said regarding the sidewalk along 3rd Street, they would prefer to not have to use community money for a sidewalk. Chairman Nickoson said the sidewalks would be required. Commissioner Wolniewicz agreed and said especially with the intent of this being a community center, sidewalks will be required. Administrator Andrews said the Foundation would be eligible for the Sidewalk Improvement Grant. Adam Hodnichak, Executive Director of the Union County Foundation said further down on the road, there is no sidewalk, so we would not be connecting to anything at this time. Instead of spending the money on a sidewalk, it could be better used for our philanthropic efforts in the community. Commissioner Ingle said the point made is valid, and asked if we could allow them time for the sidewalk to be put in or if we could work with them in some way. Administrator Andrews said the change in the use is what triggers the requirements for the sidewalk program. Commissioner Laub said this is a requirement that is equally applied, if we do not require one applicant to participate, we would have to do the same for others. Considerable dialogue continued from the applicant and representatives of the applicant regarding the desire to not spend the money on the sidewalk. Administrator Andrews said a variance can be requested with the Board of Zoning and Appeals to not have to comply with the Zoning Code. It would be up to the Board of Zoning and Appeals to make the decision. However, this Board and City Staff do not have the ability to simply waive a requirement that is outlined in the Zoning Code.

Regarding the layout of the garden, Ms. Cox said they are in the very initial stages. The idea is to have winding gardens that would be accessible to the community. Commissioner Stillion asked if flowers or fruits and vegetables are envisioned. Ms. Cox said they are very open and are partnering with Scotts. The idea is to bring in the Master Gardner's as a part of the process. Commissioner Stillion asked if the intent is to change the building. Ms. Cox said their intent is to maintain the historic integrity and to enhance it.

Commissioner Fisher asked about the size of events planned. Mr. Hodnichak explained the various events, some with five to six participants, others with up to 100 participants. Commissioner Fisher expressed concern with it being a residential area and the ability for parking. Mr. Hodnichak spoke to the option of parking in the grass on-site for larger events if needed. Commissioner Fisher asked if there is anything in the Code that prevents lawn parking. Administrator Andrews said the Property Maintenance Code outlines lawn parking and it is addressed when it is an ongoing concern. If a neighbor complained about an event on a Saturday, when we arrive to the office on Monday, if is unlikely there is going to be a violation.

Citizen Comments: Kathy Young asked if parking spots instead of a sidewalk could be an option.

Barry Disbennett said he lives at the corner of Fourth and Maple Streets across from this property. He has lived in the house for 57 years and doesn't want to see the property change. Regarding the sidewalk, they should comply. Over the years, pedestrian traffic has increased. Once the apartments on 3rd Street were built, he has seen more people meandering and he is worried about crimes of opportunity. He doesn't want to see that increase with the Union County Foundation and doesn't want them to put in a homeless shelter in the future.

Response to Citizen Comments: Ms. Cox said regarding the use, there is no intent to have a homeless shelter, there will be no residences in the space. Funds are raised and kept with the Foundation and then dispersed directly back into the community. Regarding appearance, their goal is to retain the historic significance. Their job is to be good stewards of the space to reflect the heritage of the property. Mr. Hodnichak said there will be security as well, if people are passing through that shouldn't be, we will catch that.

Commissioner Laub moved to approve the Conditional Use application with the following conditions: The Applicant shall work with Staff in regard to the installation of a sidewalk along W. 3rd Street, and the parking on site for the Community Center, and the question put, stood:

Mr. Ingle YES;	Mr. Wolniewicz YES;	Mr. Fisher YES;	Ms. Laub YES;
Mr. Stillion YES;	Mr. Nickoson YES.		

Vote 6-0; Motion carried.

4. **To hear an application for a Planned Unit Development (PUD) Development Plan application for a development known as Marysville North Development located at Parcels 2800090080000, 2800090120010, 2800090140020, 2800090060010, 2800090170000, 2800090180000, 2800090020000, 2800090022000, 2800090040000, 2800090030000, and 2800090021000.** Planning Officer Beard said the applicant has requested to table this application to the February 4, 2025 Planning Commission Meeting.

5. **To hear an application for a Zoning Code Amendment to Part Eleven - Zoning Code, Sections 1121, Section 1123 and Appendix - Glossary of Terms:** Administrator Andrews explained that City Staff have attended continuing education courses and received information regarding the proliferation of small box discount stores in many communities. As a result, City Council passed a moratorium on them until they had time to recommend changes to the Zoning Code to define small box discount stores, because they are not currently defined. The moratorium ends in April of 2025. Manager Gaver and Administrator Andrews reviewed the application as it was provided in the meeting packet.

   Commissioner Comments: Commissioner Verbus said while she agrees with any type of business not being too highly concentrated, she said she is not overly comfortable with the language in the Purpose Section, feels like it is vilifying to these types of stores. Manager Gaver said if the Commission wishes to discuss modifying the language they can. Additionally, she said we don't always have the Purpose Section, they can work with the Law Director to see about removing it. Chairman Nickoson said upon review of the locations we have currently, he is not sure if there would still be other places for small box discount stores to be permitted. Manager Gaver said in relation to PUDs, this regulation would not apply as long as it is zoned in the PUD. Manager Gaver asked how the Commission would like to address PUDs, how would the distances be measured, or would it not be regulated because it's a PUD? Commissioner Wolniewicz asked for a zoning map to see how this would be applied. Planning Officer Beard pulled up the City's zoning map and pointed out the Suburban Commercial District (SCD), Regional Mixed-Use District (RMU) and Neighborhood Commercial Districts (NCD). Commissioner Ingle said in thinking about a Five Below, people in Marysville would like one of those. Commissioner Verbus said she doesn't want us to be narrow minded and overly restrictive. Administrator Andrews recommended allowing a shorter distance between two if they are not located in a stand-alone facility.

   Citizen Comments: Adam Hodnichak asked if this would capture Second Chances or other thrift stores.

   Response to Citizen Comments: Administrator Andrews said they do not sell any produce or food so no, it would not.

   Commissioner Wolniewicz moved to approve the Conditional Use application with the following conditions: Staff shall revise the text within the spacing requirement to allow for small box discount retail stores that are located within an in-line retail center to be located one (1) mile from another parcel with a small box discount retail store, the spacing for standalone small box discount retail stores shall remain the same as proposed, which is two (2) miles from one parcel to another parcel, and City Staff shall work with the Law Director regarding the Purpose Section of the proposed Zoning Code text to review the possible removal of that section from the amendment, and the question put, stood:

Mr. Fisher YES;	Ms. Laub YES;	Mr. Stillion YES;	Mr. Nickoson YES;
Ms. Verbus YES;	Mr. Wolniewicz YES;	Mr. Ingle YES.	

   Vote 7-0; Motion carried.

6. **To hear an application for a Zoning Code Amendment to Part Eleven - Zoning Code, Section 1129 – Signs and Appendix – Glossary of Terms:** Planning Officer Beard said this item is being tabled as well because there are still a few items being finalized with the consultant. We expect to present this item at the February meeting.

DISCUSSION ITEMS: None.

DESIGN REVIEW BOARD LIAISON REPORT: Commissioner Stillion said that during the December 11, 2024 Design Review Board Meeting, four applications were reviewed, three were approved with conditions and one was tabled. Planning Officer Beard said regarding the former church, a condition was to work with Staff, which they have done and we met with the Chair of the Design Review Board. The application is now approved.

COMMENTS OF INDIVIDUAL COMMISSION MEMBERS: Commissioner Verbus said she had the opportunity to visit Ms. Young's Accessory Dwelling Unit (ADU) and thinks ADUs are a lovely addition to the community. Commissioner Laub wished everyone a Happy New Year. Chairman Nickoson said he is looking forward to working with everyone in 2025.

ADJOURN: There being no further business to bring before the Commission, Commissioner Laub moved to adjourn the meeting. Voice vote in favor was unanimous. The meeting adjourned at 7:21 p.m.

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February 4, 2025

To: City of Marysville
Planning Commission Members

From: Ashley Gaver
Planning and Development Manager

RE: Zoning Amendments: Part Eleven - Zoning Code

To hear an application for a Zoning Amendment to Sections 1129 - Signs, Section 1121 Districts and Overlays and Appendix - Glossary of Terms.

Project History:

The City of Marysville went through a Zoning Code rewrite that was adopted in 2020 by City Council. It was determined that the Sign Code section shall have its own review and update separately from the rest of the Zoning Code. Staff began working with the consultant from ZoneCo in 2021 to review and start drafting an updated Sign Code for the City to adopt.

A Steering Committee was assembled to discuss the current Sign Code and provide suggestions on different changes that should be considered while creating the new proposed Sign Code. The Steering Committee members were a mix of staff, ZoneCo consultants, City board members, business owners, a sign company representative and other community members. The Steering Committee met four times from 2022 to 2024 to provide feedback on different aspects of the proposed Sign Code such as the number of signs permitted, types of signs permitted for each Zoning District, and standards for different types of signs.

City Staff held five different public meetings for business owners, property owners or residents. The meetings were open discussion with City Staff to review the proposed code and answer any questions the participants may have about the sign code.

The Planning Commission held a special meeting on October 29, 2024 for discussion of the proposed sign code and to ask questions and provide feedback for possible amendments to the proposed sign code that was presented at the meeting. Below is a list of comments and/or questions that were discussed at the meeting to be addressed with an amended sign code:

Special Planning Commission Meeting Comments: (Answers are in Red)

- Projecting Sign:
  - Add a description about installing into the mortar of the building
    - Updated see page 15 item number 12 which prohibits signs from being mounted to the brick facade unless fastened directly to the mortar.
  - How do we calculate a 3-dimensional sign (more than just a two-sided)?
    - The measurement method was added; see page 10.
  - What is the maximum distance from the building? Does this include the bracket?
    - The maximum distance is 5 feet from building elevation including all sign components, i.e. mounting, supports; see page 33.
  - Can we include recommended material for the projecting sign so they do not deteriorate? Describe it as, "durable, weatherproof material"
    - Confirm if any requirements are outlined in the Uptown Design Guidelines
      - This statement has been added in the Sign Materials and General Design sections, "All sign materials shall be of durable and weatherproof materials that are not prone to fading or cracking" see pages 4 and 46.
      - Uptown Design Guidelines suggests using painted wood, marine grade plywood or high-density wood composite materials with banded edges to prevent moisture penetration.
- Post & Panel Sign:
  - Include the structure of the sign in the size/height calculation?
    - The structure of the sign shall count towards the height of the sign standards on page 32.
  - Add this sign type to the residential districts for potential home occupation
    - Post and panel type of signage is now permitted in residential for commercial uses, see page 32 for standards.
  - One post vs two post signs
    - Evaluate the height and square footage requirement as it could be different for two post sign type
      - Single post max height is 8' and double post max height is 6', see page 32.
      - The square footage is the same for both single and double post signs, see page 32.
  - Consider extra SF if there is an additional tenant
    - 12 SF per sign panel up to two panels (only 2 panels allowed outside of the Uptown District)
    - If more than two panels then 30 SF maximum for all sign panels in the Uptown districts only, see page 32.
- Feather Sign:
  - Add as a temporary sign type (90 days)
    - Updated to 90 days and falls under the definition of a banner sign.
- Temporary Banner:
  - Total of 60 days per year

        - Updated to 90 days which is the same as other temporary signs; see page 21.
- Number of yard signs permitted?
    - Are these listed in the temporary category?
        - Yard signs are broken down into Small (6 SF Max) and Large (12 SF max) types which are both temporary signs.
        - The number of small yard signs permitted is 2 in the Commercial, Civic, Uptown, and Manufacturing districts and 6 in the Residential districts.
        - The number of large signs permitted is 1 in all districts.
- Administrative Approval for larger signs in code
    - What does this require? Permit or DRB application?
        - Maximum sign surface area may be increased up to 20% upon administrative adjustment. All other variances to be reviewed by the Board of Zoning Appeals. Permit process would follow the process outlined in the text; see page 15.
- BZA: Maintain BZA for sign exceptions
    - This has been included see pages 48-49
- Allow Exposed Neon in the Uptown
    - This has been updated in the charts as a permitted illumination type for Building Entrance, Canopy (Building Mounted), Canopy (Ground Mounted), Projecting Sign, Wall Sign, Window & Door Signs in the Uptown districts.
- PC agrees with administrative review of existing signs — update proposed code
    - What if the property is adding a sign to the existing sign (additional panel for new business)? How is this handled?
        - Sign permits are required for all new signs. Signs within the Uptown Districts or signs that will be installed as part of new development shall be subject to review by the Design Review Board as part of the Exterior Plan Application; see page15.
- Include landscape requirement around the base of the sign
    - Added as table note number 16, see page 41.

Additional Sign Code Updates:

- Electronic Message Centers (EMC's) now have their own typology chart with standards.
    - EMC's are permitted in the Civic District and are permitted for certain types of uses within the Residential District. (i.e. Schools as outlined in chart note number 4); see Page 26.
- Added table note #4 to EMC's within the Civic District which already was in place for EMC's in the Residential Districts (Open Space and Gov Districts).
- Removed Conditionally Allowed sign types from the text as the only sign listed was EMC's which have strict standards and must be part of another permitted sign type.
- Removed Painted Wall Signs from the prohibited sign types to allow flexibility and creativity with signage.
- Added the below language to address signs located within the right-of-way.

    - Signs installed or placed within the City right-of-way, or on City owned property without prior authorization shall be removed immediately, without prior notification.
- Moved Banner and Yard Signs from counting towards the cumulative number of signs permitted to be exempt as they are considered temporary signs.
- Added Changeable Copy (Manual) to be permitted with monument signs.
- Projecting Signs
    - Added a minimum thickness requirement of one inch (1”).
- Added Wall Sign as a permitted sign type within table note #4.
- Revised table note #7 to allow an additional five feet (5’) per additional tenant up to a maximum height of twenty-five feet (25’-0”) of permitted height for monument signs.
- Updated definition of a Projecting Sign to the statement below.
    - means a double-faced sign which is attached directly to and projecting outward from the building wall, generally at a right angle to the building as opposed to parallel to the building like a wall sign.

Section 1121 Districts and Overlays:

Due to the amendments being made to the current Section 1129, it will require amendments to be made to Section 1121 Districts and Overlays Typology charts.

An example of a current typology chart section regarding sign regulations.

Example 1 - SRD - Single Family Detached

SIGN REGULATIONS	PERMITTED SIGN TYPES	Real Estate Signs/ Model Home Signs (See 1129.12)

Sign Regulations in all of the typology charts are proposed to be updated to the following language throughout all districts..

Proposed Amendment Text

SIGN REGULATIONS	PERMITTED SIGN TYPES	**See Section 1129**

The above proposed amendment text will apply to the following districts and typology charts:

Section 1121.07 (SRD) **Typology Charts** ● Single Family Detached ● Single Family Attached ● Community Center ● Institutional Flex ● Multi-Family	**Section 1121.08 (SCD)** **Typology Charts** ● Commercial ● Office ● Institutional Flex ● Single Family Attached ● Multi-Family	**Section 1121.09 (ARD)** **Typology Charts** ● Single Family Detached

Section 1121.10 (VRD) **Typology Charts** ● Single Family Detached ● Single Family Attached ● Multi-Family ● Institutional Flex	**Section 1121.11 (NCD)** **Typology Charts** ● Commercial ● Institutional Flex ● Mixed-Use ● Single Family Attached ● Multi-Family	**Section 1121.12 (HMD)** **Typology Charts** ● Single Family Detached ● Mixed-Use ● Multi-Family ● Office

Section 1121.13 (M/I) **Typology Charts** ● Manufacturing ● Office/Warehouse Flex ● Office	**Section 1121.14 (LMD)** **Typology Charts** ● Manufacturing ● Office/Warehouse Flex	**Section 1121.15 (RMU)** **Typology Charts** ● Commercial ● Office ● Mixed-Use ● Multi-Family

Section 1121.18 (UC) **Typology Chart** ● Uptown Commercial	**Section 1121.20 (USF)** **Typology Chart** ● Uptown Single Family	**Section 1121.21 (UT)** **Typology Chart** ● Uptown Transitional

Section 1121.22 (M/I-O) **Typology Chart** ● Manufacturing ● Office/Warehouse Flex

The Steering Committee and Staff have reviewed multiple drafts of the proposed Sign Code and through that process ZoneCo has prepared a final draft of the new proposed Sign Code for Planning Commission's review and recommendation.

Proposed Text Amendments

The amendments to Section 1129, Section 1121 and Appendix Glossary of Terms are proposed to include an updated sign code section along with associated terms applicable to signage. The proposed sign code and definitions are referenced in 'Exhibit A'.

If you have any questions about the aforementioned items, please feel free to contact us by phone at (937) 645-7361 or (937) 645-7328 or by email: agaver@marysvilleohio.org or jbeard@marysvilleohio.org.

EXHIBIT A

Draft Sign Code

Marysville OH

Drafted Content to replace Chapter 1129 (Signs) and amend Appendix A (Glossary of Terms) of Part Eleven – Planning and Zoning Code

Part Eleven – Planning and Zoning Code

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CHAPTER 1129 – SIGNS

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SECTION 1129.01 PURPOSE AND INTENT

(A) Sign regulations are hereby established to control the type, design, size, location, maintenance, and removal of signage in Marysville.

(B) These provisions are established for the following purposes:

(1) To enable the public to locate goods, services, and facilities without difficulty or confusion;

(2) To provide a safe environment by prohibiting conditions hazardous to vehicular and pedestrian traffic;

(3) To protect property values, public investment and overall neighborhood character by preventing conditions that have undesirable impacts on surrounding properties;

(4) To permit enforcement and prosecution of the regulations in this Chapter, and to create a system of variances and appeals to allow exceptions where justified by hardship;

(5) To identify locations of development and economic activity by permitting signs appropriate to the land use and zoning district of each parcel while ensuring that signs will be harmonious with their surroundings; and

(6) To support the creation and existence of businesses so that additional jobs and services are available to Marysville.

SECTION 1129.02 APPLICABILITY AND EXEMPT SIGN TYPES

(A) **Applicability**. Except as otherwise explicitly provided, the provisions of this Chapter apply to all of the following:

(1) All signage within the city that may be directly viewed from a right-of-way;

(2) All signage that may be directly viewed from a lot other than the lot on which the sign is located; and

(3) All signage that may be directly viewed from an unrestricted, publicly accessible outdoor space, including but not limited to surface parking lots, unenclosed yards, and driveways that are not gated.

(B) **Compliance with other codes**.

(1) All references within this Chapter to laws and/or regulations that exist outside of this Chapter shall be construed to refer to the most current version and citation for those laws and/or regulations unless expressly indicated otherwise.

(2) If a referenced law or regulation is repealed and not replaced, any requirements within this Chapter for compliance with such law or regulation shall no longer be in effect.

(C) **Exempt sign types**. The provisions of this Chapter do not apply to or govern the display of:

(1) The flags of the United States, State of Ohio, Union County, City of Marysville, and flags of other governmental entities, nations or nationality groups that are unaltered from their officially adopted versions;

(2) Flags that are 3 feet by 5 feet or smaller in surface area, provided there are not more than 2 such flags per parcel;

(3) Signs installed by a government entity;

(4) Signs which are part of the original construction of a vending machine, fuel pump, or similar device;

(5) Monuments within a cemetery;

(6) Cornerstones and permanent building plaques that are carved into stone and/or that are an integral, structural component of a load-bearing wall;

(7) Signs on vehicles that are regularly and customarily used to transport persons or property for a business;

(8) Signs required by law to be installed;

(9) Signs and/or notices issued by, or required to be placed by, any court, officer, or other person in performance of a public duty;

(10) Scoreboards and related components in athletic fields that are oriented towards the field of play;

(11) Seasonal lighting, decorations, and related elements that are in place for less than 61 consecutive days and do not require heavy equipment to move or remove; and

(12) Other signs determined by the city to be outside the scope of this Chapter with respect to a reasonable, customary interpretation of intent.

SECTION 1129.03 SIGN MATERIALS

(A) All sign materials shall be of durable and weatherproof materials that are not prone to fading or cracking.

(B) Any sign material that is faded, cracked, or otherwise worn such that it no longer substantially reflects its original appearance shall be replaced by the sign owner or operator not later than 60 days from the date of written notice from the city regarding same.

SECTION 1129.04 MEASUREMENT METHODOLOGIES

(A) **Applicability**. Where regulated by this Chapter, the following measurement methodologies must be followed in determining compliance with applicable standards. An applicant for a sign permit bears the sole burden of calculating all sign measurements and proving that each proposed sign complies with all sign standards, including but not limited to, all dimensional standards set forth herein.

(B) **Duration of sign placement**. The duration of a sign's placement shall be counted as the total number of days per calendar year, unless otherwise explicitly stated, that a sign is allowed to stand.

(C) **Sign illuminance level**. Light sources associated with signs shall be measured by the illuminance they produce on specified surfaces. An illuminance meter (also described as a lux meter) shall be held upright and directed at the center of the sign being measured.

(1) **Internally illuminated signs**.

(i) An illuminance reading for an internally illuminated sign shall be taken with the meter placed along property lines that have direct views to the illumination.

(ii) Internal illumination sources within a sign shall not produce an illuminance at a joint property line of a property within a residential zoning district that exceeds 0.5 footcandles. At a joint property line of a property that is not within a residential zoning district, such illuminance may not exceed one (1) footcandle.

(2) **Externally illuminated signs**.

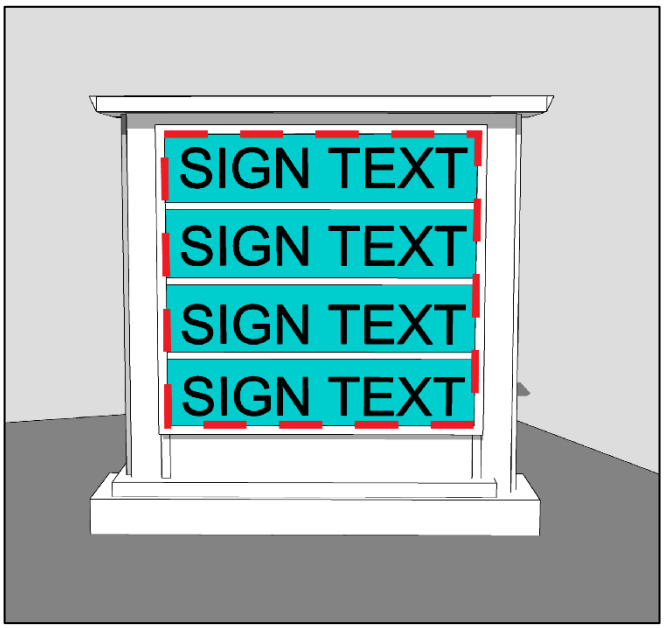
(i) An illuminance reading for an externally illuminated sign shall be taken with the meter placed a distance equal to or greater than twice the largest dimension of the sign (e.g., if the sign is 15 feet wide and five (5) feet tall, the measurement shall be taken at a distance 30 feet away from the sign).

(ii) Light sources that are intended for a sign and that are external from the sign may produce an illuminance of the sign face not exceeding 30 footcandles. Such light sources must be directed towards the sign, must be shielded in a manner that prevents light from spilling past the edges of the sign, and must be shielded in a manner that prevents direct views of the source of light. External lighting is encouraged to be powered by solar means where possible.

(D) **Sign surface area**. Sign area is measured based on the following practices, as applicable:

(1) For signs on a background, the entire area of the background of the sign face is calculated as the sign area, including any material or color forming the sign face or background used to differentiate the sign from the supporting structure against which it is placed, as shown in the area outlined in red in Figure 1129.04-1: Sign Surface Area Measurement Example 1. This area does not include the base that supports the sign or the sign surround.

Figure 1129.04-1: Sign Surface Area Measurement Example 1



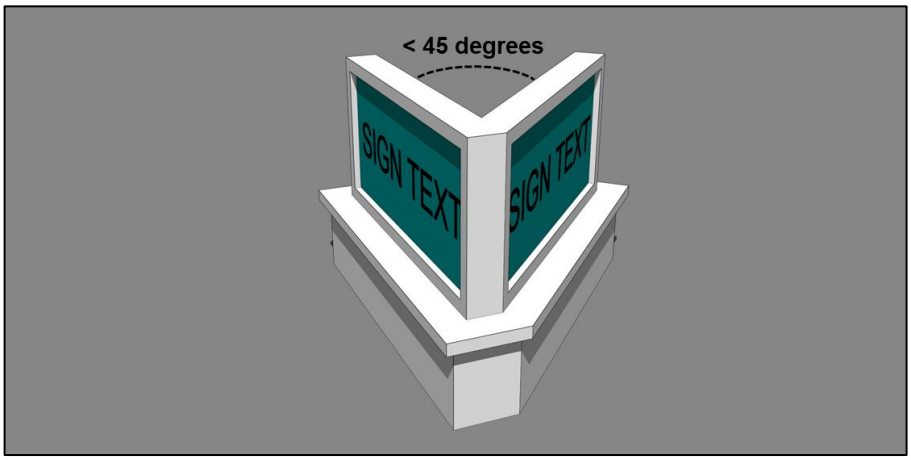
(2) For signs consisting of freestanding letters or features attached to a wall, the sign area is calculated as the total area of the smallest rectangle(s) that encapsulates text, numbers, symbols, images, and logos, as shown in the area outlined in red in Figure 1129.04-2: Sign Surface Area Measurement Example 2. This area does not include the supporting framework or bracing unless such framework or bracing is part of the message or sign face.

Figure 1129.04-2: Sign Surface Area Measurement Example 2



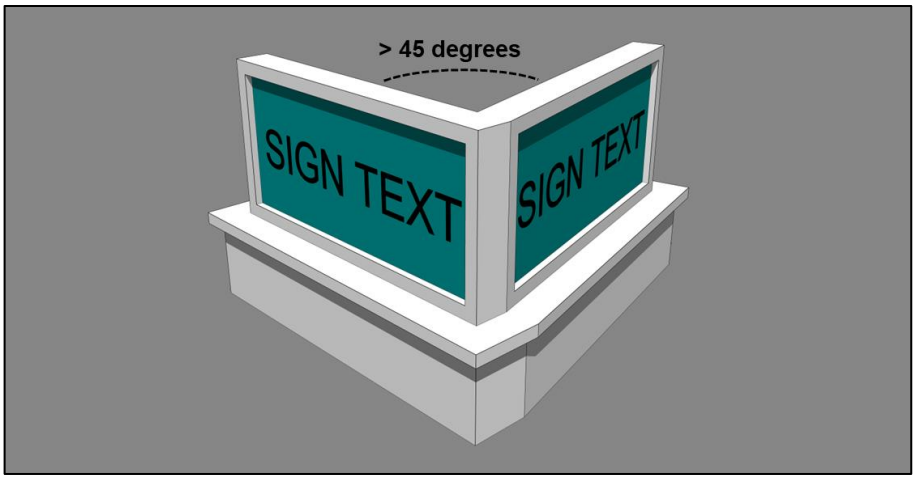
(3) If two signs of the same shape and dimensions are mounted or displayed back-to-back and parallel in a manner where a person can only view one side at a time, or are separated by an angle of 45 degrees or less, as shown in Figure 1129.04-3: Example Double-Faced Sign (45 Degrees or Less), then only one of such sign faces shall be measured for the total sign surface area, except where sign surface area standards are specified per face. Where the two sides of such a sign are not equal in size, the larger size shall be used for the total surface area calculation.

Figure 1129.04-3: Example Double-Faced Sign (45 Degrees or Less)



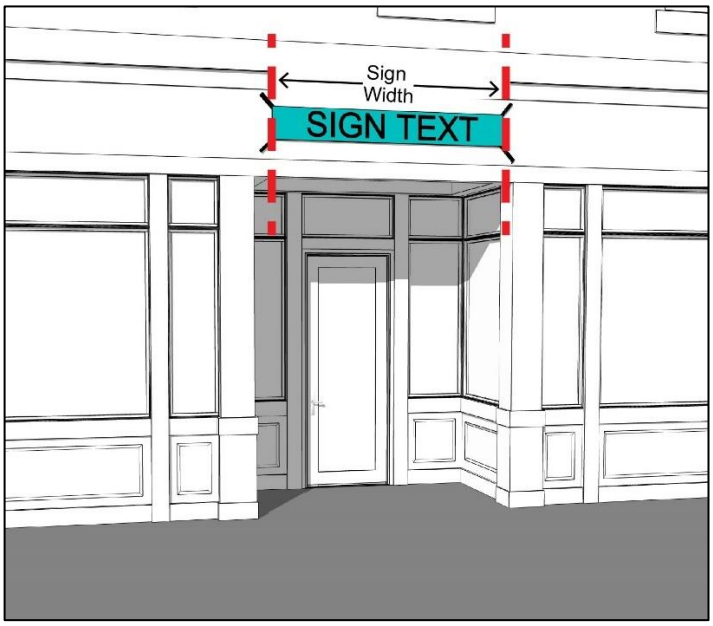
(1) If two signs are mounted and displayed in a "V" shape, instead of back-to-back, where the angle of separation is greater than 45 degrees, as shown in Figure 1129.04-4: Example Double-Faced Sign (Over 45 Degrees), then each such sign face shall be measured for total sign surface area.

Figure 1129.04-4: Example Double-Faced Sign (Over 45 Degrees)



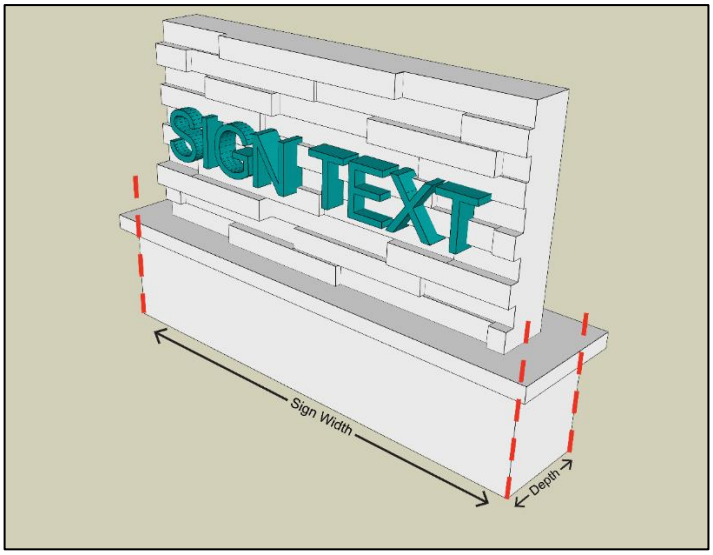
(E) **Sign width**. The width of a sign shall be measured as the longest horizontal measurement between the outermost edges of the sign, as shown in Figure 1129.04-5: Sign Width Measurement Example.

Figure 1129.04-5: Sign Width Measurement Example



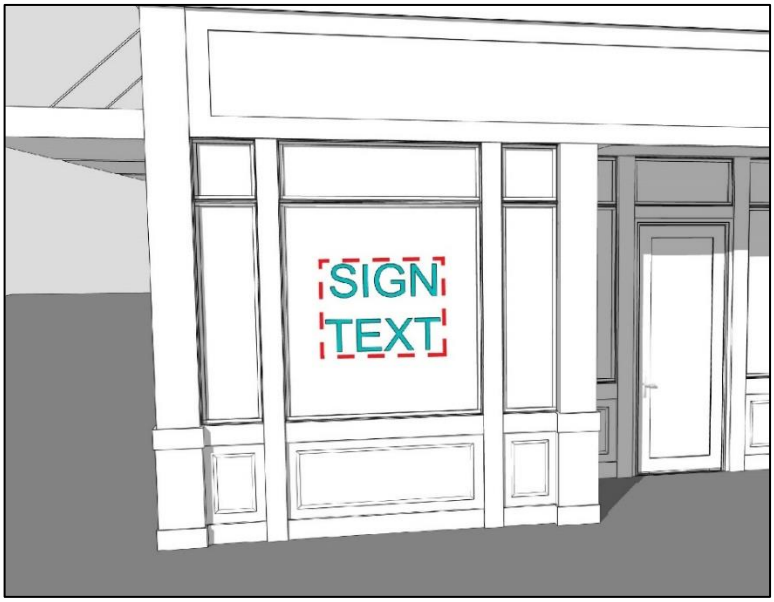
(F) **Sign support structure width and depth**. The width and depth of a sign support structure shall be measured horizontal in perpendicular directions along the constructed elements that support a sign, as shown in Figure 1129.04-6: Sign Width and Depth Measurement Example.

Figure 1129.04-6: Sign Width and Depth Measurement Example



(G) **Window and door signs**. The total area of all window and door signs shall be the total area of the smallest rectangle(s) that encapsulates text, numbers, symbols, images, and logos, as shown in the area outlined in red in Figure 1129.04-2: Sign Surface Area Measurement Example 2

Figure 1129.03 8: Window and Door Sign Measurement Example



(H) **Dimensional projecting signs.**

(1) The volume of a dimensional projecting sign shall be calculated as the volume within a rectilinear form constructed to enclose the primary form of the sign. Each face of a rectilinear form shall not exceed 12 square feet in area.

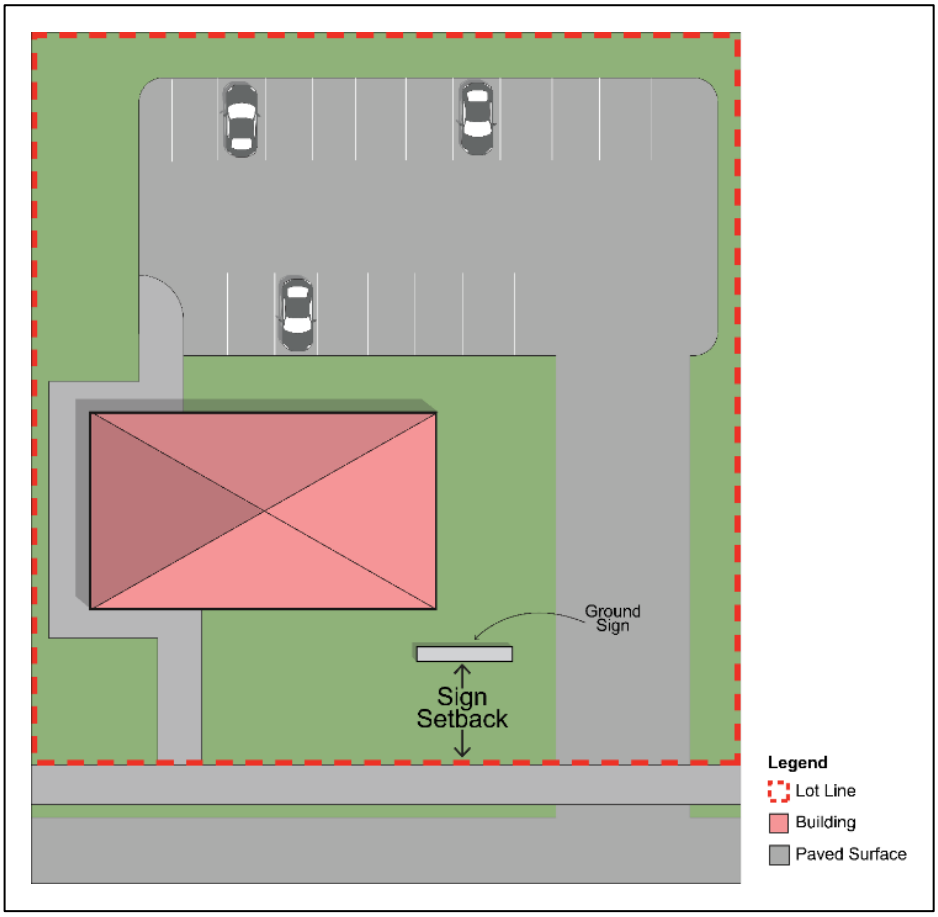
(2) Minor sign elements may project beyond the primary boundaries of this volume at the discretion of the Division of Engineering. Minor elements are defined as those parts of the sign that add to the design quality without adding significantly to the perceived volume and mass of the sign.

(3) No dimension (height, width, or depth) shall be considered to be less than 12 inches for the purposes of calculating projecting sign volume.

(4) For the purposes of this Section, a cubic foot of projecting sign or graphic volume, as calculated pursuant to these provisions, is considered to be equivalent to a square foot of sign area permitted for projecting signs.

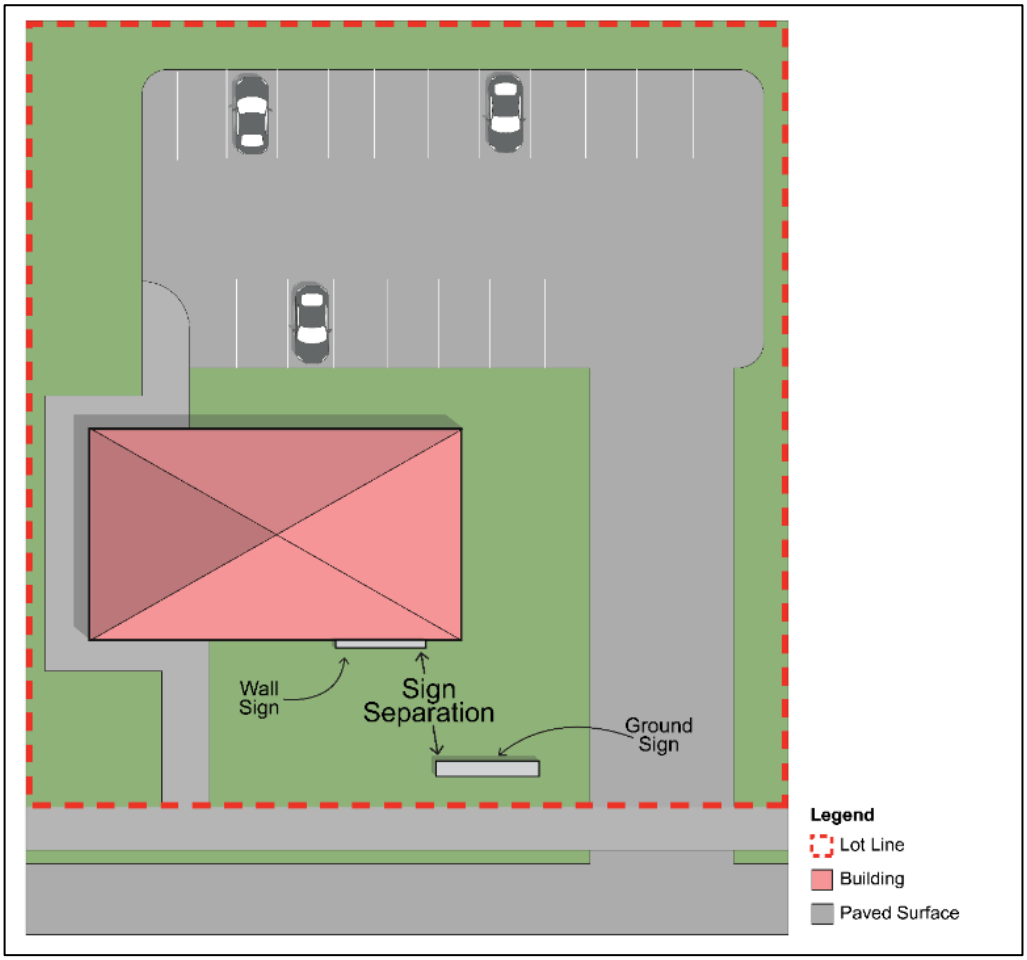
(I) **Sign setback from a parcel line**. Sign setbacks shall be measured as the shortest horizontal distance, as measured in a straight line, between the leading outside edge of the sign or sign support structure and the nearest parcel line(s), as shown in Figure 1129.04-97: Sign Setback Measurement Example.

Figure 1129.04-97: Sign Setback Measurement Example



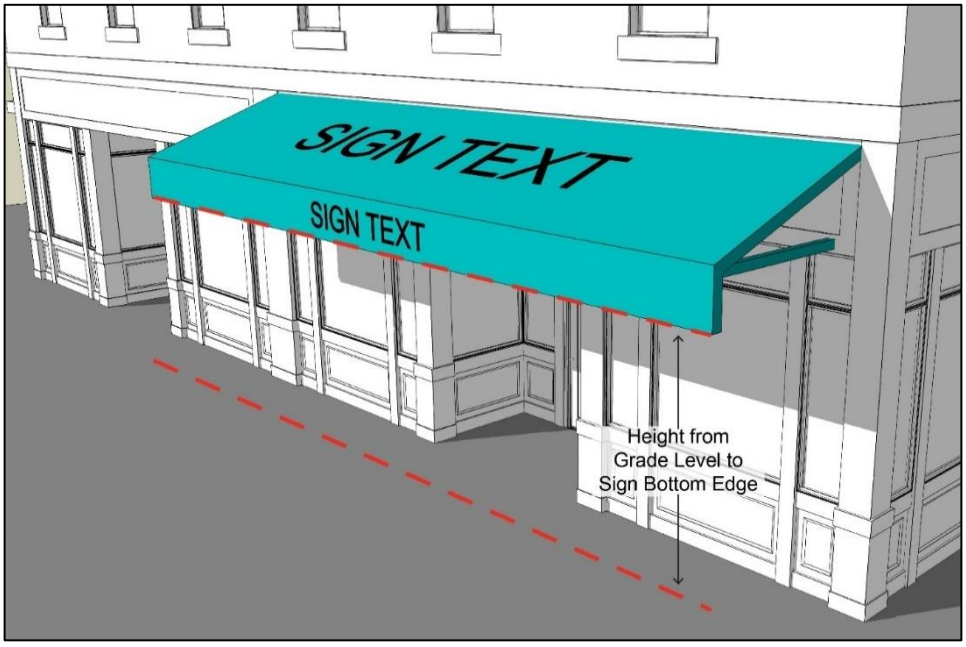
(J) **Sign separation from a separate sign**. Separation between signs shall be measured as the shortest horizontal distance, as measured in a straight line, between the leading outside edge of each sign or sign support structure, as shown in Figure 1129.04-8: Sign Separation Measurement Example.

Figure 1129.04-8: Sign Separation Measurement Example



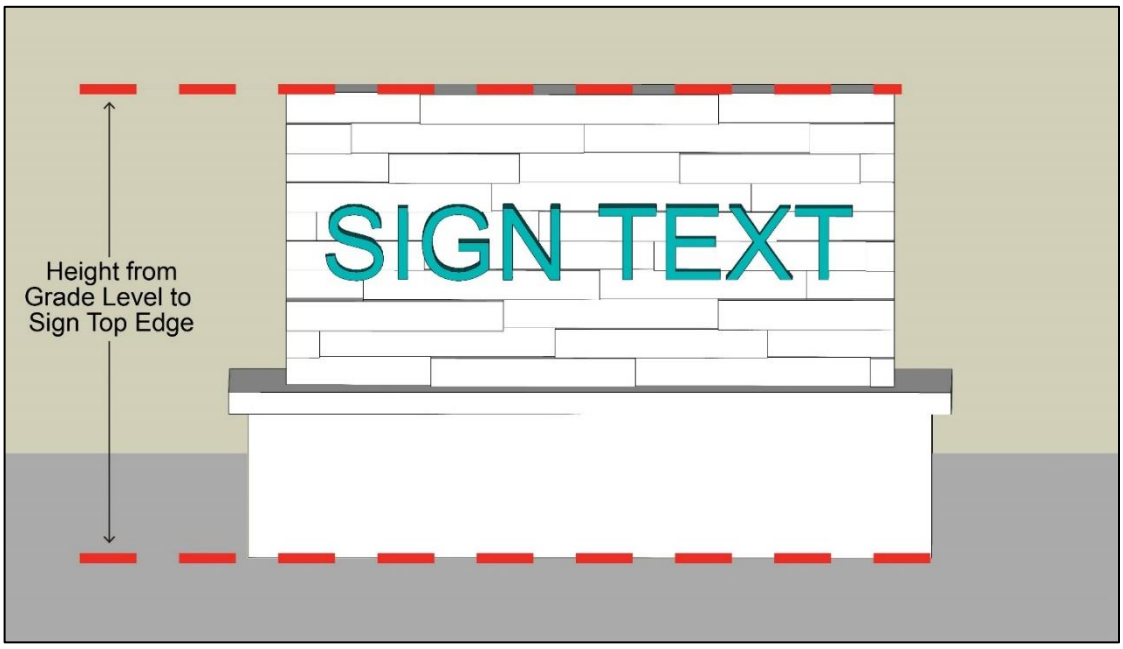
(K) **Clearance from grade level to sign bottom edge**. The clearance to the bottom edge of a sign shall be measured as the distance between grade level at the base of or beneath the sign or associated sign support structure and the lowest point of the lowest element of the sign that can be traveled under, including sign support structures that are not a building, as shown in Figure 1129.04-9: Clearance to Sign Bottom Edge Measurement Example.

Figure 1129.04-9: Clearance to Sign Bottom Edge Measurement Example



(L) **Height from grade level to sign top edge**. The height to the top edge of a sign shall be measured as the distance between grade level at the base of or beneath the sign or associated sign support structure and the highest point of the highest element of the sign, including the height of sign support structures that are not a building, as shown in Figure 1129.04-10: Height to Sign Top Edge Measurement Example.

Figure 1129.04-10: Height to Sign Top Edge Measurement Example



SECTION 1129.05 PROHIBITED SIGNS AND SIGN ELEMENTS

(A) **Prohibited signs**. The following signs and sign elements are prohibited:

(1) Electronic messaging centers, except as allowed per Table 1129.07-B: Comprehensive Sign Permissions and Design Standards;

(2) Box illumination;

(3) Off-site signs (billboards);

(4) Moving, flashing, and animated signs of any sort, including rotating or revolving signs, exposed neon (except as otherwise expressly allowed in certain districts herein), exposed LED, monopole signs, flashing messages, video signs with moving text or pictures, streamers, ribbons, pennants, spinners, and/or other similar moving devices;

(5) Roof signs, except roof signs attached to mansard roofs may be allowed;

(7) Portable signs, except for portable sidewalk signs as allowed per Table 1129.07-B: Comprehensive Sign Permissions and Design Standards;

(8) Signs that imitate or resemble official traffic or government signs and signals;

(9) Signs that create a visibility hazard or impair the future utilization or expansion of public streets;

(10) Signs that cause, create, or allow public viewing of any adult material, or any entertainment depicting, describing, or relating to specified sexual activities, specified anatomical areas, and/or words, letters, photographs, silhouettes, drawings, or pictorial representations of any adult material, specified sexual activities, or specified anatomical areas;

(11) Signs that are installed, erected, or attached in any form, slope, or manner to a fire exit or any door or window giving access to any fire escape or other emergency ingress and egress, unless approved or required by the Division of Fire; and

(12) Signs that are attached to a building by fastening the sign directly to a brick facade; provided signs may be fastened directly to the mortar between bricks.

(B) **Unauthorized Signs on Public Property.** Signs installed or placed within the City right-of-way, or on City owned property without prior written authorization shall be removed immediately without prior notification.

(C) **Signs in Planned Unit Developments (PUDs).** No sign prohibited in this Chapter shall be permitted in any Planned Unit Development (PUD), nor shall any sign be approved in a Planned Unit Development (PUD) of greater dimensions than are permitted in this Chapter without a variance granted in accordance with this Chapter.

(D) **Nonconforming signs**. Any signage that is made nonconforming by these prohibitions shall be subject to the provisions of Section 1129.12 Nonconformities.

SECTION 1129.06 PERMIT REQUIREMENTS (BY SIGN TYPE)

(A) **Sign permit requirements**. Sign permits are required for all new signs except as otherwise expressly exempt herein. Signs within the Uptown Districts or signs that will be installed as part of new development shall be subject to review by the Design Review Board as part of the Exterior Plan Application.

Table 1129.06-A: Sign Permit Requirements

SIGN TYPE	PERMIT REQUIRED	PERMIT NOT REQUIRED	DESIGN REVIEW BOARD APPROVAL REQUIRED KEY M- MANDATORY REVIEW D- DISCRETIONARY REVIEW R- REVIEW UPON ADMINISTRATIVE REFERRAL
Awning Sign	●		**D**
Banner Sign	●		**R**
Building Entrance Sign	●		**R**
Canopy (Building-Mounted) Sign	●		**D**
Canopy (Ground-Mounted) Sign	●		**D**
Electronic Message Center (EMC)	●		**M**
Freestanding Pole Sign	●		**M**
Monument Sign	●		**D**
Portable Sidewalk Sign	●		**R**
Post and Panel Sign	●		**D**
Projecting Sign	●		**M**
Vehicular Use Area Sign	● (1)		**R**
Wall Sign	●		**D**
Window & Door Sign	● (2)	● (2)	**R**

SIGN TYPE	PERMIT REQUIRED	PERMIT NOT REQUIRED	DESIGN REVIEW BOARD APPROVAL REQUIRED KEY M- MANDATORY REVIEW D- DISCRETIONARY REVIEW R- REVIEW UPON ADMINISTRATIVE REFERRAL
Yard Sign (Large)	● (3)	● (3)	
Yard Sign (Small)		●	

Table Notes:
(1) If sign surface area is smaller than 4 square feet, no permit is required.
(2) Permanent window and door signs require a permit. Temporary decals that are less than 2 square feet cumulatively within a window or door shall not require a permit.
(3) Large yard signs in non-residential districts require a permit. All other large yard signs do not require a permit.

SECTION 1129.07 SIGN TYPE PERMISSIONS AND DIMENSIONAL STANDARDS (BY DISTRICT)

(A) **District groups**. For the purposes of this Chapter, zoning districts are categorized into the groups identified in Table 1129.07-A: Zoning District Categories:

Table 1129.07-A: Zoning District Categories

COMMERCIAL DISTRICTS	CIVIC DISTRICTS	RESIDENTIAL DISTRICTS	UPTOWN DISTRICTS	MANUFACTURING DISTRICTS
Regional Mixed-Use (RMU)	Open Space (OSD)	Suburban Residential (SRD)	Uptown Commercial (UC)	Manufacturing / Innovation (M/I)
Suburban Commercial (SCD)	Government Institutional (GOV)	Agricultural Residential (ARD)	Uptown Single-Family (USF)	Light Manufacturing (LMD)
Hospital Mixed-Use (HMD)		Village Residential (VRD)	Uptown Transitional (UT)	Manufacturing / Innovation Overlay (M/I-O)
Neighborhood Commercial (NCD)				

(1) **Comprehensive sign table**. Specified types of signs shall be allowed or prohibited and limited as to their design per the provisions of

(B) Table 1129.07-B: Comprehensive Sign Permissions and Design Standards. Signs shall be allowed or prohibited per the following key:

(1) A solid circle identifies a sign type as allowed through the approval of a zoning permit within specified zoning districts.

(2) A hyphen identifies a sign type as not allowed within specified zoning districts.

Table 1129.07-B: Comprehensive Sign Permissions and Design Standards

SIGN TYPE | NAME OF STANDARD	● = ALLOWED WITH ZONING PERMIT -= NOT ALLOWED				
	RMU / SCD / HMD / NCD	OSD / GOV	SRD / ARD/ VRD	UC / USF / UT	M/I / LMD/ M/I-O
	Commercial	**Civic**	**Residential**	**Uptown**	**Manufacturing**
GENERALLY APPLICABLE STANDARDS					
Maximum Cumulative Number of Signs Allowed per Property	Greater of (A) 4 signs per parcel; or (B) 4 signs for the first public entrance plus 2 additional signs for each additional public entrance	Greater of (A) 4 signs per parcel; or (B) 4 signs for the first public entrance plus 2 additional signs for each additional public entrance	Greater of (A) 4 signs per parcel; or (B) 4 signs for the first public entrance plus 2 additional signs for each additional public entrance	Greater of (A) 4 signs per parcel; or (B) 4 signs for the first public entrance plus 2 additional signs for each additional public entrance	Greater of (A) 4 signs per parcel; or (B) 4 signs for the first public entrance plus 2 additional signs for each additional public entrance

SIGN TYPE | NAME OF STANDARD	● = ALLOWED WITH ZONING PERMIT -= NOT ALLOWED				
	RMU / SCD / HMD / NCD	OSD / GOV	SRD / ARD/ VRD	UC / USF / UT	M/I / LMD/ M/I-O
	Commercial	**Civic**	**Residential**	**Uptown**	**Manufacturing**
AWNING SIGN	●	–	–	●	●
Maximum Number Allowed (1)	Greater of (A) 1 per parcel; or (B) 1 per public entrance	–	–	Greater of (A) 1 per Parcel; or (B) 1 per public entrance	Greater of (A) 1 per Parcel; or (B) 1 per public entrance
Maximum Surface Area per Sign	Lesser of (A) 30 square feet; or (B) 40% of exterior awning surface	–	–	Lesser of (A) 30 square feet; or (B) 40% of exterior awning surface	Lesser of (A) 30 square feet; or (B) 40% of exterior awning surface
Minimum Clearance from Grade Level to Sign Bottom Edge	8 feet	-	-	8 feet	8 feet
Permitted Illustration Type(s)	External	-	-	External	External

SIGN TYPE | NAME OF STANDARD	● = ALLOWED WITH ZONING PERMIT -= NOT ALLOWED				
	RMU / SCD / HMD / NCD	OSD / GOV	SRD / ARD/ VRD	UC / USF / UT	M/I / LMD/ M/I-O
	Commercial	**Civic**	**Residential**	**Uptown**	**Manufacturing**
BANNER SIGN (TEMPORARY)	●	●	● (2)	●	●
Maximum Number Allowed (9)	Greater of (A) 1 per parcel; or (B) 1 per public entrance	Greater of (A) 1 per parcel; or (B) 1 per public entrance	Greater of (A) 1 per parcel; or (B) 1 per public entrance	Greater of (A) 1 per Parcel; or (B) 1 per public entrance	Greater of (A) 1 per Parcel; or (B) 1 per public entrance
Maximum Surface Area per Sign	50 square feet (3)	50 square feet	20 square feet	20 square feet	20 square feet
Minimum Clearance from Grade Level to Sign Bottom Edge	8 feet	8 feet	8 feet	8 feet	8 feet
Permitted Illustration Type(s)	External	External	External	External	External
Duration	90 days per calendar year	90 days per calendar year	90 days per calendar year	90 days per calendar year	90 days per calendar year

SIGN TYPE | NAME OF STANDARD	● = ALLOWED WITH ZONING PERMIT -= NOT ALLOWED				
	RMU / SCD / HMD / NCD	OSD / GOV	SRD / ARD/ VRD	UC / USF / UT	M/I / LMD/ M/I-O
	Commercial	**Civic**	**Residential**	**Uptown**	**Manufacturing**
BUILDING ENTRANCE SIGN	●	●	– [(4)]	●	●
Maximum Number Allowed [(1)]	1 per public entrance	1 per public entrance	–	1 per public entrance	1 per public entrance
Maximum Surface Area per Sign	4 square feet	4 square feet	–	4 square feet	4 square feet
Minimum Clearance from Grade Level to Sign Bottom Edge	4 feet	4 feet	-	4 feet	4 feet
Maximum Height from Grade Level to Sign Bottom Edge	8 feet	8 feet	-	8 feet	8 feet

Location Requirements	Sign shall be affixed to building within 3 feet of a public entrance	Sign shall be affixed to building within 3 feet of public entrance	-	Sign shall be affixed to building within 3 feet of public entrance	Sign shall be affixed to building within 3 feet of public entrance
Permitted Illustration Type(s)	External	External	-	External; neon lighting	External

SIGN TYPE | NAME OF STANDARD	**● = ALLOWED WITH ZONING PERMIT -= NOT ALLOWED**				
	RMU / SCD / HMD / NCD	**OSD / GOV**	**SRD / ARD/ VRD**	**UC / USF / UT**	**M/I / LMD/ M/I-O**
	Commercial	**Civic**	**Residential**	**Uptown**	**Manufacturing**
CANOPY SIGN (BUILDING-MOUNTED)	●	●	– [4]	●	●
Maximum Number Allowed [1]	1 per public entrance	1 per public entrance	–	1 per public entrance	1 per public entrance
Maximum Surface Area per Sign	40 square feet	40 square feet	–	40 square feet	40 square feet
Minimum Clearance from Grade Level to Sign Bottom Edge	9 feet	9 feet	-	9 feet	9 feet

Location Requirements	Sign shall be affixed to top and/or side of canopy	Sign shall be affixed to top and/or side of canopy	-	Sign shall be affixed to top and/or side of canopy	Sign shall be affixed to top and/or side of canopy
Permitted Illumination Type(s)	External; internal	External; internal	-	External; internal	External; internal
Changeable Copy (Manual)	-	-	-	Manual changeable copy through channel letters shall be permitted on all faces of a marquee sign; a marquee sign may be internally illuminated	-

SIGN TYPE | NAME OF STANDARD	**● = ALLOWED WITH ZONING PERMIT - = NOT ALLOWED**				
	RMU / SCD / HMD / NCD	**OSD / GOV**	**SRD / ARD/ VRD**	**UC / USF / UT**	**M/I / LMD/ M/I-O**
	Commercial	**Civic**	**Residential**	**Uptown**	**Manufacturing**
CANOPY SIGN (GROUND-MOUNTED)	●	●	– (4)	●	●

Maximum Number Allowed [(1)]	2 per canopy	2 per canopy	–	2 per canopy	2 per canopy
Maximum Surface Area per Sign	30 square feet	30 square feet	–	30 square feet	30 square feet
Minimum Clearance from Grade Level to Sign Bottom Edge	9 feet	9 feet	-	9 feet	9 feet
Maximum Height from Grade Level to Sign Bottom Edge	12 feet	12 feet	-	12 feet	12 feet
Location Requirements	Shall not extend more than 3 feet above top edge of canopy	Shall not extend more than 3 feet above top edge of canopy	-	Shall not extend more than 3 feet above top edge of canopy	Shall not extend more than 3 feet above top edge of canopy
Permitted Illumination Type(s)	External; internal	External; internal	-	External; internal; neon lighting	External; internal

SIGN TYPE | NAME OF STANDARD	● = ALLOWED WITH ZONING PERMIT -= NOT ALLOWED				
	RMU / SCD / HMD / NCD	OSD / GOV	SRD / ARD/ VRD	UC / USF / UT	M/I / LMD/ M/I-O
	Commercial	Civic	Residential	Uptown	Manufacturing
ELECTRONIC MESSAGE CENTER SIGN (15) (16)	-	● (4)	● (4)	-	-
Maximum Number Allowed	-	1 per parcel	-	-	-
Maximum Surface Area per Sign	-	24 square feet	-	-	-
Location Requirements	-	Shall be part of a permitted sign type	-	-	-
Maximum Message Change Frequency		Shall not change more often than once every 10 seconds			
Permitted Illumination Type(s)	-	Internal	-	-	-

SIGN TYPE | NAME OF STANDARD	● = ALLOWED WITH ZONING PERMIT -= NOT ALLOWED				
	RMU / SCD / HMD / NCD	OSD / GOV	SRD / ARD/ VRD	UC / USF / UT	M/I / LMD/ M/I-O
	Commercial	Civic	Residential	Uptown	Manufacturing
FREESTANDING POLE SIGN (16)	●	-	-	-	●
Maximum Number Allowed (1)	1 per parcel	-	-	-	1 per parcel
Minimum Sign Setback from Parcel Lines	20 feet	-	-	-	20 feet
Maximum Surface Area per Sign	50 square feet	-	-	-	50 square feet
Maximum Height from Grade Level to Sign Top Edge	25 feet	-	-	-	25 feet
Location Requirements	Sign shall be located within 200 feet of US-33 ROW (5)	-	-	-	Sign shall be located within 200 feet of US-33 ROW (5)
Permitted Illumination Type(s)	External; internal		-	-	External; internal

SIGN TYPE | NAME OF STANDARD	● = ALLOWED WITH ZONING PERMIT -= NOT ALLOWED				
	RMU / SCD / HMD / NCD	OSD / GOV	SRD / ARD/ VRD	UC / USF / UT	M/I / LMD/ M/I-O
	Commercial	**Civic**	**Residential**	**Uptown**	**Manufacturing**
MONUMENT SIGN (16)	●	●	● (4)	●	●
Maximum Number Allowed (1)	1 per vehicular curb cut along the parcel lines	1 per parcel	2 per 10 acres of subdivision	1 per parcel	1 per parcel
Maximum Sign Setback from Parcel Lines	5 feet	5 feet	5 feet	5 feet	5 feet
Maximum Surface Area per Sign	40 square feet (6)	24 square feet	24 square feet	16 square feet	48 square feet
Maximum Height from Grade Level to Sign Top Edge	10 feet (7)	8 feet	8 feet	5 feet	10 feet (7)
Minimum Width and Depth of Sign Support Structure	3.5 inches	3.5 inches	3.5 inches	3.5 inches	3.5 inches

Minimum Separation from Other Monument Signs on Same Parcel or Within Same Subdivision; on Separate Parcels	200 feet; 50 feet	None; 50 feet	200 feet; 50 feet	None; 50 feet	None; 50 feet
Changeable Copy (Manual)	Manual changeable copy through channel letters shall be permitted on all faces and may be internally illuminated	Manual changeable copy through channel letters shall be permitted on all faces and may be internally illuminated	Manual changeable copy through channel letters shall be permitted on all faces and may be internally illuminated	Manual changeable copy through channel letters shall be permitted on all faces and may be internally illuminated	-
Permitted Illumination Type(s)	External; internal if routed sign face or opaque background with copy only illuminated	External; internal if routed sign face or opaque background with copy only illuminated	External; internal if routed sign face or opaque background with copy only illuminated	External; internal if routed sign face or opaque background with copy only illuminated	External; internal if routed sign face or opaque background with copy only illuminated

SIGN TYPE | NAME OF STANDARD	● = ALLOWED WITH ZONING PERMIT -= NOT ALLOWED				
	RMU / SCD / HMD / NCD	OSD / GOV	SRD / ARD/ VRD	UC / USF / UT	M/I / LMD/ M/I-O
	Commercial	Civic	Residential	Uptown	Manufacturing
PORTABLE SIDEWALK SIGN	●	-	-	●	-
Maximum Number Allowed (9)	1 per public entrance	-	-	1 per public entrance	-
Maximum Surface Area per Sign	6 square feet per face	-	-	5 feet	-
Maximum Height from Grade Level to Sign Top Edge	3 feet	-	-	16 square feet	-

Location Requirements	Sign shall be within 3 feet of a public entrance; Sign shall not impair sidewalk passage; Sign shall only be installed and/or visible from outside of a building during business hours of the associated business	-	-	Sign shall be within 3 feet of a public entrance; Sign shall not impair sidewalk passage; Sign shall only be installed and/or visible from outside of a building during business hours of the associated business	-
Permitted Illumination Type(s)	None	-	-	None	-

SIGN TYPE | NAME OF STANDARD	● = ALLOWED WITH ZONING PERMIT -= NOT ALLOWED				
	RMU / SCD / HMD / NCD	OSD / GOV	SRD / ARD/ VRD	UC / USF / UT	M/I / LMD/ M/I-O
	Commercial	Civic	Residential	Uptown	Manufacturing
POST AND PANEL SIGN (16)	●	●	-	●	-
Maximum Number Allowed (1)	1 per parcel	1 per parcel	1 per parcel for commercial uses only	1 per parcel	-
Minimum Sign Setback from Parcel Lines	5 feet	5 feet	5 feet	5 feet	-
Maximum Surface Area per Sign	12 square feet per sign panel up to two sign panels	12 square feet per sign panel up to two sign panels	12 square feet per sign panel up to two sign panels	12 square feet per sign panel up to two sign panels; more than two sign panels, then 30 square feet total for all sign panels	-
Maximum Height from Grade Level to Sign Top Edge (including sign support structure)	6 feet	8 feet for single post sign; 6 feet for double post sign	8 feet for single post sign; 6 feet for double post sign	8 feet for single post sign; 6 feet for double post sign	-
Permitted Illumination Type(s)	External	External	External	External	-

SIGN TYPE | NAME OF STANDARD	● = ALLOWED WITH ZONING PERMIT -= NOT ALLOWED				
	RMU / SCD / HMD / NCD	OSD / GOV	SRD / ARD/ VRD	UC / USF / UT	M/I / LMD/ M/I-O
	Commercial	Civic	Residential	Uptown	Manufacturing
PROJECTING SIGN (16)	●	-	-	●	-
Maximum Number Allowed (1)	1 per public entrance	-	-	1 per public entrance	-
Maximum Surface Area per Sign (10)	10 square feet	-	-	10 square feet	-
Minimum Sign Depth (Thickness)	1 inch	-	-	1 inch	-
Maximum Projection from Building Elevation (including all sign components, i.e. mounting, supports)	5 feet	-	-	5 feet	-
Minimum Clearance from Grade Level to Sign Bottom Edge	8 feet	-	-	8 feet	-

Permitted Illumination Type(s)	External	-	-	External; internal if routed sign face or opaque background with copy only illuminated; neon lighting	-

SIGN TYPE | NAME OF STANDARD	**● = ALLOWED WITH ZONING PERMIT -= NOT ALLOWED**				
	RMU / SCD / HMD / NCD	**OSD / GOV**	**SRD / ARD/ VRD**	**UC / USF / UT**	**M/I / LMD/ M/I-O**
	Commercial	**Civic**	**Residential**	**Uptown**	**Manufacturing**
VEHICULAR USE AREA SIGN	●	●	●	●	●
Maximum Number Allowed per parcel (9)	4 per public entrance	4 per public entrance	4 per public entrance	4 per public entrance	4 per public entrance
Minimum Clearance from Grade Level to Sign Bottom Edge (11)	9 feet	9 feet	9 feet	9 feet	9 feet

Maximum Surface Area per Sign (ground mounted); Maximum Surface Area per Sign (suspended over vehicular way)	4 square feet; 8 square feet	4 square feet; 8 square feet	4 square feet; 8 square feet	4 square feet; 8 square feet	4 square feet
Maximum Height from Grade Level to Sign Top Edge (including sign supports) (12)	3 feet	3 feet	3 feet	3 feet	3 feet
Permits Illumination Types	External; internal	External; internal	External; internal	External; internal	External; internal

SIGN TYPE | NAME OF STANDARD	● = ALLOWED WITH ZONING PERMIT -= NOT ALLOWED				
	RMU / SCD / HMD / NCD	OSD / GOV	SRD / ARD/ VRD	UC / USF / UT	M/I / LMD/ M/I-O
	Commercial	**Civic**	**Residential**	**Uptown**	**Manufacturing**
WALL SIGN	●	●	- (4)	●	●
Maximum Number Allowed (1)	Number not limited (13) ; Cumulative sign surface area on given building elevation shall not exceed maximum sign surface area	Number not limited (13) ; Cumulative sign surface area on given building elevation shall not exceed maximum sign surface area	-	Number not limited (13) ; Cumulative sign surface area on given building elevation shall not exceed maximum sign surface area	Number not limited (13) ; Cumulative sign surface area on given building elevation shall not exceed maximum sign surface area
Maximum Sign Surface Area **per Sign**	40 square feet (3)	40 square feet (3)		40 square feet (3)	40 square feet (3)
Maximum Sign Surface Area **per Building Elevation**	1.2 square feet per lineal building elevation width of the applicable building elevation	1.2 square feet per lineal building elevation width of the applicable building elevation	-	1.2 square feet per lineal building elevation width of the applicable building elevation	1.2 square feet per lineal building elevation width of the applicable building elevation

Maximum Sign Projection from Wall Surface	*8 feet or more above grade level:* 1 foot; *Less than 8 feet above grade level:* 6 inches (14)	*8 feet or more above grade level:* 1 foot; *Less than 8 feet above grade level:* 6 inches (14	-	*8 feet or more above grade level:* 1 foot; *Less than 8 feet above grade level:* 6 inches (14	*8 feet or more above grade level:* 1 foot; *Less than 8 feet above grade level:* 6 inches (14
Location Requirements	Wall signs shall provide a minimum separation of 50 feet from monument signs on the same parcel.	Wall signs shall provide a minimum separation of 50 feet from monument signs on the same parcel.	-	Wall signs shall provide a minimum separation of 50 feet from monument signs on the same parcel.	Wall signs shall provide a minimum separation of 50 feet from monument signs on the same parcel.
Permitted Illumination Type(s)	External; internal	External; internal	-	External; internal; neon lighting	External; internal

SIGN TYPE | NAME OF STANDARD	● = ALLOWED WITH ZONING PERMIT -= NOT ALLOWED				
	RMU / SCD / HMD / NCD	OSD / GOV	SRD / ARD/ VRD	UC / USF / UT	M/I / LMD/ M/I-O
	Commercial	Civic	Residential	Uptown	Manufacturing
WINDOW & DOOR SIGN	●	●	-	●	●
Maximum Number Allowed (1)	Number not limited (13) ; Cumulative sign surface area on given building elevation shall not exceed maximum sign surface area	Number not limited (13) ; Cumulative sign surface area on given building elevation shall not exceed maximum sign surface area	-	Number not limited (13) ; Cumulative sign surface area on given building elevation shall not exceed maximum sign surface area	Number not limited (13) ; Cumulative sign surface area on given building elevation shall not exceed maximum sign surface area
Maximum Sign Surface Area	40% of total surface area of all stroefront glass	20% of total surface area of all stroefront glass	-	40% of total surface area of all stroefront glass	40% of total surface area of all stroefront glass
Location Requirements	N/A	N/A	-	N/A	N/A
Maximum Projection from Building Elevation (including all sign components, i.e. mounting, supports)	External	External	-	External; neon lighting	External

SIGN TYPE | NAME OF STANDARD	● = ALLOWED WITH ZONING PERMIT -= NOT ALLOWED				
	RMU / SCD / HMD / NCD	OSD / GOV	SRD / ARD/ VRD	UC / USF / UT	M/I / LMD/ M/I-O
	Commercial	Civic	Residential	Uptown	Manufacturing
YARD SIGN (SMALL)	●	●	●	●	●
Maximum Number Allowed (9)	2 per parcel	2 per parcel	6 per parcel	2 per parcel	2 per parcel
Maximum Surface Area per Sign	6 square feet	6 square feet	6 square feet	6 square feet	6 square feet
Minimum Sign Setback from Parcel Lines	3 feet	3 feet	3 feet	3 feet	3 feet
Maximum Height from Grade Level to Sign Top Edge	3 feet	3 feet	3 feet	3 feet	3 feet
Maximum Duration of Sign Placement	90 calendar days each calendar year	90 calendar days each calendar year	90 calendar days each calendar year	90 calendar days each calendar year	90 calendar days each calendar year
Permitted Illumination Type(s)	none	none	none	none	none

SIGN TYPE | NAME OF STANDARD	● = ALLOWED WITH ZONING PERMIT -= NOT ALLOWED				
	RMU / SCD / HMD / NCD	OSD / GOV	SRD / ARD/ VRD	UC / USF / UT	M/I / LMD/ M/I-O
	Commercial	Civic	Residential	Uptown	Manufacturing
YARD SIGN (LARGE)	●	●	Allowed – No Permit Required	●	●
Maximum Number Allowed (9)	1 per parcel	1 per parcel	1 per parcel	1 per parcel	1 per parcel
Maximum Surface Area per Sign	12 square feet	12 square feet	6 square feet	12 square feet	12 square feet
Minimum Sign Setback from Parcel Lines	5 feet	5 feet	3 feet	5 feet	5 feet
Maximum Height from Grade Level to Sign Top Edge	8 feet	8 feet	6 feet	8 feet	8 feet
Maximum Duration of Sign Placement	12 months	12 months	none	12 months	12 months
Permitted Illumination Type(s)	none	none	none	none	none

Table Notes:
(1) Counts against cumulative number of signs allowed.
(2) Banner signs in residential districts are exempt from requiring a zoning permit.
(3) Maximum sign surface area may be increased by up to 20% upon administrative adjustment; all other variances to be reviewed by the Board of Zoning Appeals.
(4) K-12 schools and colleges, universities, vocational, technical, trade and/or business schools in the SRD, ARD, and/or VRD district are allowed a building entrance sign, canopy sign (building-mounted), canopy sign (ground-mounted), monument sign, mural, wall sign, and/or electronic message center sign in accordance with the respective standards for such sign types and murals that apply to the OSD and GOV districts.
(5) Parcels that are eligible for such a sign are not required to immediately abut US-33; provided that the sign is located within 200 feet of the closest U.S. 33 right-of-way, including any on/off ramps. Notwithstanding anything to the contrary contained herein, if a sign cannot be placed within 200 feet of the closest U.S. 33 right-of-way, then such sign shall not be permitted.
(6) For multi-tenant properties, allowed max surface area per sign is 60 square feet.
(7) For multi-tenant properties, maximum 5 feet height allowed per tenant up to a maximum sign height of 25 feet. Monument signs that are taller than 5 feet must be set back from all parcel lines a minimum distance equal to the height of the sign.
(8) Parcels larger than 2.5 acres shall provide a minimum separation of 100 feet between wall signs and monument signs on the same parcel.
(9) This type is exempt from, and not counted against, cumulative number of signs allowed.
(10) Non-rectangular projecting signs shall be allowed a maximum surface area of 40 square feet and minor adjustments to the sign projection distance from the façade of the building may be made by the Division of Engineering staff.
(11) This standard for minimum clearance from grade level shall only apply to vehicular use area signs that are installed above a pathway.
(12) This standard for maximum height from grade level shall not apply to vehicular use area signs that are installed above a pathway.
(13) Each separate sign counts against the cumulative number of signs allowed.
(14) Any portion of a sign, including lighting, less than 8 feet above grade level shall have a minimum 4-foot clearance along any pedestrian walkway within 4 feet of such sign.
(15) Electronic message center signs are further subject to the standards of Section 1129.09(E).
(16) All ground-mounted signs shall require a landscape bed to be installed around the perimeter base of the sign. Such landscape bed shall be a minimum of two feet from the base of the sign on all sides of the sign foundation and/or posts. This requirement does not apply to temporary yard signs.

SECTION 1129.08 MURALS

(A) A mural is not a sign for purposes of this Chapter.

(B) One mural is allowed per parcel in all non-residential districts. All murals shall be reviewed and approved by the Design Review Board for compliance with this Chapter and approved by the City.

(C) A mural shall be painted on or affixed to the front, side, or rear elevation of a building; provided, however, no mural shall be located on the front façade of a building in any of the Uptown districts (UC/USF/UT). No mural shall be located on the roof of a building. In addition to paint applied directly to a building surface, a mural on ultra flex vinyl, metal, or canvas shall be permitted to be affixed on the side or rear elevation of a building in conformance with this Chapter. A mural may be projected on the surface of a building by a light projector so long as it complies with all locational and dimensional standards of this Chapter and provided that the light projector and the projection is contained solely on the parcel where the building on which the mural is being projected is located and does not shine on or cross over any other parcel without the express permission of such burdened parcel owner.

(D) The total area of a mural shall not exceed 75% of the surface area of the building elevation on which it is painted or affixed.

(E) A mural may be externally illuminated.

SECTION 1129.09 GENERAL DESIGN AND ILLUMINATION STANDARDS

(A) **General construction requirements**. All signs and supporting structures, as applicable, are subject to the following standards:

(1) All permanent signs and supporting structures shall be designed and constructed in a manner to withstand a pressure of 30 pounds per square foot without collapsing, leaning, or otherwise exhibiting damage.

(2) All electrical wiring, fittings, and material used in construction and operation of signs shall conform to any applicable codes and specifications of the City of Marysville to the extent the specifications are in effect, or to the applicable codes of the State of Ohio where they supersede those of the City of Marysville.

(B) **Relation to traffic devices**. Privately owned signs shall not imitate traffic control devices and other signs installed by government entities in a public right-of-way. Unless regulated otherwise in the codes of the city, signs shall not be erected in a manner that obstructs sight lines along any public right-of-way to or from:

(1) Traffic control lights;

(2) Traffic control signs;

(3) Street name signs;

(4) Street sight lines;

(5) Signals at railroad or grade crossings; and

(6) Similar official devices in a public right-of-way.

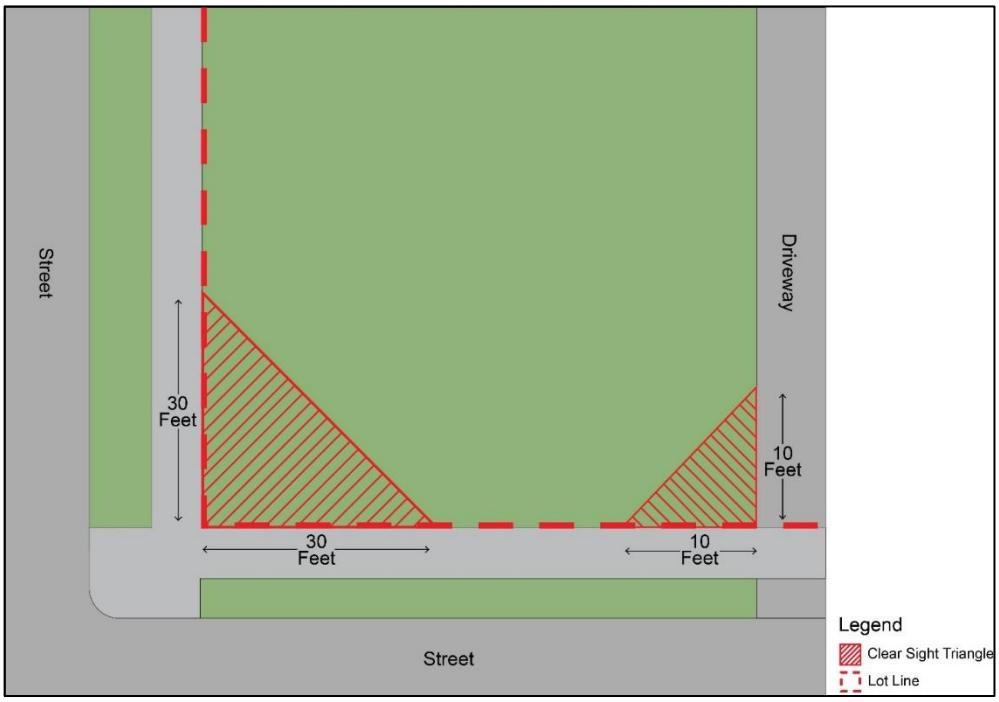
(C) **Clear sight triangle required**. As shown in Figure 9-1: Example Clear Sight Triangles, a clear sight triangle shall be observed and is subject to the following:

(1) **Intersections of rights-of-way**. A clear sight triangle shall be observed at all street intersections within the area formed by measuring 30 feet along both directions from the corner point of the right-of-way intersection, connecting the end points with a straight line.

(2) **Intersections of driveways and rights-of-way**. A clear sight triangle shall be observed at all intersections of driveways and streets within the area formed by measuring 10 feet along both directions from the corner point of the driveway pavement and the right-of-way, connecting the end points with a straight line.

Obstructions in a clear sight triangle. Signs shall be located and designed in a manner that maintains a substantially clear view between 2.5 feet and 8 feet above grade level within clear sight triangles.

Figure 9-1: Example Clear Sight Triangles



(3) **Illumination of signs**. Signage illumination, where allowed per

(D) Table 1129.07-B: Comprehensive Sign Permissions and Design Standards and other provisions of this Chapter, shall not produce a glare onto properties other than the subject parcel, and shall meet the following standards:

(1) **Shielding required**. Light sources to illuminate signs shall be shielded from all nearby residential buildings and from all rights-of-way and shall be of such brightness or intensity as to not cause a hazardous glare towards pedestrians or automobile operators.

(2) **Prohibited illumination**. Signage illumination must meet the applicable standards of Section 1129.05 Prohibited Signs and Sign Elements.

(3) **Additional standards for electronic message center signs**. In addition to the applicable standards of

(E) Table 1129.07-B: Comprehensive Sign Permissions and Design Standards, electronic message center signs are subject to the following standards:

(1) Sources of illumination shall incorporate dimmers and glare screens and shall be equipped with a photocell to automatically reduce brightness that corresponds to available ambient light;

(2) Such signs shall incorporate a default design that will turn off completely all illumination sources in the event of a malfunction;

(3) Messages within such signs shall not flash and/or provide the illusion of motion; and

(4) The maximum illumination at a point 150 feet or greater from any such sign shall not exceed 1.5 footcandles above ambient light.

SECTION 1129.10 SIGN PERMIT PROCEDURES

(A) **Applicability**. A sign permit must be approved prior to the installation, construction, erection, alteration, relocation, or replacement of all signs that are not explicitly exempted from requiring a sign permit per Section 1129.02 Applicability and Exempt Sign Types or Table 1129.06-A: Sign Permit Requirements.

(B) **Review and decision authority**. The Division of Engineering staff shall review and decide on the completeness of applications for sign permits and shall be responsible for directing such applications to the applicable review and decision authority per Table 1129.06-A: Sign Permit Requirements.

(C) **Approval criteria**. The applicable review and decision authority shall approve and issue a sign permit only upon finding that the design, size, scale, height, illumination, location, orientation, and related aspects of the proposed sign(s) meets all applicable standards of this Chapter.

(D) **Denial**. The applicable review and decision authority shall deny an application for a sign permit that does not meet the approval criteria. Following such a determination, the Department of Planning and

Zoning staff shall issue to the applicant a notice of denial in writing with the reasons for the denial stated therein.

(E) **Appeal**. An aggrieved party may appeal a final decision of the applicable review and decision authority in accordance with Section 1141.13 Appeals of the Marysville Planning and Zoning Code.

(F) **Required application information**. A complete application for a sign permit must be submitted to the Department of Planning and Zoning staff on forms furnished by the City and must include the following information:

(1) The design and layout of each sign proposed, including the total area of all signs and the area, height, materials, colors, and illumination of individual signs;

(2) If a maximum display period applies: the proposed display duration and the date that the sign will be removed;

(3) Photographs or drawings of the building, if applicable, for which the signs are proposed and photographs of surrounding buildings, signs, and uses;

(4) A site plan of the subject parcel showing the location of existing buildings and other site improvements and the location existing and proposed signs with setback and separation measurements marked;

(5) A site plan of the subject parcel showing any required clear sight triangles;

(6) The application fee as established by ordinance; and

(7) Any additional information required by the Department of Planning and Zoning staff to determine compliance with applicable standards of this Chapter.

SECTION 1129.11 SIGN VARIANCE PROCEDURES

(A) **Applicability**. A sign variance must be approved prior to the installation, construction, erection, alteration, relocation, or replacement of a sign that does not meet applicable standards of this Chapter.

(B) **Review and decision authority**. The Board of Zoning Appeals shall review and decide on sign variance applications in a public hearing.

(C) **Public hearing and notices**. The Division of Engineering shall publish notice of a public hearing before the Board of Zoning Appeals and hold the public hearing on a complete application for a sign variance in accordance with the provisions of Section 1141.18, 1141.19, 1141.20, and 1141.21 of the Zoning Code, as applicable.

(D) **Approval criteria**. The Board of Zoning Appeals shall approve a sign variance only upon finding that:

(1) There are special circumstances or conditions, such as the existence of buildings, topography, vegetation, sign structures, or other matters on adjacent lots or within the adjacent public right-of-way that would substantially restrict the effectiveness of the proposed sign, provided however, that such special circumstances or conditions must be peculiar to the particular use of the lot and are not generally applicable to all allowed uses within the given zoning district; and

(2) The variance would be in general harmony with the purposes and intents of this Chapter 1129; and

(3) The requested variance is the minimum deviation from the applicable standard necessary to overcome a hardship and allow for a reasonably effective sign.

(E) **Conditions authorized**. The Board of Zoning Appeals is hereby authorized to impose conditions upon its approval of a sign variance. Such conditions must be the smallest and/or least restrictive conditions necessary to cause or ensure that a proposed sign is compatible with the purpose and intent of this Chapter 1129.

(F) **Denial**. The Board of Zoning Appeals shall deny an application for a sign variance that does not meet the approval criteria. Following such a determination, the Board of Zoning Appeals shall issue to the applicant a notice of denial in writing with the reasons for the denial stated therein.

(G) **Appeal**. Any person aggrieved by a final decision of the Board of Zoning Appeals may seek relief there from in a court of competent jurisdiction.

(H) **Required application information**. A complete application for a sign variance shall require the same information required for a sign permit (as provided in Section 1129.10) along with the following:

(1) A description of the special circumstances and the hardship being faced for the proposed sign; and

(2) A description of the proposed sign's compliance with the purposes and intents of this Chapter 1129.

SECTION 1129.12 NONCONFORMITIES

(A) **Nonconforming signs**.

(1) Signs and structures in existence prior to or on the effective date of this Chapter which violate or otherwise do not conform to the provisions of this chapter, and which were erected in accordance with a city permit shall be deemed legal nonconforming signs. All such legal nonconforming signs and structures shall be maintained in accordance with this Chapter.

(2) The regulations in this section are designed to prevent a public nuisance through overconcentration, improper placement, and excessive height, bulk, enlargement, number, and area of signs. They shall not be construed to prohibit changing a sign panel, provided there is no

increase in height, area, or location; or to permit a nonconforming sign to be placed closer to a right-of-way lot line or power line than as allowed by this Chapter.

(B) **Loss of nonconforming status**. It is the intent of this section that legal nonconforming signs eventually be brought into compliance with the provisions and regulations of this chapter. As a result, a legal nonconforming sign shall immediately lose its legal nonconforming status and therefore must be brought into conformance with this chapter or be removed if the sign is enlarged, relocated, modified, or replaced. If the sign is part of an establishment which discontinues operation for 30 consecutive days; or if it is structurally damaged to an extent greater than one-half its estimated replacement value, it will also immediately lose its legal nonconforming status. Similarly, any legal nonconforming advertising structure so damaged must be brought into compliance or removed.

(C) **Maintenance and repair of nonconforming signs**. Any legal nonconforming sign may be painted, cleaned, or maintained and structural or electrical parts may be repaired or restored to a safe condition provided the maintenance or repair does not alter, change, enlarge, or relocate the existing sign or sign structures.

(D) **Limitation on reconstruction**. A nonconforming sign or part thereof damaged or deteriorated to an extent exceeding 50% of its replacement cost shall not be reconstructed or replaced unless made to conform to the regulations of this code. For a nonconforming sign damaged by a single incident (such as a storm) to an extent less than 50% of its replacement cost, reconstruction is permitted only if such work is begun within six months of the incident and is completed within 12 months of the incident.

SECTION 1129.13 MAINTENANCE AND REMOVAL OF SIGNS

(A) **General maintenance standards**. All signs and sign-supporting structures must be maintained in a safe and secure condition.

(B) **Removal of signs**. Signs that are no longer in service, or that have been abandoned, or that are not maintained in accordance with this Zoning Code or in accordance with another governmental agency with competent jurisdiction, must be removed by the permit holder, the building owner, and/or the parcel owner. The city may remove such signs at the expense of the permit holder, the building owner, and/or the parcel owner following a notice that complies with the applicable requirements of Chapter 1141 – Administration and Procedures, and Chapter 1145 – Enforcement and Penalty, of the Zoning Code.

(C) **Notice of required maintenance or removal**.

(1) Whenever the removal or maintenance of any permanent sign has been ordered by the Division of Engineering and the entity to which such notice has been supplied fails to remove or maintain the sign within 30 days after receiving such notice, the Division of Engineering may remove or

cause to be removed or maintained such sign at the expense of the sign permit holder, building owner, and/or parcel owner, as applicable.

(2) Prohibited and/or temporary signs that violate the standards of this Chapter shall be removed within five (5) days after a removal order is issued by the Division of Engineering.

(3) Signs installed or placed within the City right-of-way, or on City-owned property without prior authorization shall be removed immediately, without prior notification.

(D) **Signs constituting a public hazard**. If the Division of Engineering determines that a sign constitutes an immediate hazard to public health and safety, then the Division of Engineering shall promptly cause the repair or removal of the sign at the expense of the permit holder, the building owner, and/or the parcel owner, as applicable.

SECTION 1129.14 VIOLATIONS AND PENALTIES

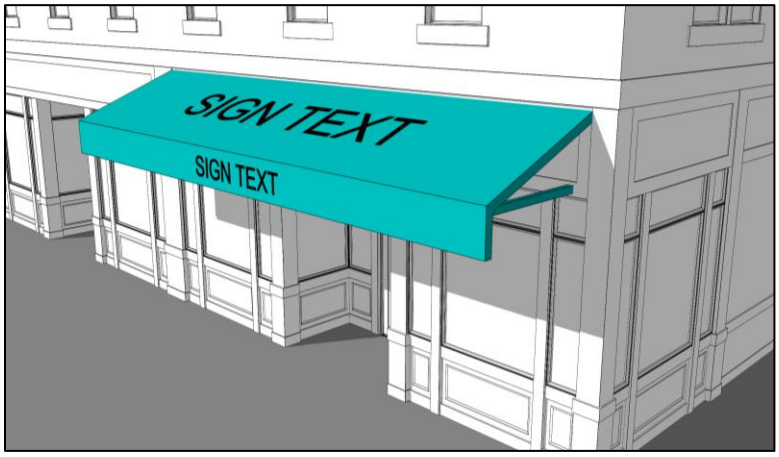
(A) A person, entity, or corporation who does not correct a violation of this Chapter within the time limits established in Section 1129.13 shall be subject to fines and other penalties in accordance with Chapter 1145 – Enforcement and Penalty, of the Zoning Code. Each day such offense continues shall constitute a separate and distinct offense. Such fines and other penalties shall be separate from and be in addition to any expenses incurred by the city for the removal or maintenance of a sign that the city implements in accordance with Section 1129.13 Maintenance and Removal of Signs.

Appendix A: Glossary of Terms

AWNING means a permanent or temporary structure other than a canopy that is attached to a building wall, that is made of flexible material (which can move from the movement of air) stretched over or attached to a frame, and that projects from said wall over a passable sidewalk, driveway, or similar pathway. An awning may be fixed in place without operating parts or it may be retractable.

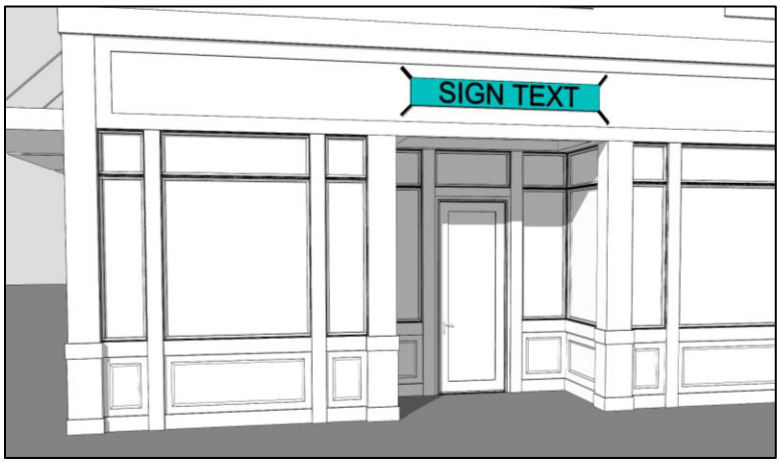
AWNING SIGN means a sign affixed flat to the surface of an awning or which does not extend vertically or horizontally beyond the limits of such an awning.

Figure 1129.14-1: Example Awning Sign



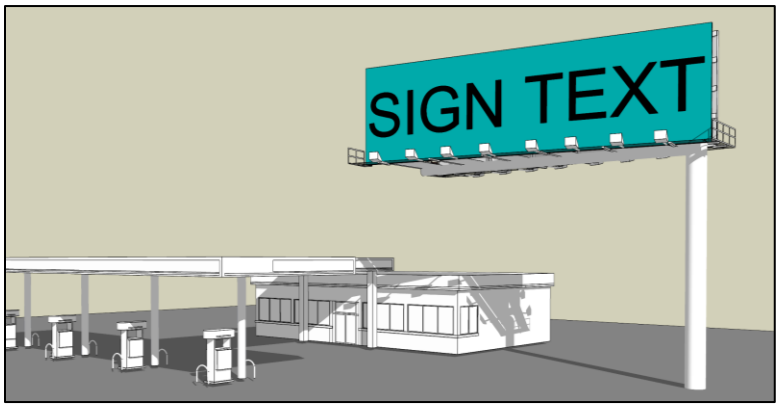
BANNER SIGN means a temporary sign composed of light-weight material and secured or mounted in a manner that allows movement of air to cause movement of the sign. Such signs may also be called "feather" signs, typically constructed in a manner where a moveable material is stretched over a single curved pole. A sign enclosed in a rigid frame shall not qualify as a banner sign.

Figure 1129.14-2: Example Banner Sign



BILLBOARD means an off-premises sign located at any place other than within the same parcel of land on which the specific business or activity being identified on such sign is itself located or conducted, and that is typically mounted to a pole.

Figure 1129.14-3: Example Billboard Sign



BOX SIGN means a sign that contains all copy within a single enclosed cabinet, with or without internal lighting, and which can be single- or double-faced. Typical features of a box sign may include but are not limited to:

(1) A rectangular shape;

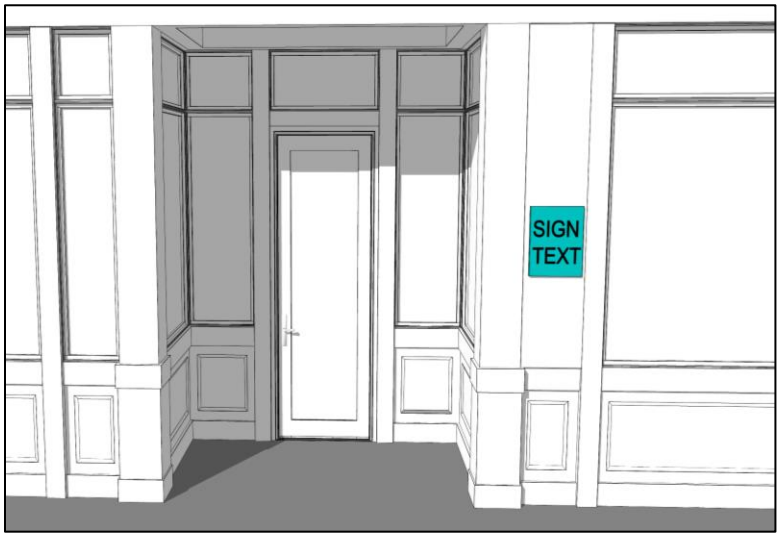
(2) A frame separate from and supporting the message board that may or may not serve as a decorative element; and

(3) Message boards made of acrylic, polycarbonate, or metal.

BUILDING means any **STRUCTURE** having a roof supported by columns or walls that is used, or intended to be used, for the shelter or enclosure of persons, animals, or property.

BUILDING ENTRANCE SIGN means a sign that is directly affixed to a building near a **PUBLIC ENTRANCE**. Such a sign typically identifies the interior uses that are accessible from the nearby entrance.

Figure 1129.14-4: Example Building Entrance Sign

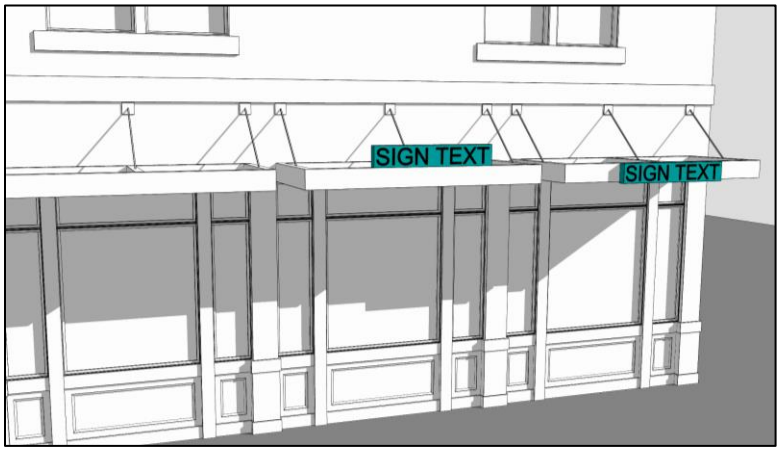


CANOPY, BUILDING-MOUNTED means a permanent or temporary structure other than an awning that is attached to a building wall, that is made exclusively of rigid materials which do not move from the movement of air, and that projects from said wall over a passable sidewalk, driveway, or similar pathway. A canopy may also be referred to as a **MARQUEE**.

CANOPY, GROUND-MOUNTED means a cover or shelter that is directly connected to the ground on a supporting framework that is fixed in place. A ground-mounted canopy may or may not also be partially attached to a **BUILDING**.

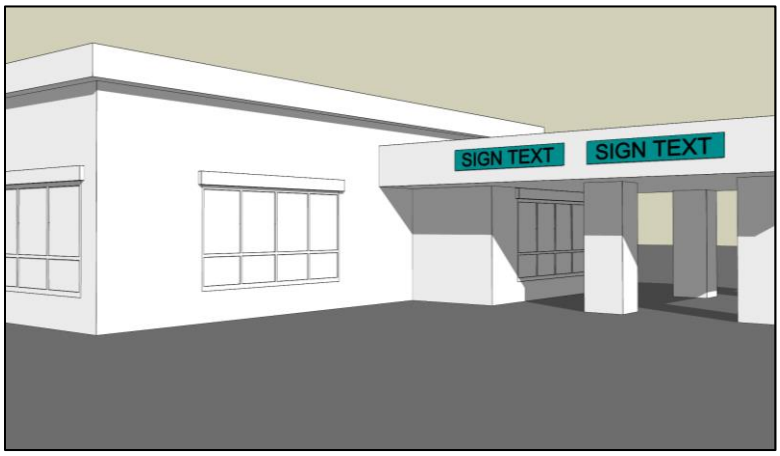
CANOPY (BUILDING-MOUNTED) SIGN means a sign that is attached to a **BUILDING-MOUNTED CANOPY**. This definition excludes **BOX SIGNS**.

Figure 1129.14-5: Example Building-Mounted Canopy Sign



CANOPY (GROUND-MOUNTED) SIGN means a sign that is attached to a **GROUND-MOUNTED CANOPY**. This definition excludes **BOX SIGNS**.

Figure 1129.14-6: Example Ground-Mounted Canopy Sign



CHANGEABLE COPY SIGN a portion of a sign where copy is changed manually through placement of letters or symbols on a sign panel.

DIMENSIONAL PROJECTING SIGN means a three-dimensional projecting sign such as sign made to look like an object.

ELECTRONIC MESSAGE CENTER means a portion of a sign on which the copy changes automatically is displayed through electrical or electronic means~~.~~

FLAG means a piece of fabric or other flexible material that is attached to or designed to be flown from a flagpole or similar device.

FREESTANDING POLE SIGN means a freestanding sign, other than a **BILLBOARD**, oriented towards US-33, and typically oriented vertically, that is attached directly to a pole mounted to the ground.

Figure 1129.14-7: Example Freestanding Pole Sign



FREESTANDING SIGN means a sign which is not attached to a building, and which is either attached directly to the ground or elevated on a supporting structure attached to the ground.

ILLUMINATED SIGN means any sign illuminated by electricity, gas, or other artificial light including reflecting or phosphorescent light. This includes the following defined categories:

(1) **BOX ILLUMINATION** means illumination accomplished by illuminating the majority of a translucent face to which a sign is applied. Such illumination shall not qualify as, and is defined separately from, **INTERNAL ILLUMINATION**.

(2) **EXTERNAL ILLUMINATION** means illumination accomplished by directing a shielded light source (that is separate from a sign) to a given sign. Such illumination may apply lighting across the face of a sign, or it may provide back-lighting to the letters, numbers, symbols, logos, and accent lines of a sign.

(3) **INTERNAL ILLUMINATION** means illumination accomplished by back-lighting or allowing light exclusively through the letters, numbers, symbols, logos, and accent lines of a

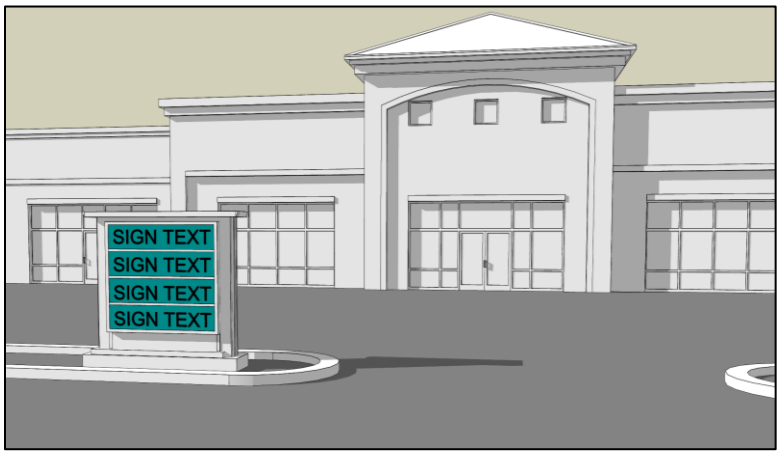
sign from a concealed light source. Such illumination shall not qualify as, and is defined separately from, **BOX ILLUMINATION**.

MARQUEE means a permanent structure fastened entirely to the building and projecting from the wall above an entrance and extending over the street right-of-way to provide shelter for automobile passenger loading and unloading entrance.

MARQUEE SIGN means a display sign attached to or hung from and supported by the building and extending beyond the building wall, building line, or street lot line.

MONUMENT SIGN means a sign, with one (1) or two (2) sides, attached to a permanent foundation or fastened to a base, and not attached or dependent upon any structure, pole, post or similar manner of construction.

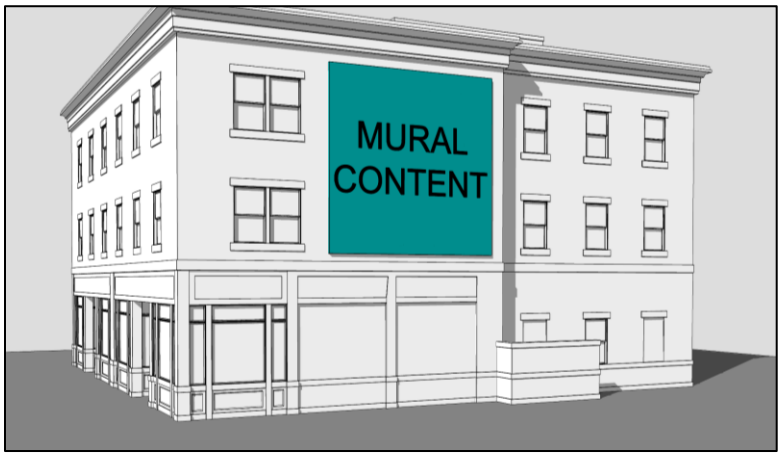
Figure 1129.14-8: Example Monument Sign



MULTI-TENANT SIGN PACKAGE means a group of multiple tenant signs to be applied in a common development such as a shopping center or mixed-use development project. Each sign that is included in a multi-tenant sign package shall comply with all of the standards for that type of sign. No multi-tenant sign package will be approved unless all individual signs comply with the regulations contained in this chapter.

MURAL means a design, representation, or graphic illustration that is painted, drawn, or similarly applied to an exterior surface of a structure, and that does not meet the definition of a **SIGN**; typically established for the purposes of decoration, cultural representation, storytelling, beautification of public spaces, and artistic expression. Murals are separate from and do not include **WALL SIGNS**.

Figure 1129.14-9: Example Mural



OFF-PREMISES SIGN means any sign unrelated to a business or profession conducted or to a commodity or services sold or offered upon the premises where such sign is located.

ON-PREMISES SIGN means any sign related to a business or profession conducted, or a commodity or service sold or offered upon the premises where such sign is located.

OPEN/CLOSED SIGN means a window or wall sign bearing only information indicating if the business is open or closed. This does not include the hours of operation. Signs that include both the open/closed information and the hours of operation shall be deemed to be an information sign.

PANEL SIGN means a sign which is mounted, attached, painted, or displayed on a sign panel.

PARCEL means a division of real property contained in a single legal description that is recorded in the official land records of the Union County Recorder's office.

PORTABLE SIDEWALK SIGN means any portable or freestanding sign displayed on a sidewalk in front of a business or other enterprise and taken inside at night or when the associated business or enterprise is closed.

Figure 1129.14-10: Example Portable Sidewalk Sign



PORTABLE SIGN means a sign which is designed to be moved and is not permanently attached to any part of a building or to the ground.

POST AND PANEL SIGN means a sign suspended from or otherwise connected to one or more posts that are mounted directly into the ground.

Figure 1129.14-11: Example Post and Panel Sign



PROJECTING SIGN means a double-faced sign which is attached directly to and projecting outward from the building wall, generally at a right angle to the building as opposed to parallel to the building like a wall sign.

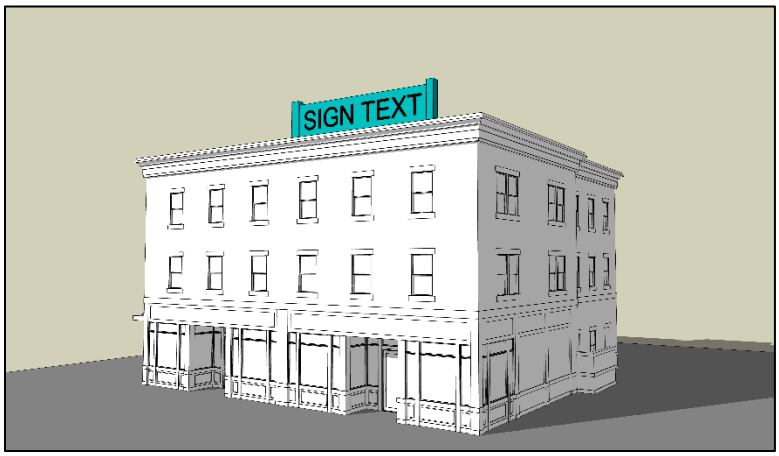
Figure 1129.14-12: Example Projecting Sign



PUBLIC ENTRANCE means an exterior entrance that allows public pedestrian access into or out of a building or a tenant space within a building. Public entrances into the same tenant space that are within 25 feet of each other (as measured in a straight line from the leading edges of the framework surrounding such doorways) shall not be considered separate entrances for the purpose of this Sign Code. This definition does not include emergency-only exterior doorways, employee-only doorways, entrances into dwelling units, or garage doors.

ROOF SIGN means a sign that is attached to or supported by the roof of a building; or a sign that extends above the roofline of the building to which it is attached, but not including signs attached to a mansard-style roof. Shingles that are designed to spell a word shall be included in the definition of roof sign for purposes hereof.

Figure 1129.14-13: Example Roof Sign



SIGN means any words, lettering, parts of letters, figures, numerals, phrases, sentences, emblems, devices, structures, costumes, designs, trade names, or trademarks by which anything is made known (all or any of which are sometimes referred to as "copy") and that are visible from any public street or adjacent property. A sign includes the sign structure and the sign face on which any copy is displayed.

SIGN PANEL means a structural object or portion of a structural object designed to form a distinct background area or frame for the display of a sign's information.

SIGN SUPPORT STRUCTURE means any supports, braces, guywire, anchors, and similar devices that support a sign and, together with the sign itself, are connected directly to the ground or to a building. Such support structures may include but are not limited to walls that are not part of a building, flagpoles, frames, brackets, and columns.

TEMPORARY SIGN means a display sign, banner or other advertising device constructed of cloth, canvas, fabric, or other light temporary material with or without a structural frame, intended for a limited period of display, including decorative displays for holidays or public demonstrations.

VEHICULAR CURB CUT means a paved opening abutting a roadway (typically interrupting a curb and/or a sidewalk) that provides vehicular access to enter or exit a property from a roadway's paved surface.

VEHICULAR SIGN means a sign mounted upon, painted upon, or otherwise erected on a trailer, truck, automobile, or other vehicle parked or placed so that the signs thereon are visible from a public street or right of way.

VEHICULAR USE AREA means spaces such as driveways, parking stalls, drive aisles, and other paved surfaces intended for vehicular movement and maneuvering. It serves as the functional zone within a property or development for vehicles to access, park, and navigate safely, ensuring efficient traffic flow and organized parking arrangements.

VEHICULAR USE AREA SIGN means a sign within a vehicular use area that: (1) does not qualify as an otherwise defined sign, or (2) does not exceed maximum dimensional standards applicable to vehicular use area signage. Such signage typically facilitates the orderly movement of automobiles and people into, out of, or within a property. This definition may include signs affixed directly onto pathways such as "EXIT ONLY" on a driveway, among other configurations of signage.

Figure 1129.14-14: Example Vehicular Use Area Sign

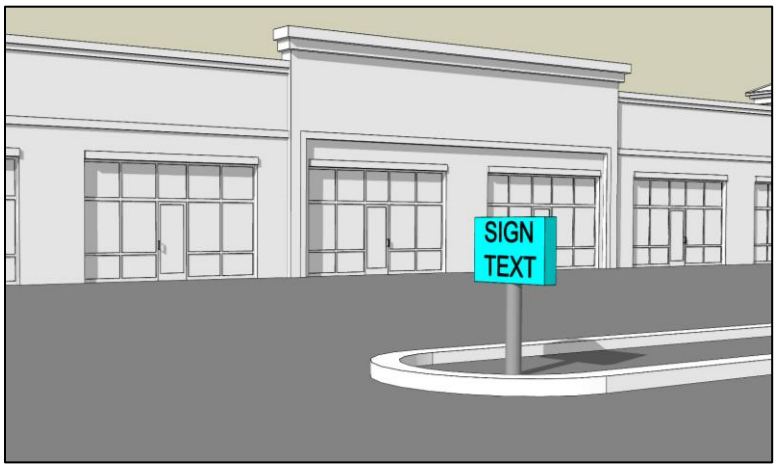
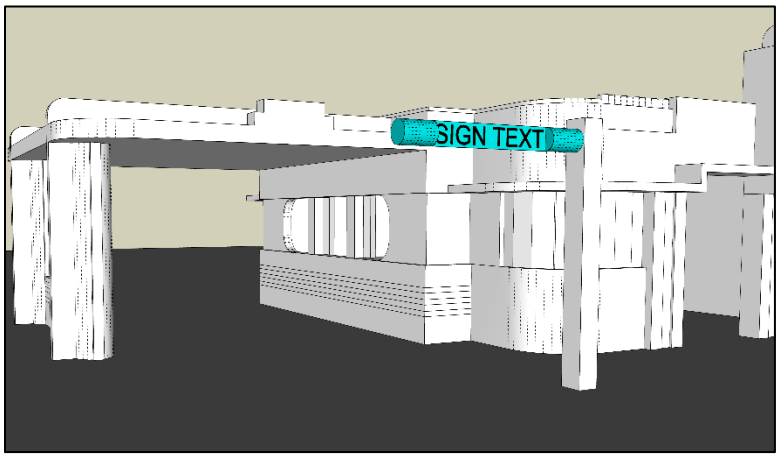
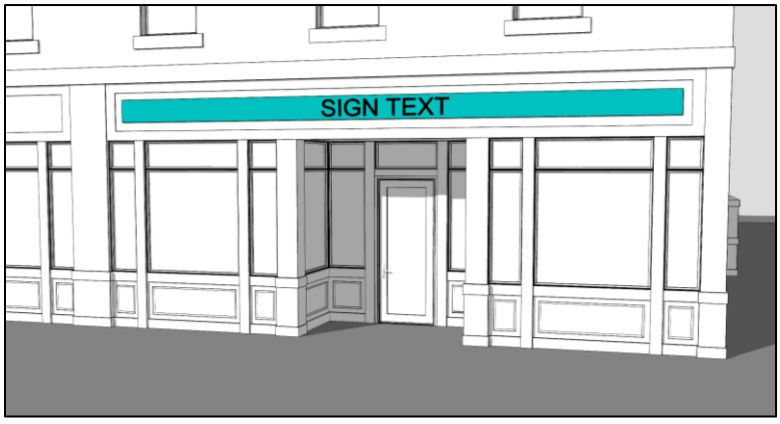


Figure 1129.14-15: Example Vehicular Use Area Sign



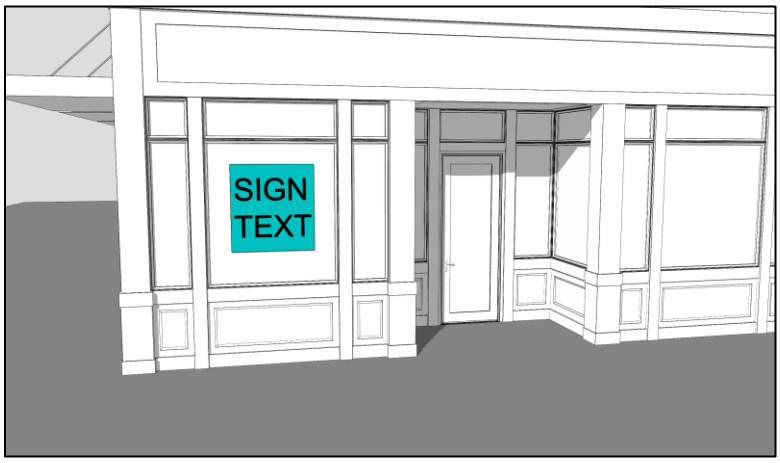
WALL SIGN means a sign that is applied on a non-window and non-door surface of a building with a sign face parallel to such surface. Wall signs do not include and are separately defined from **BUILDING ENTRANCE SIGN** and from **MURAL**.

Figure 1129.14-16: Example Wall Sign



WINDOW AND DOOR SIGN means a sign that is painted, attached, or affixed to the interior or exterior surface of windows or doors of a building or suspended on the inside or outside of the windows or doors. A single window and/or door sign includes any portions of a message and associated graphics that span across separate panes of glass where such areas of separation or interruption are not wider than 18 inches.

Figure 1129.14-17: Example Window and Door Sign



YARD SIGN means a temporary sign, often double faced, that is supported by metal legs, or a wooden post anchored into soil with no permanent foundation.

Figure 1129.14-18: Example Yard Sign

