

ORDINANCE NO. 118

AN ORDINANCE OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, AMENDING SECTIONS .45.030 .45.300, AND .45.415 OF THE UNIVERSITY PLACE MUNICIPAL CODE ORDINANCE 79 AS AMENDED BY ALLOWING ONE TEMPORARY A-BOARD/SANDWICH SIGN AND A LIMITED NUMBER OF FLAGS, BANNERS, BALLOONS OR STREAMERS, TO BE SET BACK AT LEAST FIVE FEET FROM A RIGHT-OF-WAY, AND OUTSIDE A DEFINED VISION TRIANGLE AT INTERSECTIONS AND DRIVEWAYS FOR A PERIOD OR PERIODS NOT TO EXCEED 60 DAYS A YEAR FOR THE TEMPORARY A-BOARD/SANDWICH SIGN AND THREE DAYS FOR THE FLAGS, BANNERS, BALLOONS AND/OR STREAMERS. TEMPORARY A-BOARD/SANDWICH SIGNS SHALL NOT EXCEED 7.5 SQUARE FEET PER SIDE OR THREE FEET IN HEIGHT AND REQUIRING A REFUNDABLE DEPOSIT PROVISION EQUAL TO THE TEMPORARY SIGN PERMIT FEE.

WHEREAS, on June 3, 1996, the City Council held a public hearing to discuss sign issues including allowing additional signs in the business zones of the City; and

WHEREAS, the City Council directed the Planning Commission to review the issues and forward a recommendation to the City Council; and

WHEREAS, on June 19, and July 17 1996, the Planning Commission held public hearings to consider amendments to the zoning code including a provision to allow permanent A-board /sandwich signs in the business zones under limited circumstances; and

WHEREAS, on July 17, 1996, the Planning Commission recommended that the Council maintain the existing code provisions; and

WHEREAS, the City Environmental Official has issued a Determination of Nonsignificance and;

WHEREAS, on July 12, 1996, and September 3, 1996 the City Council discussed the matter at a study session, and public hearing respectively, NOW THEREFORE,

THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Amending Sections .45.030, of the University Place Zoning Code.
Section .45.030 is hereby amended at follows:

__45.030 Definitions

KK. "Temporary sign" means and includes ~~any sign, Banner, pennant, valance, or advertising display~~ an A-board/sandwich sign, banner, or flag constructed of cloth, canvas, light fabric, cardboard, wallboard or other light materials with or without frames intended to be displayed for a limited time only. ~~Christmas decorations and other special events shall also come under this heading.~~

Section 2. Amending Sections .45.300, of the University Place Zoning Code.

Section __.45.300 is hereby amended at follows:

__45.300 Setback Lines.

Setbacks for signs. Unless otherwise provided by this chapter the setback point shall be that portion of any sign or sign structure that is closest to the property line. When a sign has less than ten feet, six inches (10'6") clearance above the ground, the setback shall be not less than fifteen (15) feet from a street frontage property line nor less than five (5) feet from a side property line except in the Community Center (CC) zone. When a sign has less than thirteen feet, six inches (13'6") clearance above the ground, the setback shall not be less than five (5) feet from a street property line nor less than two (2) feet from a side property line. When a sign has thirteen feet, six inches (13'-6") or more of ground clearance, the setback shall not be less than two (2) feet from a street property line nor less than two (2) feet from a side property line. See also Diagrams 1 and 2 following this Chapter.

Section 3. Amending Sections .45.415, of the University Place Zoning Code.

Section __.45.415 is hereby amended at follows:

__45.415 Temporary Signs

A. Authorization:

1. The Director shall be empowered to authorize temporary signs not exempted by Section __.45.070.A and E. The Director shall attach such conditions to the issuance of a permit for a temporary sign as may be necessary to ensure discontinuance of the use of the sign in accordance with the terms of the authorization, and to ensure substantial compliance with the purpose of this title.

B. Issuance Authority:

1. The Director may issue temporary sign permits ~~which shall terminate within thirty (30) days from the date of issuance; and~~ for A-board/sandwich signs, banners, flags, strings of flags, balloons, and streamers only; and

2. No permit for a temporary A-board/sandwich sign, banner, or flag shall be issued for a period longer than thirty (30) sixty (60) days. but a permit may be reissued by the Director for two (2) additional permit periods of thirty (30) days each per calendar year. The sixty day time period may be used as one sixty (60) day period, two separate thirty (30) day periods, four (4) fifteen (15) day periods, or six (6) ten (10) day periods;
3. No permit for a temporary string of flags, balloons, or streamers shall be issued for a period longer than three (3) days, but may be issued in conjunction with a temporary A-board/sandwich sign, banner, or flags under the same permit fee.

C. Types of locations Number and Size of temporary signs shall be as follows:

1. The total number of temporary signs shall not exceed one (1) A-board/sandwich sign or one (1) banner or three (3) flags, and/or three (3) one hundred and twenty (120) foot long strings of flags, three hundred (300) balloons, and/or three (3) one hundred (100) foot long streamers per applicable per time period for any use. at any one period of time. such signs are not permitted for single family and duplex dwellings.
2. The total area of a temporary A-board/sandwich sign, banner, or flags shall not exceed twenty-four (24) fifteen (15) square feet and no more than seven and one half (7.5) square feet per face. such signs are not permitted for single family and duplex dwellings. The permitted area for a Banner than twenty-four (24) square feet per face with the total sign area not to exceed forty-eight (48) square feet. Temporary A-board/sandwich signs shall not exceed 3 feet in height.

D. Location:

Location shall be as approved by the Director Temporary signs which may obscure the vision of motorists shall be located at least twenty (20) feet from intersections and driveways. Temporary signs shall meet the setback requirements in Section 45.300 except that temporary A-board/sandwich signs may be placed at least five (5) feet off a right-of-way. Temporary signs are not permitted for single family and duplex dwellings.

E. Attachment:

Temporary signs may not be permanently attached to the ground, building, or other structures.

F. Deposit:

A deposit shall be submitted along with an affidavit stating that the applicant for a temporary sign will comply with all provisions of this section is required prior to the issuance of a temporary sign permit. The affidavit shall state that all temporary signs must be removed within three (3) working days after the expiration of the permit. The deposit shall be ~~four (4) times~~ equal to the permit fee. If the applicant fails to remove signs in the time required and the City must enforce pursuant to Section .45.100 and .45.150, the deposit shall be forfeited and the applicant will not be eligible for another temporary sign permit for a period of 12 months.

G. Removal:

Each sign permit shall specify a removal date for streamers, Banners, pennants, A-boards, and other temporary signs. The applicant, ~~the owner of the premises, and the owner of the devices shall be jointly and severally~~ is responsible for the prompt removal of such temporary signs at the termination of the specified time period. Temporary A-board/sandwich signs shall be removed at the close of business each day.

Section 4. Copy To Be Available


One copy of this ordinance shall be available in the office of the City Clerk for use and examination by the public.

Section 5. Severability

If any section, sentence, clause, or phrase of this ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this ordinance.

Section 6. Publication And Effective Date. A summary of this Ordinance consisting of its title shall be published in the official newspaper of the City. This ordinance shall take effect five days after publication.

PASSED BY THE CITY COUNCIL ON SEPTEMBER 23, 1996



Ronald L. Williams, Mayor

ATTEST:



Susan Matthew, City Clerk

APPROVED AS TO FORM:



Timothy X. Sullivan, City Attorney

Date of Publication: 9/25/96

Effective Date: 9/30/96

PROPOSED OFFICIAL DOCUMENT