

CITY OF FRANKLIN, OHIO
ORDINANCE 2023-21

AMENDING SECTION 1111.08 OF THE CITY OF FRANKLIN UNIFIED DEVELOPMENT ORDINANCE

WHEREAS, pursuant to Section 1115.04 of the City of Franklin Uniform Development Code (the "UDO"), the City of Franklin City Council moved to initiate certain text amendments to Section 1111.08 of the UDO during a public meeting of Council held on September 25, 2023, and referred such amendments to the City of Franklin Planning Commission for review and recommendation; and

WHEREAS, Planning Commission reviewed the proposed text amendments during a public meeting of Planning Commission held on November 8, 2023, and recommended that City Council approve the zoning text amendments in the same form attached as Exhibit A to this Ordinance; and

WHEREAS, City Council finds it to be in the best interests of the health, safety and welfare of the City and its residents to approve Planning Commission's recommendation and amend Section 1111.08 of the UDO in accordance with Exhibit A.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FRANKLIN, WARREN COUNTY, OHIO THAT:

Section 1. Council hereby approves Planning Commission's recommendation to amend Section 1111.08 of the City's Codified Ordinances.

Section 2. Section 1111.08 of the City's Codified Ordinances is hereby amended as set forth in Exhibit A.

Section 3. All ordinances or parts of ordinances that conflict with this Ordinance are hereby repealed.

Section 4. It is found that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council that resulted in this formal action occurred in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code, and the Rules of Council.

INTRODUCED: September 25, 2023

ADOPTED: November 20, 2023

ATTEST: Khristi Dunn

Khristi Dunn, Clerk of Council

APPROVED: Brent W. Centers

Brent Centers, Mayor

CERTIFICATE

I, the undersigned Clerk of Council for the Franklin City Council do hereby certify that the foregoing is a true and correct copy of Ordinance 2023-21 passed by that body on November 20, 2023

Khristi Dunn
Khristi Dunn, Clerk of Council

Approved as to form: Ben Yoder, Ben Yoder, Law Director

1111.08 Signs

(a) Purpose and Intent: It is the intent of this Section to establish reasonable regulations governing the size, character and location of signs within the incorporated area of the City of Franklin, in the interest of safety and general welfare of its citizens, business concerns and other affected sectors of the City. It is intended to protect property values, create a more attractive economic and business climate, enhance and protect the physical appearance of the City, and preserve the scenic and natural beauty of designated areas. It is further intended to reduce sign distractions and sight obstructions that may contribute to traffic accidents, reduce hazards that may be caused by signs overhanging or projecting over public rights-of-way, provide more open space, and curb the deterioration of the natural environment and enhance City development in such a way as to support and complement the land-use objectives set forth in this UDO. The specific public purposes of this Section are:

- (1) To provide reasonable, yet appropriate, conditions for identifying goods sold or produced or services rendered in Commercial, Downtown, Office/Institutional, and Industrial Districts;
- (2) To control the size, location and design of permanent signs so that the appearance of such signs will be aesthetically harmonious with their surroundings;
- (3) To eliminate any conflict that would be hazardous between business or identification signs and traffic control signs and devices;
- (4) To ensure that signs are located and designed to maintain a safe and orderly pedestrian and vehicular environment; and
- (5) To reduce sign clutter.

(b) Scope of Regulations:

- (1) **Applicability**: The regulations set forth herein shall apply to and govern signs in all districts. No sign shall be erected or maintained unless it is in compliance with the regulations governing location and bulk of structures for the district in which it is located, unless such sign is otherwise specifically regulated by a conditional use provision or provisions relating to variances.
- (2) **Nonconformities**: Any sign already established on the effective date of this UDO and which sign is rendered nonconforming by the provisions herein, and any sign which as a result of subsequent amendments hereto, shall be rendered nonconforming and shall be subject to the regulations of section 1111.08(l).
- (3) **Variances**: Variances to this Section may be considered by the Appeals Board.

(c) Permit Required:

- (1) All temporary and permanent signs to be erected, placed, constructed or modified within the City limits, except those specifically excluded herein, shall require a permit before work is initiated.
- (2) Planning Commission shall approve signs submitted with a Major Site Plan, in accordance with this section and Section 1115.09; with a Conditional Use, in accordance with this section and Section 1115.09; and certain signs within the Highway Sign Overlay District in accordance with Sections 1109.07 and 1115.09. The Zoning Official shall approve all other signs in accordance with this section and Section 1115.11.

(3) In order to defray the cost of examination of plans and inspections, an applicant for a sign permit shall pay a fee in accordance with section 1105.09.

(4) Submittal Requirements:

(A) *General Submittal Requirements*: The following general requirements shall apply:

- (i) Each request for a Sign Permit shall include an application form, provided by the City, with the submittal;
- (ii) The name(s), address(s), and telephone numbers of the applicant(s), and the property owner(s) if other than the applicant(s) with a notarized letter of authorization from the property owner;
- (iii) Legal Description of property or portion thereof; and
- (iv) Payment of the application fee as established by section 1105.09;
- (v) The Zoning Official may request additional supporting information that in his professional judgment is necessary to fully explain the applicant's proposal. The applicant shall supply the requested additional information.
- (vi) Only complete applications shall be processed by the City. The Zoning Official or the TRC, as appropriate, shall make determination as to completeness.

(B) *Site Plan*, which shall show:

- (i) Address and zoning classification of the subject property;
- (ii) Surrounding uses and zoning classification(s);
- (iii) The proposed sign(s) location, including distance from the public right-of-way and the property lines;
- (iv) The location of all other existing signs located on the same premises; and
- (v) The relationship of the proposed sign(s) to access drives, parking areas and buildings.

(C) *A Sign Graphics Plan*, including:

- (i) Plans and/or blueprints, to scale, of the proposed signage, including details of fastenings, lighting and any lettering, symbols or other identification which will be on the sign;
- (ii) The dimensions, construction supports, sizes, electrical wiring and components, sign materials, and method of attachment;
- (iii) The location, size, and illumination of wall signs, ground mounted signs, and directional signs;
- (iv) Color renditions of the proposed signage; and
- (v) Elevation drawings of ground mounted signs and/or a façade elevation (showing the height and proportions) for wall signs.

(d) Administration:

- (1) The Zoning Official shall regulate and enforce the requirements of this Section, and shall be in charge of issuing all sign permits, both temporary and permanent.

(2) No signs, except for municipally owned signs and signs authorized by the City Manager for community events and programs ~~which are sponsored by nonprofit, public, educational, religious and charitable organizations~~, shall be placed in, on or above the public right-of-way including on utility poles. The Zoning Official or his designee may effect removal of any sign illegally placed within the right-of-way of any road within the City.

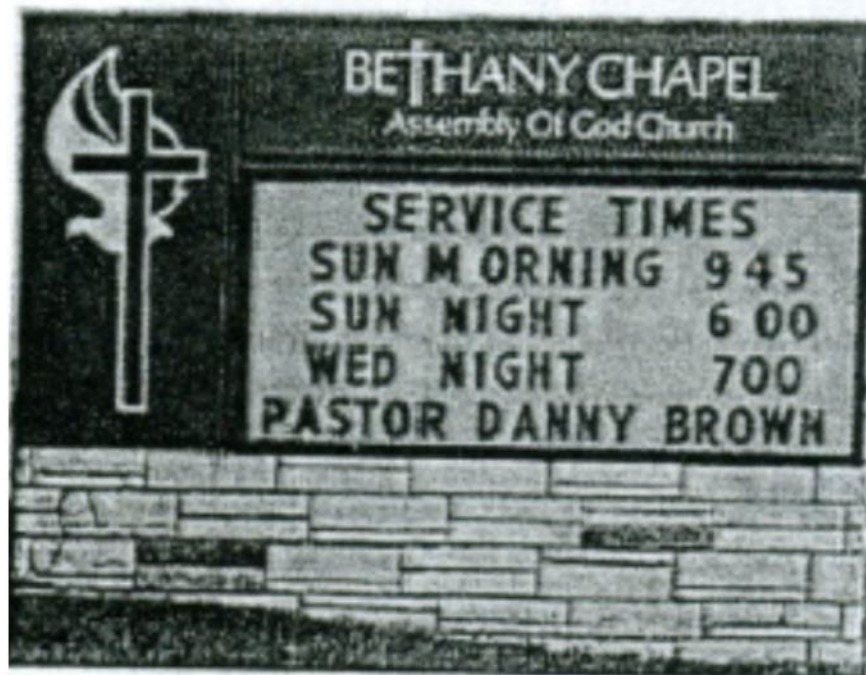
(e) Measurement:

- (1) Sign area shall include the face of all the display area of the sign not including the bracing, framing and structural supports of the sign, unless such support members are made part of the message or face of the sign or are determined by the Zoning Official to be intended solely to make the sign more visible rather than serving any aesthetic or structural purpose. For internally illuminated signs; or internally illuminated awnings, canopies or marquees, the entire lighted surface shall be considered the sign area. The lighted surface area of internally illuminated canopies, awnings or marquees is counted as signage regardless of whether it contains graphics.
- (2) Where a sign has two or more display faces, the area of all faces of the sign shall be included in determining the area of the sign unless two display faces join back to back, are parallel to each other and not more than twenty four inches (24") apart, or form a V-angle of less than forty-five degrees (45°). For spherical signs, the sphere shall be dissected by an imaginary line through the center of the sphere and the surface area of the half sphere shall be counted as the sign face. For cubical signs, the area of all display faces shall be included in determining the area of the sign.
- (3) The area of letters, numbers or emblems mounted on a building wall or wall extension shall be computed by enclosing such sign with the smallest single continuous perimeter around the letters, numbers or emblems and determining its area.
- (4) The term "lot frontage" as used in calculating ground signs and monument signs shall refer to the dimension of the lot along the street. The term "building frontage" as used in calculating wall signs shall refer to the building wall dimension facing the street or parking lot.
- (5) For structures and uses having no direct frontage on public roads, as within shopping centers, frontage shall be counted as the intersection of the building line onto adjacent drives or parking areas.

(f) Signs Which Do Not Require A Permit: The following signs may be erected without a permit:

- (1) **Business Flags:** Business flags, not exceeding one (1) per lot or parcel and displaying the corporate or business emblem or seal, may be displayed if flown on a vertical staff or pole and in conjunction with the national flag. Such business flags shall be flown on the same staff or pole and below the national flag or on a separate staff or pole at a lower level than the national flag if such separate staff or pole is not in front of the national flag. The business flag shall not be larger than the national flag and in no instance exceed three feet (3') in width or five feet (5') in length. The business flag shall not display a product and shall contain no advertising copy. Business flags does not include international flags.
- (2) **Changeable Copy Sign Messages:** Messages displayed upon approved Manual Changeable Copy Signs may be changed without permit.

Example of a Changeable Copy Sign Message



(3) Community Events:

(A) Signs for community events and programs which last for a time period of thirty (30) days or less and which are sponsored by nonprofit, public, educational, religious and charitable organizations. Signs may be displayed during the event for a period of thirty (30) days immediately preceding the commencement of the event. One sign may be located at the site of the event, provided it does not exceed thirty-two square feet (32 sq. ft.) in size and six feet (6') in height. All off-site signs must be located on private property with the permission of the property owner, and may not exceed sixteen square feet (16 sq. ft.) nor six feet (6') in height. Signs shall not be illuminated, and shall not create a safety or visibility hazard, nor be affixed to any public utility pole or tree or be located within a public right-of-way. Each sign shall be placed at a different site and shall be removed not later than forty-eight (48) hours after the scheduled activity.

(B) If the program or event is for a continuing period of time in excess of thirty (30) days, only one sign, not larger than ten square feet (10 sq. ft.), is permitted and such sign must be located either at the site of the event or program or at the location of the sponsoring organization, unless otherwise approved by the Zoning Official.

(4) Construction Signs: Construction signs which display the identification of the contractors, architects and other construction principals and temporary development signs which shall include signs indicating or promoting the development of land, facilities, or structures. Construction and/or development signs shall not be illuminated. No more than one such sign shall be permitted per street frontage and such signs shall be installed on the property to which they refer. For sites having at least one hundred feet (100') of frontage on each of two public rights-of-way, a second sign may be permitted facing the second right-of-way if both signs comply with UDO requirements. The two signs shall be no closer than seventy five feet (75'). The distance shall be measured by drawing two straight lines from the edge of each sign, forming a 90 degree (90°) angle. Such signs shall be limited to thirty-two square feet (32 sq. ft.) and six feet (6') in height. They shall be placed at least ten feet (10') from any public right-of-way. In residential subdivisions, development signs must be removed when seventy five percent

(75%) of the lots in the first subdivision phase have received any certificate of occupancy or the permanent subdivision sign has been erected. For other than single-family residential development, development signs must be removed when more than fifty percent (50%) of the space is rented, sold or leased. For construction signs in developed residential neighborhoods, such sign shall be limited to six square feet (6') and must be removed upon completion of construction or the commencement of occupancy, whichever event occurs first.

- (5) **Directional Signs:** On-site directional signs indicating points of entry or exit for a facility or off-street parking area, provided such signs are limited to a maximum of two square feet in area and three feet in height and do not interfere with safe vehicular or pedestrian traffic circulation and are not located within the clear sight distance triangle. No more than two such signs are allowed per vehicular access point. Such signs may contain information such as "In," "Enter," "entrance," "Out," "Exit," "Do Not Enter," or similar language as approved by the Zoning Official or his designee or arrows indicating desired traffic movement. Such signs may not contain advertising, including logos, and must be of a rectangular shape. Such signs must be on the property to which they refer and may not be placed within a public right-of-way. Private traffic and on-site Directional Signs are excluded from total sign count.

Examples of Directional Signs





- (6) **Garage Sale Signs:** A sign which advertises the sale of personal property such as a garage, yard, porch or moving sale sign provided that it is limited to one sign, not greater than four square feet (4 sq. ft.) in size and which sign is located on the sale premises for a time period not greater than two (2) consecutive days. Such signs shall not be located in a public right-of-way.
- (7) **Identification Wall Signs:** Signs up to a maximum of two square feet (2 sq. ft.) in size and mounted or attached flat or parallel onto a building face of an administrative, business or professional office building which denotes the name and address of an occupant in a building where more than one tenant is located and which has individual and separate entries.

Example of an Identification Wall Sign

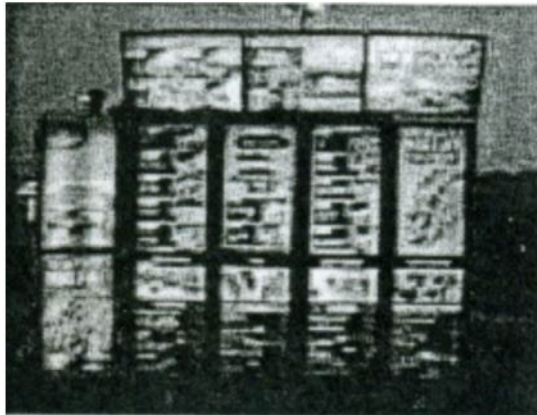


- (8) **Informational Window Signs:** Informational window signs that are limited in size to four square feet (4 sq. ft.) per sign.
- (9) **Memorial Signs:** Signs which are in the nature of cornerstones, commemorative tables, tablets, grave markers, headstones, statuary, remembrances of persons or events, or historical signs, provided that such signs are less than nine square feet (9 sq. ft.) in size

and not illuminated and are noncommercial in nature. Such signs shall not be placed within a public right-of-way.

- (10) **Menu Boards:** Menu Boards, provided such signs are oriented solely for the use of patrons utilizing the drive-thru and are not visible from adjacent property or the right-of-way. Drive-through menu board signs may include freestanding, pylon and monument signs. One drive-through menu board sign and one preview board is permitted, but only when all of the following conditions are fulfilled: the sign is located on the property to which it refers; the sign is not visible from the public right-of-way; the sign does not exceed six feet (6') in height; and the sign is located at least seventy-five feet (75') from a Residential District or use.

Example of a Menu Board



- (11) **Nameplate Signs:** For Home Occupations Type A (see section 1113.03) a sign indicating the name, address and profession of the person or persons residing on the premises, or legally occupying the premises, or indicating a home occupation legally existing on the premises in a residential district structure shall be permitted. Such sign shall be attached flush to the building and shall not exceed two square feet (2 sq. ft.) in area.
- ~~(12) **Political Signs:** Political signs or posters concerning candidates for elective office or public issues to be decided by public election may be displayed on private property, with the permission of the owner, provided that any such sign shall be removed no later than seven (7) days after said election. Such signs shall not exceed sixteen square feet (16 sq. ft.), per face, in any residential district, and thirty two square feet (32 sq. ft.), per face, in other districts, and shall not exceed six feet (6') in height. Signs shall not be illuminated; and shall not create a safety or visibility hazard, nor be affixed to any public utility pole or tree or be located within a public right-of-way. This Section is not applicable to political campaign headquarters signs, which shall require a temporary sign permit.~~
- (13) **Property Signs:** No trespassing signs or other such signs regulating the use of property, such as "Beware of Dog," or "No Hunting," etc., of no more than two square feet (2 sq. ft.) in size.
- (14) **Public:** Signs required or authorized for a public purpose by any law, statute or ordinance, such signs to include traffic control devices provided that such signs contain no supplementary advertising, and any identification of display of any official court or public office notices thereof, or any flag, emblem, or insignia of a nation, political unit, school or religious group.
- (15) **Real Estate Signs:**
- (A) Signs that indicate the sale, rental or lease of a particular residential structure or single- or two-family residential land area, to be limited in size to six square feet

(6), with one sign allowed per street front, except that a corner lot may have one such real estate sign per street front. Such signs shall not be located in a public right-of-way, and shall not be illuminated. Signs advertising a single- or two-family residential structure or land area must be removed within fourteen (14) days after the sale, rental, or lease has occurred.

(B) Signs that indicate the sale, rental, or lease of a particular residential or non-residential undeveloped parcel over three (3) acres in area, multi-family, commercial structure or industrial land area, to be limited in size to thirty-two square feet (32 sq. ft.) in area and six feet (6') in height, with one sign allowed per street front. They shall be placed at least ten feet (10') from any public right-of-way, and shall not be illuminated. Individual tenant spaces within a parcel are allowed a window or wall sign.

(16)**Residential:** Address and name of occupant of premises for a residential structure, not including designations as to employment or home occupation and to be limited in size to two square feet (2 sq. ft.).

(17)**Security Signs:** A sign indicating that the property is protected by a security surveillance system of any nature.

(18)**Temporary Holiday Signs/Decorations:** Signs clearly in the nature of decorations customarily associated with any national, local or religious holiday, to be limited to sixty (60) days in any one (1) year and to be displayed not more than sixty (60) consecutive days. Such signs must meet the sign area limitations of the applicable zoning district. Such signs may be illuminated provided that safety and visibility hazards are not created.

(19)**Temporary Window Signs:** Temporary window signs that are limited in size to twenty-five percent (25%) of the window area in which it is placed, and which are not illuminated. Such signs may be placed only in ground floor windows where no other temporary signs are placed and be limited to only one sign per window. Such signs may be displayed not more than one hundred twenty (120) days per calendar year if they indicate or promote special sales or special occasions. The date upon which a temporary window sign is first displayed shall be legibly marked on the sign. It will be assumed that a sign has been displayed continuously from the date marked. Merchandise may be displayed within individual store display windows.

Temporary Window Signs



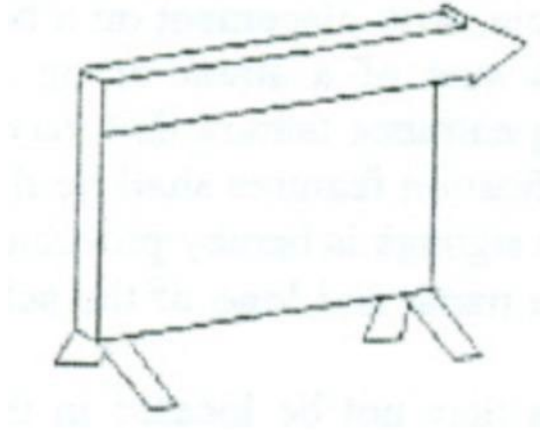
(20) Other Types of Temporary Signs: Up to two (2) temporary signs, which do not fall within any other sign category under this Section 1111.08(f) and are not greater than eight square feet (8 sq. ft.) in size, may be displayed on private property, with the permission of the property owner; provided any such sign shall not be displayed for longer than thirty (30) days in a given year. Temporary signs shall not be illuminated, and shall not create a safety or visibility hazard.

(g) Temporary Signs and Temporary Sign Permits:

(1) General Restrictions for Temporary Signs:

- (A) No temporary sign shall be mounted, attached, affixed, installed or otherwise secured by any permanent means to any land, structure or other improvement.
 - (B) Subject to the exemptions set forth in Section 1111.08(f) above, All temporary signs must be issued permits, in accordance with this ~~Section~~ Chapter, before they may be installed, erected, constructed or otherwise displayed.
 - (C) ~~All~~ Subject to the other provisions of this Chapter, temporary signs advertising or otherwise directing viewers to a particular event shall be located at the site or location of the event being promoted or ~~of~~ at the headquarters of an event sponsor ~~for the sponsoring.~~
 - (D) The date upon which a temporary sign is first displayed shall be legibly and permanently marked on the sign.
- (2) Professionally printed advertising banners, temporary wall signs and pennants less than one hundred fifty square feet (150 sq. ft.) are permitted provided that they are attached at each corner, point and/or end so as to prevent movement. Banners may be attached to ground signs and monument signs within the frame, provided that they are attached at each corner, point and/or end so as to prevent movement. Streamers are prohibited. Only one banner is permitted per establishment. No business shall display such signs for more than sixty (60) days within one calendar year per location. The date each sign is first displayed and the time period for which the sign will be displayed shall be legibly marked on the sign. The area of each banner shall not count toward the maximum sign area as specified in this Section.
- (3) Portable signs, "A" or "T" frame signs, swinger message board signs, windblown signs, or any other type of sign which can be moved from one location to another without any change in its structural components or members, including trailer signs, are prohibited. Portable "A" frame (also known as sandwich board) signs, and swinger message board signs are permitted to be used with non-residential uses within the Downtown Districts; provided, however that such signs shall not exceed twenty-four inches by thirty-six inches (24" x 36").

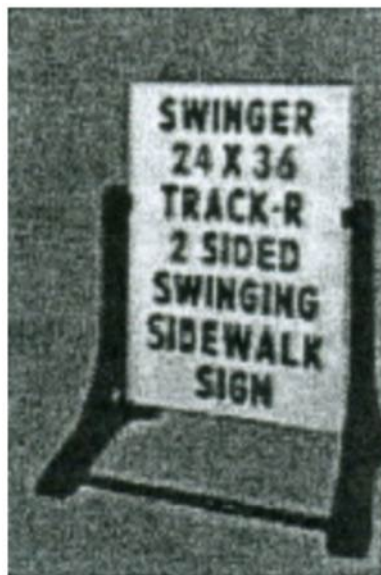
Prohibited Portable Sign



"A" Frame Sign



Swinger Message Board



(4) ~~Political campaign headquarters signs shall require a temporary sign permit and must meet the requirements of the zoning district in which the headquarters is located.~~

(5) The use of any inflatable signs, air activated attraction devices, beacons and searchlights is prohibited, except by special permit for specific events not to exceed ten (10) days in any twelve-month period.

(6) No temporary signage shall be placed in the public right-of-way (regardless of whether such sign is exempt from sign permitting requirements under Section 1111.08(f) above). Temporary signs placed in the public right-of-way present a distraction and hazard to traveling vehicles and pedestrians, and contribute to visual clutter, blight and litter throughout the community. In addition to other available enforcement action and penalties set forth in this Chapter, the following enforcement action and penalties shall apply to violations of this Section 1111.08(g)(5):

(A) The Zoning Official shall cause prompt removal of the sign from the public right-of-way. Any temporary sign removed from the public right-of-way may be disposed of in the City's discretion.

(B) Any person responsible for placing or maintaining a temporary sign in the public right-of-way shall be subject to the following graduated civil fines:

(i) For the first offense, a fine of \$50.00;

(ii) For the second offense, a fine of \$100.00;

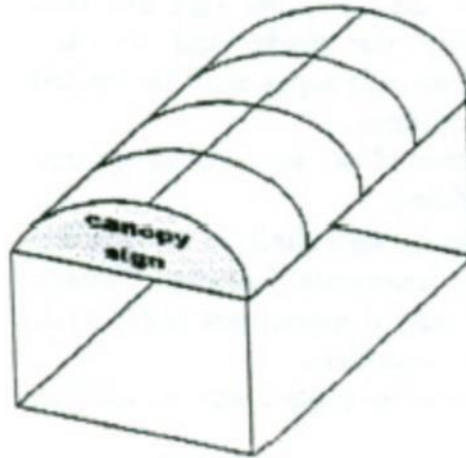
(iii) For the third offense, a fine of \$250.00; and

(iv) For any subsequent offense, a fine of \$500.00.

(C) Each temporary sign placed in the public right-of-way in violation of this section shall be considered a separate offense.

(h) Permanent Signs: All permanent signs shall require a permit. Permitted permanent signs shall be classified into one of the seven following types: canopy/marquee signs, ground signs, monument signs, projecting nameplate signs, wall signs, window signs, and shingle signs.

(1) **Canopy/Marquee Signs:** Canopy or marquee signs may be painted on an awning area or attached to a canopy or marquee, provided that no part of any such sign may extend above the roofline, canopy or marquee. Canopy or Marquee signs shall be limited to Business signs or Identification signs.



(2) **Ground Signs:**

- (A) *Ground Signs as Permanent Residential Subdivision or Planned Unit Development Identification Signs:* Ground signs may be erected at the entrance of any subdivision, PUD, PCRDs, condominium development, or other similar development, provided the location, height and other characteristics of the sign meet the regulations of this section. Only one ground sign per street front will be permitted for any such development. Ground signs shall be permanently and securely anchored to the ground, and shall be flush with the base, which shall be of brick or stone. Ground signs shall not exceed four feet (4') in height from the ground to the top of the sign, as measured from the grade.
- (B) Such identification shall be limited to ground mounted signs or graphics only, for example, with placement on a brick wall, entrance columns on each side of a street or on a similar architectural or landscaping entrance feature that may be used. The reverse sides of identification features shall be finished to match the fronts. Pole type signage is hereby prohibited. Sign copy shall be limited to the name and logo of the subdivision or development.
- (C) Such identification features may not be located in the public right-of-way. Under no circumstances shall such feature be located in the tree lawn nor the clear sight, nor impair the future utilization or expansion of public streets.
- (D) The maximum area for such identification is twenty-four square feet (24 sq. ft.) at any one entry location, unless otherwise approved by Planning Commission as a part of its approval, or recommendation for approval, of the subdivision, PUD or development.
- (E) A maximum of one permanent residential subdivision identification sign is permitted on each side of the street at each entry location to a development.
- (F) No part of any such sign shall be in the right-of-way of the intersecting street, unless specifically exempted by the City Manager.
- (G) Applications for permanent subdivision identification signs must demonstrate provisions for future maintenance and maintenance easements at the time of final platting. Written consent of the property owner of each proposed sign location shall be submitted with each permit application.

Example of a Ground Sign

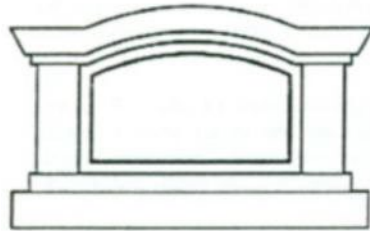


(3) Monument Signs:

- (A) Monument signs may be erected on a lot, provided the location, height and other characteristics of the sign meet the regulations of this section. Monument signs shall be permanently and securely anchored to the ground, and shall be flush with the base, which shall be of brick or stone. Monument signs shall not exceed the allowable height for the zoning district in which the property is located, from the ground to the top of the sign, and such height shall be measured from the grade and not any mounding around the sign. Monument signs shall be limited to Business signs or Identification signs. Professionally finished post and panel signs shall be permitted in the I-2, General Industrial District and shall meet the height and size requirements of a monument sign.
- (B) No monument sign shall be erected so as to obstruct free access to or egress from any building.
- (C) Inside the fire limits, no monument sign shall be constructed of combustible materials, except ornamental features. Outside the fire limits, the structural frame of monument signs shall not be erected out of combustible materials.
- (D) No person shall place or cause to be placed any monument sign within any right-of-way.
- (E) Monument signs shall be anchored to a minimum depth of thirty-two inches (32").
- (F) A monument sign shall only advertise matters that are the business, name or identity, address and/or activity of the establishment in front of whose property such sign is located, whether through logo, type, graphics or other symbols.
- (G) All changeable copy signs shall be monument signs.
- (H) No monument signs within the Downtown Districts shall be internally illuminated.
- (I) The base of all monument signs and post and panel signs shall be effectively landscaped with a single, continuous landscaped area to be maintained beneath the sign, in accordance with the following standards:
 - (i) The edge of the required landscaped area shall be thirty inches (30") from the edge of the sign or any edge of the sign structure;
 - (ii) The landscaped area shall include all points where sign structural supports attach to the ground;

- (iii) Where the required landscaped area adjoins a paved surface accessible to vehicular traffic, a raised planter-type area around the base of the sign shall be required to prevent the encroachment of vehicles; and
- (iv) The landscaped area shall include living planting, aesthetically located and maintained.

Examples of Monument Signs

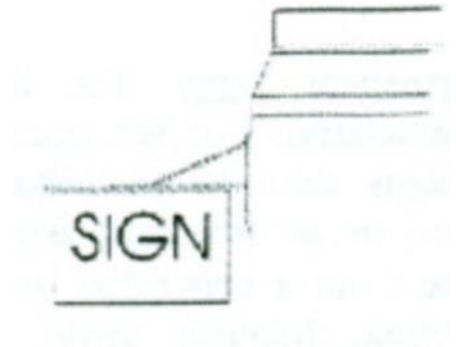


(4) Projecting Nameplate Signs:

- (A) Projecting nameplate signs shall not exceed twelve square feet (12 sq. ft.) in size, shall be placed not less than eight feet (8') above the sidewalk or ground level, and shall not project more than four feet (4') outward from the building face. Projecting nameplate signs shall be limited to Business signs and Identification signs.

- (B) Projecting nameplate signs shall only be used by a business having its own separate and individual entrance which is located in a building having no front yard, or that is used by a number of businesses which share a common entry way in a building with no front yard, and whose nameplate identifies the name and/or street address of the building, and not the names of the individual businesses.

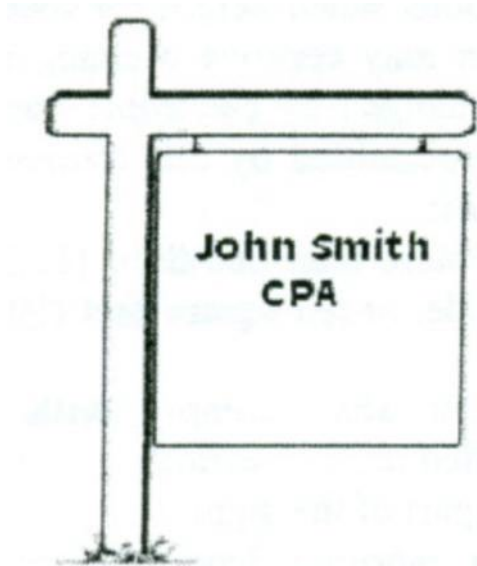
Projecting Nameplate Sign



(5) Shingle Signs:

- (A) Shingle signs shall be limited to Identification signs, exceeding not more than two square feet (2 sq. ft) in area and shall denote only the name, occupation of the professional occupant of the building, and shall not be illuminated.
- (B) The entire sign, including the pole(s), shall not exceed four feet (4') in height from the ground to the top of the sign or structure. Such signs shall be measured from the grade, not any mounding.
- (C) Such signs may be used by Home Occupation Type B's, as Identification signs, where approved by the Planning Commission.

Shingle Sign



- (6) **Wall Signs:** Business or identification signs may be erected on a building wall or extension of a building wall which faces a street, parking lot or service drive, and such

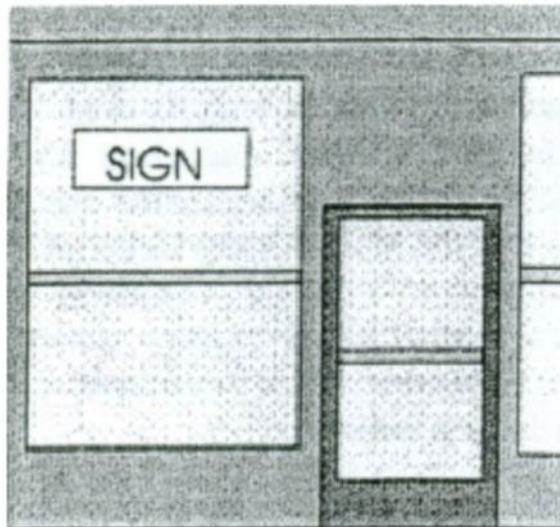
sign may not extend beyond any building setback lines. Wall signs shall be attached parallel to the building face and extend outward perpendicular from the building face a maximum of ten inches (10"), except as otherwise provided herein.

Wall Sign



- (7) **Window Signs:** Permanent window signs shall be limited to signs denoting the identification of the occupant, the address of the premises and its use. Except for within the Downtown Districts where a business does not occupy first floor space, such signs shall be limited to use solely on the ground or first floor.

Window Sign



- (i) Requirements Applicable to All Permanent Signs: The following general requirements shall apply for characteristics of permanent signs:

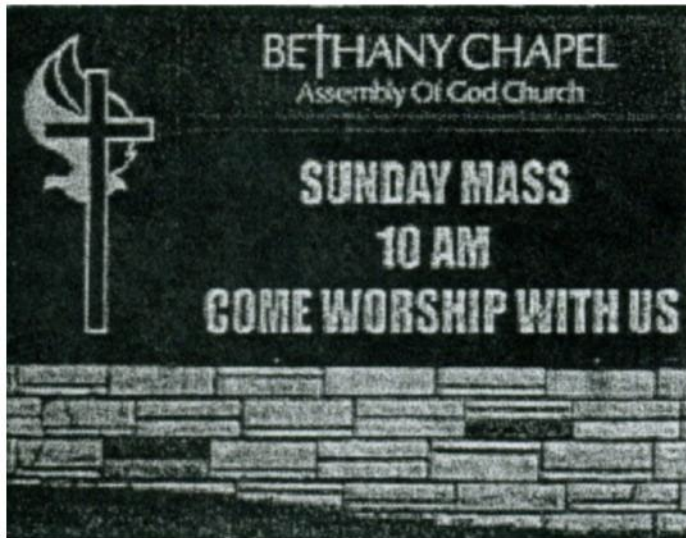
- (1) **Illumination:** Illumination of signs shall be permitted in all districts, except residential districts, or as otherwise provided in this Section. Illumination shall be from a concealed or indirect light source and shall not flash, blink, fluctuate, travel, revolve, move or in any manner fail to provide constant illumination and shall not create a hazard or visibility problem or interfere with or impair vehicular movement on any street from which the sign may be viewed. Illuminated signs shall be constructed and maintained so that the source of illumination is shielded or otherwise prevented from beaming directly onto adjacent properties or streets.

(2) **Animation, mechanical or electronic changeable copy signs and moving signs:**

Subject to the limitations stated herein for specific sign types, the Planning Commission, as part of a Site Plan or Conditional Use approval, or the Zoning Official, as part of a sign permit approval, may approve a changeable message sign, including such signs changed by electronic means, as part of any freestanding sign type permitted by this ordinance, and subject to the following restrictions:

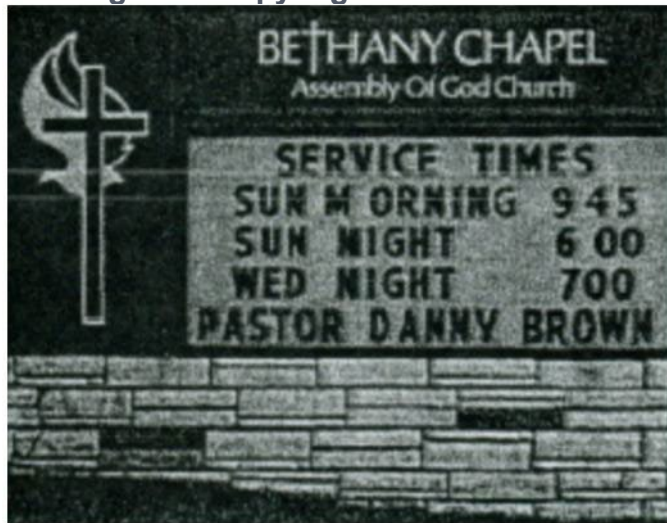
- (A) The sign area shall comprise no more than two-thirds (2/3) of the total area of the sign per side;
- (B) Electronic changeable copy signs shall comply with the maximum height standards specified in this Section;
- (C) The sign area shall be an integral part of the sign;
- (D) The sign area and any messages, wording, letters or images displayed thereon shall not flash, blink or fluctuate, and must show the entire message at one time without exhibiting the illusion of movement;
- (E) Each message shall be displayed for no less than fifteen (15) seconds. Electronic changeable message signs shall not be permitted in the Downtown Districts. .

Example of an Electronic Changeable Copy Sign

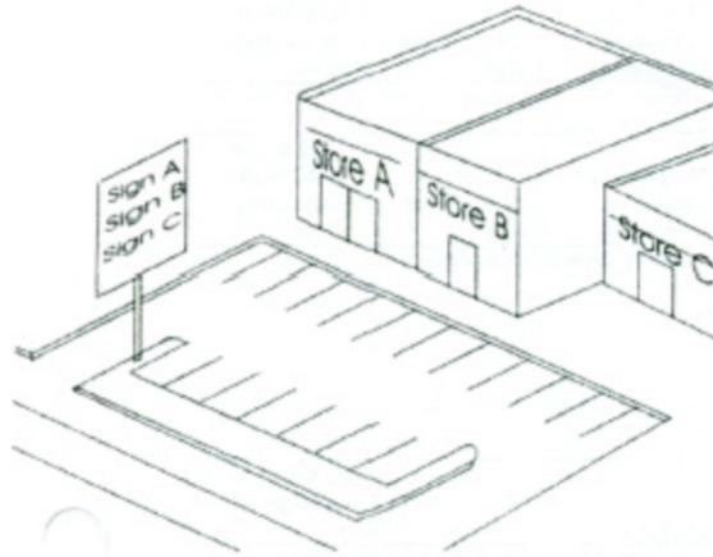


- (3) **Manual changeable copy signs:** Manual changeable copy signs shall be permitted on monument and ground signs only. Manual changeable copy signs shall comprise no more than two-thirds (2/3) of the total area of the sign per side, shall comply with the maximum height standards specified in this Section, and shall be an integral part of the sign. In residential districts and the Downtown Districts, manual changeable copy signs shall not be internally illuminated. In these three districts, the manual changeable copy signs may be illuminated only between 8:00 a.m. and 8:00 p.m., unless otherwise permitted by Planning Commission.

Example of a Manual Changeable Copy Sign



- (4) **Pennants, streamers, etc.:** No sign shall contain or consist of banners, pennants, ribbons, streamers or similar moving devices.
- (5) **Construction:** The construction of all signs, including any electrical wiring necessary for the operation of illuminated signs shall conform to the specifications of the Ohio Building Code. All signs shall be adequately maintained and shall not constitute a safety hazard. The sign faces of a sign shall be kept neatly painted or posted at all times and, where applicable, shall be painted or replaced with blank panel(s) when copy is removed.
- (6) **Location:** All permanent signs shall be located on the site being promoted, identified or advertised. Off premise signs are prohibited. In no case shall any part of a sign be placed in, over, or extend onto any public right-of-way, except for projecting nameplate signs on lots where no front yard exists and for publicly owned signs such as traffic control and directional signs. In no case shall any part of a sign be placed in, over or extend above the roof line of any structure.
- (7) **Maximum number, height, and area of signs:** In addition to placement of signs, the heights, area and number of permitted signs allowed per use or lot shall be regulated by districts and uses as listed under the regulations of this Section. The height of monument signs and ground signs shall be measured from the established grade, and no mounding shall be used to increase the height of a sign.
- (8) **Joint identification signs:**
 - (A) Joint identification signs shall be limited to wall signs or monument signs, and to premises where there are two or more uses located on a property having frontage on at least one public street.
 - (B) If the property fronts on one street, only one joint identification sign is permitted.
 - (C) A second joint identification sign is permitted if the property fronts on two streets, provided that the frontage for each street is not less than two hundred lineal feet (200'). Additionally, a second joint identification sign may be permitted in the Downtown Districts if the premises has pedestrian access open to the public from parking facilities both in the front and in the rear of the property.
 - (D) The size of a joint identification sign shall meet the size and location requirements for a commercial center sign under Table 24.



- (9) **Billboards.** Billboards are prohibited.
- (10) **Pole Signs.** Pole signs are prohibited, except within the Highway Sign Overlay District, under the conditions outlined in Section 1109.07.
- (11) **Roof signs.** Roof signs are prohibited.
- (12) **Off-premise signs for Industrial and Commercial lots with no street frontage.** Notwithstanding any other provision of these sign regulations, a lot or parcel with an Industrial or Commercial zoning designation that has no frontage on a public street, as determined by the Zoning Official, may apply for a sign permit to erect a monument sign on an adjacent lot with street frontage, with the permission of the owner of the adjacent lot. The monument sign shall meet the size and setback requirements for the lot upon which the sign is to be erected. The off-premise sign shall not be counted toward the total allowable signage for the lot upon which it is erected.

TABLE 22: Signs in Residential Districts

Sign Type	Per Unit	Per Building	Per Street Front	Maximum Height (Ft.)	Maximum Sign Area	Minimum Setback from Right-of-way
R-1, R-2 & R-3						
Shingle	1 †	—	—	4	2 sq. ft.	10 *
Wall	1 †	—	—	—	2 sq. ft.	—
Window	1	—	—	—	2 sq. ft.	—
Subdivisions, PUDs, PRCs & Condominium Developments						
Ground	—	—	1	4 ^{^^}	24 sq. ft. per sign	Shall not be in ROW of intersecting street
Multi-Family Project Identification						
Ground	—	—	1	4 ^{^^}	24 sq. ft. per sign	Shall not be in ROW of intersecting street

* Or as otherwise approved by Planning Commission or the Zoning Official, as applicable.

† Either one shingle sign or one wall sign will be permitted, not both.

^^ Per sign, including mounding.

TABLE 23: Signs in the Downtown Districts

Sign Type	Per Unit	Per Street Front	Maximum Height (Ft.)	Maximum Sign Area	Min. Setback from Right-of-way
Canopy	1 †	1	Maximum Size, Maximum Sign Area, Maximum Copy Area and Minimum Setback from the right-of-way shall be determined by Planning Commission, upon application for a sign permit, on a case-by-case basis		
Monument	1	—	6 ft.	1/4 sq. ft. per lineal foot of street frontage, or a maximum of 36 sq. ft., whichever is less	10 *
Projecting Nameplate	1 †	—	Projects not more than 4 feet outward from building face	12 sq. ft.	—
Wall	1 †	1	—	One sq. ft. per lineal foot of building frontage or 24 sq. ft. total, whichever is less	—
Window	—	—	—	25% window coverage for the combined area of all informational, permanent and temporary signs	—

* Or as otherwise approved by Planning Commission or the Zoning Official, as applicable.

† Either one canopy sign, one projecting nameplate sign or one wall sign will be permitted.

TABLE 24: Signs in Commercial Districts

Sign Type	Per Unit	Per Street Front	Maximum Height (ft.)	Maximum Sign Area	Min. Setback from Right-of-way
INDIVIDUAL USES					
Canopy	1 †	1	Maximum Size, Maximum Sign Area, Maximum Copy Area and Minimum Setback from the right-of-way shall be determined by Planning Commission, upon application for a sign permit, on a case-by-case basis		

Mon ume nt	1	—	6	1/4 sq. ft per lineal foot of street frontage, or a maximum of 36 sq. ft., whichever is less	10 *
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Wall	1 †	1	—	2 sq. ft. per lineal foot of building frontage, or a maximum of 200 sq. ft. total, whichever is less	—
Window	—	—	—	25% window coverage for the combined area of all informational, permanent and temporary signs	—
COMMERCIAL CENTER					
Canopy	1 †	1	Maximum Size, Maximum Sign Area, Maximum Copy Area and Minimum Setback from the right-of-way shall be determined by Planning Commission, upon application for a sign permit, on a case-by-case basis		
Monument	1*	1*	6	1/4 sq. ft. per lineal foot of street frontage, or a maximum of 36 sq. ft., whichever is less.	10*
Wall	1 †	1	—	2 sq. ft. per lineal foot of building frontage per tenant or per business, up to a maximum of 200 sq. ft. total for the entire Center, whichever is less	—
Window	—	—	—	25% window coverage for the combined area of all informational, permanent and temporary signs, per tenant or per business	—

* Or as otherwise approved by Planning Commission or the Zoning Official, as applicable.

† Either one canopy sign or one wall sign will be permitted, not both.

- See Joint Identification Sign requirements contained in (j)(8).

TABLE 25: Signs in the Office/Institutional District

Sign Type	Per Unit	Per Street Front	Maximum Height (Ft.)	Maximum Sign Area	Min. Setback from Right-of-way
INDIVIDUAL/MULTIPLE OCCUPANCY					
Canopy	1 †	1	Maximum Size, Maximum Sign Area, Maximum Copy Area and Minimum Setback from the right-of-way shall be determined by Planning Commission, upon application for a sign permit, on a case-by-case basis		
Monument	1 per complex	—	6	1/4 sq. ft. per lineal foot of street frontage, or a maximum of 36 sq. ft., whichever is less	10*
Wall	1 †	1	—	2 sq. ft. per lineal foot of building frontage per tenant or per business, up to a maximum of 200 sq. ft. total for the entire Center, whichever is less	—

Win dow	—	—	—	25% window coverage for the combined area of all informational, permanent and	—
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temporary signs

* Or as otherwise approved by Planning Commission or the Zoning Official, as applicable.

† Either one canopy sign or one wall sign will be permitted, not both.

TABLE 26: Signs in Industrial Districts

Sign Type	Per Unit	Per Street Front	Maximum Height (Ft.)	Maximum Sign Area	Min. Setback from Right-of-way
INDIVIDUAL/MULTIPLE OCCUPANCY					
Monument	1 per complex	1	8	1/2 sq. ft. per lineal foot of street frontage, or a maximum of 72 sq. ft., whichever is less	10*
Wall	1	1	—	2 sq. ft. per lineal foot of building frontage, or a maximum of 200 sq. ft., whichever is less	—
Window	—	—	—	25% window coverage for the combined area of all informational, permanent and temporary signs	—

* Or as otherwise approved by Planning Commission or the Zoning Official, as applicable.

TABLE 27: Sign Regulations Applicable in All Districts

Sign Type	Per Unit	Per Street Front	Maximum Height (Ft.)	Maximum Sign Area	Min. Setback from Right-of-way
SCHOOLS, PARKS, CHURCHES, LIBRARIES, CEMETERIES AND PUBLIC USES					
Monument	—	1 †	6	36 sq. ft.	10*
Wall	—	1 †	—	20 sq. ft.	—
PARKING LOTS AND OUTDOOR COMMERCIAL RECREATION FACILITIES					
Monument	—	1	6	36 sq. ft.	—

* Or as otherwise approved by Planning Commission or the Zoning Official, as applicable.

† Only one wall sign or one monument sign shall be allowed per street front.

? If a Use is a Permitted Use in a Particular District utilize the Sign Code for that particular District.

- (j) Street Numbers Required: An owner, occupant or person having control of a residential, industrial, commercial or public building shall display the numerical address of the building in Arabic numbers not less than four inches (4") in height. Other street numbering guidelines include:

- (1) The color of the numbers shall contrast to the color of the surface on which they are mounted and the numbers shall be clearly visible from the street on which the building is numbered.
- (2) The numbers shall be placed on the front of the building facing the street on which the building is numbered.
- (3) For buildings not having entrance doors facing the street on which the buildings are numbered, numbers of all units within such building shall be placed either on the wall of the building facing the street on which the building is numbered or on a sign in compliance with this Section.
- (4) The owner of a residential building may post additional sets of address numbers provided that one set complies with the provision of this Section.
- (5) Whoever violates this Section or any part thereof, upon being notified in writing of such violation by the City Engineer, shall have thirty (30) days in which to comply with the provisions of this Section. Upon expiration of the thirty (30) days and failure to comply with the provisions of this Section within that period the owner, occupant or person having control of a building shall be deemed in violation. Each subsequent day shall constitute a separate violation.

(k) Nonconforming Signs and Illegal Signs: The continuance of an existing sign that does not meet ~~the~~ current UDO regulations and requirements, but was lawful at the time of its initial construction, of this Section shall be deemed a lawful nonconforming sign ~~that shall~~ until such sign's lawful nonconforming status terminates by abandonment, ~~or~~ discontinuance, ~~or shall terminate by~~ damage or destruction in accordance with this Section.

(1) Termination by Abandonment or Discontinuance.

(A) A sign shall be considered abandoned or discontinued:

(i) When the sign is associated with an abandoned or discontinued use.

(ii) When the sign remains after the termination of a business. A business has ceased operations and terminated if it is closed to the public for at least ninety (90) consecutive days and no active building permit is on file for remodeling or reconstruction. Seasonal businesses are exempt from this determination.

(B) Abandonment shall be determined, based upon the above definitions, by the Zoning Official. When the Zoning Official finds, upon investigation, that a sign has been abandoned, he shall notify the owner of said sign, together with the owner of the land on which the sign is located, by certified mail, of his findings. Such notice shall advise the owner(s) that the sign has been declared abandoned and must be removed within thirty (30) days. The owner may appeal such decision by the Zoning Official to the Appeals Board within twenty (20) days of receipt of the notice.

(C) If the abandoned sign is not removed as ordered and the owner has not filed an appeal within twenty (20) days to the Appeals Board, or if the sign is not removed within ten (10) days of notice to the owner of the Appeals Board's denial of the owner's appeal, the sign may be removed at the expense of the property owner. If the City is not reimbursed for such costs within thirty (30) days, the amount thereof shall be certified to the County Auditor for collection as a special assessment against the property on which the sign is located.

(D) Upon a finding that the signage is abandoned, the right to maintain and use such sign shall terminate immediately.

- (2) Termination Due to Damage, Destruction or Relocation.
- (A) A sign which is damaged or destroyed, by any means, to the extent of more than fifty percent (50%) of the cost to replace such sign shall not be reconstructed except in conformity within the provisions of this UDO.
- (B) A nonconforming sign shall not be structurally relocated unless it is brought into compliance with the provisions of the current sign requirements and standards of this UDO. Should any relocation take place without being brought into compliance with the UDO, the sign shall be deemed an illegal sign.

~~Unsafe and/or Structurally Unsound Signs.~~

- ~~(A) Should any sign be or become unsafe or in danger of falling, the owner thereof and/or the property owner shall proceed at once to put such sign in a safe and secure condition or shall remove the sign.~~
- ~~(B) When the Zoning Official or his designee finds, upon investigation, that a sign is unsafe or unsound structurally, he shall notify the owner of said sign, together with the owner of the land on which the sign is located, by certified mail of his findings. Such notice shall advise the owner that the sign has been declared abandoned and/or unsafe and/or structurally unsound and must be removed with ten (10) days for an unsafe or structurally unsound sign. The owner may appeal such decision by the Zoning Official to the Appeals Board within ten (10) days of receipt of the notice.~~
- ~~(C) If an unsafe, or structurally unsound sign is not removed as ordered and the owner has filed an appeal within ten (10) days to the Appeals Board, or if the sign is not removed within ten (10) days of notice to the owner of the Appeals Board's denial of the owner's appeal, the sign may be removed at the expense of the property owner. If the City is not immediately reimbursed for such costs, the amount thereof shall be certified to the County Auditor for collection as a special assessment against the property on which the sign is located.~~
- (3) **Maintenance of Nonconforming Signs.** A nonconforming sign shall be maintained as required in accordance with the following provisions:
- (A) All signs, together with all supports, braces, guys and anchors shall be kept in repair and in proper state of preservation. The display surfaces of all signs shall be subject to periodic inspection.
- (B) Every sign and the immediately surrounding premises shall be maintained by the owner or person in charge thereof in a clean, sanitary and inoffensive condition free and clear of all obnoxious substances, rubbish and weeds.
- (C) Should any sign be or become unsafe or in danger of falling, the owner thereof and/or the owner of the land on which such sign is located shall proceed at once to put such sign in a safe and secure condition, or shall remove the sign.
- (D) When the Zoning Official or his designee finds, upon investigation, that a sign is unsafe or structurally unsound, he shall notify the owner of said sign, together with the owner of the land on which the sign is located, by certified mail or personal delivery of his findings. Such notice shall advise the owner that the sign has been declared unsafe and/or structurally unsound, and must either be repaired or removed (as determined by the Zoning Official in his

discretion) within ten (10) days of the written notice. The owner may appeal the Zoning Official's findings/order regarding the sign to the Appeals Board within ten (10) days of receipt of the notice.

(E) If an unsafe, or structurally unsound sign is not repaired or removed as ordered by the Zoning Official, and the owner does not file a timely appeal with the Appeals Board, or if the sign is not repaired or removed within ten (10) days of the Appeals Board's decision denying the owner's appeal, the sign may be removed by the City at the expense of the sign owner and/or underlying property owner. If the City is not immediately reimbursed for such sign removal costs, the City may pursue collection of its costs in any lawful manner.

~~(4) **Damage or Destruction.** A nonconforming sign that is damaged or destroyed may be replaced with a new sign of the same size and dimensions of the original nonconforming sign, as long as it is for the same active business concern or industry.~~

~~(5) A nonconforming sign shall not be structurally relocated unless it is brought into compliance with the provisions of the sign requirements and standards of this UDO. Should any relocation take place without being brought into compliance, the sign shall be deemed an illegal sign.~~

(I) Enforcement:

- (1) If any sign is installed, erected, constructed or maintained in violation of any provision of this section, except for nonconforming signs in compliance, the Zoning Official or his designee shall notify the owner or user thereof to comply with the provisions of this section by certified mail, personal service, or as otherwise allowed by law.
- (2) If the owner or user fails to comply with such notice, and the owner has not requested an opinion as to the existence of the violation from the Appeals Board, or, if after a reasonable search, the owner cannot be found, the Zoning Official or his designee shall cause such graphic or such portion thereof as is constructed or maintained in violation of this Section to be taken down, the expense of which shall be paid by the owner or user.

- (3) Unless clearly specified otherwise, the property owner will be considered to be the presumptive owner of said sign. However, nothing herein contained shall prevent the Zoning Official or his designee from adopting such precautionary measures as may seem to him necessary or advisable in case of imminent danger to place the graphic in safe condition, the expense of which shall be paid by the owner of the premises or recovered against him in the manner as further described in this section.
- (4) No owner or person in charge, possession or control of the sign(s) shall fail to comply with the notices provided in within five (5) days of mailing of the notice. No owner or person in charge, possession or control of permanent signs shall fail to comply with the notices provided within twenty-one (21) days of mailing of the notice.
- (5) If a violation of a provision of this section is repeated within ninety (90) days of a previous violation of the same provision of this Section by the owner or user subject of the previous violation on the same property as the previous violation, such sign may be seized immediately and a charge assessed for removal without additional notification.
- (6) Fees for removal shall be immediately due and payable to the City. Notice of such assessment shall be given to the owner or user by mailing such notice to the address utilized by the County Treasurer for tax billing purposes. All assessments not paid within ten (10) days after such mailing shall be subject to collection by the City in any lawful manner ~~certified by the Finance Director to the County Auditor to be placed on the tax duplicate and collected as other taxes are collected.~~
- (7) The City may also collect such costs together with interest through a civil action in the appropriate court of law having jurisdiction thereof and seek such additional orders from a court of competent jurisdiction as may be necessary from time to time in order to enforce the provisions of this section.

(m) Penalties:

- (1) Any person, firm, corporation, partnership, or association violating any provision of this Section or failing to obey any lawful order issued pursuant to its terms shall be charged with a minor misdemeanor offense and fined not less than \$75.00. Each day during which such violation continues may be deemed a separate offense.
- (2) An organization may be charged and found guilty of a violation of a provision of this Section under any of the following circumstances:
 - (A) The offense is committed by an officer, agent or employee of the organization acting in or on its behalf and within the scope of his office or employment.
 - (B) The offense consists of an omission to discharge a specific duty imposed by law on the organization.
 - (C) If, acting with the kind of culpability otherwise required for the commission of the offense, its commission was authorized, requested, commanded, tolerated or performed by the board of trustees, partners or by a high managerial officer, agent or employee acting in behalf of the organization and within the scope of his office or employment.

(Ord. 2009-14. Passed 7-6-09; Ord. 2013-18. Passed 11-4-13; Ord. 2014-01. Passed 3-17-14; Ord. 2014-03. Passed 4-7-14; Ord. 2014-07. Passed 7-7-14; Ord. 2014-17. Passed 1-5-15; Ord. 2015-15. Passed 11-2-15; Ord. 2017-19. Passed 7-17-17.)

O-23-21

Exhibit A

Amended by Ord. 2018-08 on 5/21/2018

Amended by Ord. 2019-21 on 11/4/2019

Amended by Ord. 2021-29 on 12/6/2021

Amended by Ord. 2023-02 on 2/6/2023