

COMMENCEMENT OF CAMPAIGN ACTIVITIES

There is not a set date when a Candidate for office may commence campaign activities. However, there are certain Campaign Reporting Requirements, which are outlined beginning on page 5-1 for filing a Candidate affidavit, registering Candidate committees, and maintaining bank accounts as well as sample forms and frequently asked questions.

ELECTION SIGNS

The City Code (Code) does not have a separate category for election signs. Signs expressing campaign-related messages must comply with the specific installation and display requirements in the Code for temporary or transient signs.

Temporary signs may be placed on private property with the permission of the property owner. Freestanding signs, banners, and/or feather flags may be displayed, and no permit is required. The signs must be placed at least five feet (or the height of the sign, whichever is greater) from the property line and at least 25 feet from intersection rights-of-way. On properties that have been developed with a structure, one sign may be displayed for up to 180 days, and the remaining signs cannot exceed 30 days of display. There is no display time limit for signs on undeveloped land. The total area of signage per property cannot exceed the amount specified in the Code, although there is no maximum size for each individual sign. Refer to the charts on the City's webpage for maximum total sign area, maximum height, and other requirements; type "temporary signs" in the search box. See Code Sections 18-706 and 18-761 beginning on page 4-8.

Individual private properties may also display a total of 40 square feet of additional signage if each sign is four square feet or less. This additional signage does not count toward the total allowed per property, noted in the prior paragraph and in Code Section 18-761. See Code Section 18-705. Beginning on page 4-6.

Freestanding transient signs can be displayed in the area along the public streets from 5 a.m. on Fridays until 7 a.m. on the following Monday. No permit is required, and there is no limit to the number of signs that can be displayed. Signs must be placed at least 50 feet away from all intersections and 5 feet away from the curb or from the edge of the road. No signs can be placed in a street, sidewalk, roundabout, or median. Signs in the rights-of-way can be no larger than 6 square feet in size (for example a 2 ft x 3 ft sign) and no taller than 4 feet in height. These signs must stand on their own; they cannot be attached to stop signs, street signs, vehicles, utility boxes, fences, poles, or trees. Nothing can be attached to the signs, including balloons, pennants, or moving parts. Transient signs may not be illuminated. Signs may not be installed on City-owned property unless associated with an approved permit for the use of the facility. Signs displayed improperly will be removed and disposed of without notice. See Code Sections 70-11 and 70-12.

Campaign materials such as those listed below and at the top of the next page are not regulated or prohibited by Code, except where noted. See Code Sections 18-705(3), 18-706, and 18-760.

- T-shirts
- Brochures
- Bumper stickers
- Buttons

CAMPAIGN REGULATIONS

- Signs in windows
- Balloons attached to a fixed object, such as a sign or a vehicle, are not allowed. Handing out balloons to people is permissible.
- Balloons, inflatable devices, and other signage used for a special event may require a permit.

Copies of the referenced City Code provisions are provided on pages 4-3 through 4-35.

If you have questions about sign placement or sign-related regulations, please call Code Enforcement at 303-538-7517 and a staff member will answer your specific question.

BOOTHS

If you are interested in obtaining a booth at one of the City's festivals, please refer to the following link on the City's website: <http://www.cityofthornton.net/festivals-events/Pages/default.aspx> or call 720-977-5912 for more information and to reserve your booth. Booth rental information will be available approximately three months prior to the festival.

IDENTIFICATION OF WRITTEN CAMPAIGN MATERIALS

There are no State or local requirements for Candidate committees to identify the sponsor(s) responsible for the publication, printing, or distribution of campaign material.

DOOR-TO-DOOR SOLICITATION

Political solicitations are allowed except at private residences where “**NO SOLICITATION**” or “**NO TRESPASSING**” signs are posted near the entrance to those premises.

Please be aware that littering any public highway, street, sidewalk, or public place with advertising material is unlawful.

USE OF CITY LOGO AND PICTURES PROHIBITED

Please be advised that the City and City employees cannot endorse or appear to endorse political candidates. Consequently, the City does not authorize the use of City logos, photos of City personnel or other items identifying Thornton government in connection with campaign materials.

GENERAL PROVISIONS AND POLITICAL CAMPAIGN SIGN REQUIREMENTS

Sec. 18-704. - General provisions.

- (a) *Compliance required.* All construction, relocation, enlargement, alteration, and modification of signs within the city shall conform to the requirements of this article, all state and federal regulations concerning signs and advertising, and the building code adopted in Chapter 10 of this Code.
- (b) *Responsibility for compliance.* The responsibility for compliance with this chapter rests jointly and severally upon the sign owner, the sign operator (if different from the sign owner), all parties holding the present right of possession and control of the property whereon a sign is located, mounted or installed, and the legal owner of the lot or parcel, even if the sign was mounted, installed, erected or displayed without the consent of the owner and/or parties holding the legal right to immediate possession and control.
- (c) *Violations.* When a sign is displayed in violation of this article or chapter, or in violation of other applicable laws, rules, regulations, or policies regarding signs, each day the sign is displayed is a separate violation.
- (d) *Interpretations.* The director shall interpret this article as the need for interpretation arises, including for application to specific issues and proposed signs. Such interpretations may be appealed in accordance with the procedures in Section 18-34.
- (e) *Message neutrality.* It is the city's policy and intent to regulate signs in a manner consistent with the United States and Colorado Constitutions and all applicable law, and which is content-neutral as to protected speech.
- (f) *Message substitution.*
 - (1) A protected commercial or noncommercial message of any type may be substituted, in whole or in part, for the message displayed on any sign for which the sign structure or mounting device is legal without consideration of message content. Such substitution of message may be made without any additional approval, permitting, registration or notice to the city. The purpose of this provision is to prevent any inadvertent favoring of commercial speech over noncommercial speech, or favoring of any particular noncommercial message over any other noncommercial message.
 - (2) This message substitution provision does not:
 - a. Create a right to increase the total amount of signage on a parcel, lot or land use;
 - b. Affect the requirement that a sign structure or mounting device be properly permitted;
 - c. Allow a change in the physical structure of a sign, its mounting device, or the technology used to present the message; or

- d. Authorize the substitution of an off-site commercial message in place of an on-site commercial message or in place of a noncommercial message.
- (g) *Discretionary approvals.*
- (1) Whenever any sign permit, variance, specific use permit, temporary use permit, large development signage plan, or other sign-related decision is made by any exercise of official discretion, such discretion shall be limited to the noncommunicative aspects of the sign, the architectural similarity of the proposed sign with other structures or signs in the surrounding area, and other factors listed in this article and in the Development Code.
 - (2) When discretion is authorized, it may be exercised regarding the following factors, as applicable:
 - a. Construction materials and details of structural design;
 - b. The number and spacing of signs in the area;
 - c. The sign's display area, height, and location in relation to its proposed use;
 - d. The sign's relationship with other nearby signs, other elements of street and site furniture and adjacent structures;
 - e. Form, proportion, and scale;
 - f. Potential effect of the proposed sign on driver, bicyclist and pedestrian safety;
 - g. Potential blocking of view, in whole or in part, of a structure or façade or public view of historical, cultural or architectural significance; and
 - h. Potential obstruction of views of users of adjacent buildings to side yards, front yards, open space, or parks.
 - (3) Discretion may not be exercised as to the message content of the sign.
- (h) *Prospective regulation.*
- (1) This article applies to signs that may be proposed or erected in the future. It also applies to existing signs that are not legal under prior law.
 - (2) All existing legal signs may continue in use, but any change must comply with this article. Any nonconforming sign for a business shall be immediately brought into conformance with this article or removed if any one of the following conditions occurs:
 - a. When the sign becomes damaged to the extent of 50 percent or more of its total replacement value, regardless of the cause of the damage;
 - b. When the sign becomes an imminent danger to public health or safety;

- c. When there is a request to obtain a building permit to alter, enlarge, expand, or increase the structural support of the sign or any part of the sign;
 - d. When there is a request to obtain a building permit to make improvements to the facade of a building on a property on which a nonconforming sign is located; or
 - e. If the use or activity that the sign refers to has been discontinued or the property on which an on-site sign is located has been vacant for a period of six months or more.
- (3) Any sign in existence on the effective date of this article which does not conform to its provisions, but for which the board has previously granted a variance, shall be considered a legal nonconforming sign.
- (4) In the event the regulations contained in this article are amended, any temporary sign that is not in compliance with the new regulations shall be removed immediately. Nonconforming temporary signs are not permitted.
- (i) *Noncommunicative aspects.* All applicable regulations concerning the noncommunicative aspects of signs, as defined in Article XI, stand enforceable independently of any permit or approval process.
- (j) *Owner's consent.* No sign may be placed on private property without the consent of the legal owner of the property and all persons holding the present right of possession and control of signage. The city may require evidence of consent when enforcing the requirements of this article.
- (k) *Signs accessory to main use.* Unless otherwise provided in this article, permanent structure signs shall be accessory to another main use on the same parcel.
- (l) *Materials.* Materials selected for signs shall be durable and capable of withstanding weathering, with reasonable maintenance, over the life of the sign.
- (m) *Zoning.*
- (1) Any sign located in the zoning districts of Planned Development (PD) District, Preservation Revitalization (P/R) District (residential and/or commercial) or Mineral Conservation (MC) District, unless otherwise specified in the ordinance creating the district, shall be erected in accordance with the requirements for the categorical zoning districts of this chapter, based upon the use of the site that the sign is located on, as determined by the director or designee.
- (2) In any zoning district where both residential and nonresidential land uses are allowed, the sign-related rights and responsibilities applicable to any particular parcel or land use shall be determined as follows:
- a. Residential uses shall be treated as if they were located in the lowest intensity zone where a use of that type would be allowed as a matter of right; and

- b. Nonresidential uses shall be treated as if they were located in the lowest intensity zone where that particular use would be allowed, either as a matter of right or subject to a specific use permit or a temporary use permit.
- (n) *Maintenance and alterations.*
- (1) It shall be unlawful to fail to maintain or keep in good repair any sign, including without limitation the repairing of glass, plastic, or other sign face material which is missing, broken, damaged, or deteriorated and the repairing of any pole, frame, support or similar structure which is broken, damaged, or deteriorated.
 - (2) A permit is not required when only the sign face or copy is changed and the resulting sign complies with the requirements of this article.
 - (3) A permit is required for structural alteration or enlargement of the sign area.
 - (4) The maintenance, renovation, or repair of a sign without the alteration of noncommunicative aspects shall not require a new sign permit, but may require a building permit under the building code of the city.
 - (5) Whenever the use of a sign frame or sign supporting structure, has been discontinued for a period of six months or more, such sign, sign frame, or sign supporting structure shall be removed immediately.

Sec. 18-705. - Exemptions from the provisions of the sign code.

The following types of long-term and temporary sign devices are exempted from the provisions of this article, except as specified:

- (1) Official governmental signs, including but not limited to traffic control signs and devices, informational signs, temporary public notices, banners, flags, light pole banners, and any other signs required by law.
- (2) Signs that:
 - a. Are installed in a location or manner which do not create a traffic hazard; and
 - b. Are located on private property and not in any public rights-of-way; and
 - c. Do not exceed four square feet per sign face; and
 - d. Do not cumulatively exceed 40 square feet per zone lot; and
 - e. Are not prohibited or illegal signs as provided in Section 18-706 or otherwise regulated herein.
- (3) Signs painted on or placed in a window.
- (4) Flags that meet the following standards and that maintain a minimum seven foot clearance between the lowest point of the flag and grade level:

- a. On zone lots smaller than 10,000 square feet, one flag no larger than 15 square feet is permitted.
 - b. On zone lots between 10,000 and 100,000 square feet, flags shall be no larger than 50 square feet, and a maximum of two flags per zone lot is permitted.
 - c. On zone lots larger than 100,000 square feet, flags shall be no larger than 100 square feet, and a maximum of three flags per zone lot is permitted.
 - d. The maximum height of a flagpole for all flags is 35 feet or the height of the building, whichever is less.
- (5) Vehicular signs:
- a. Shall be permitted if they:
 1. Contain no flashing or moving elements;
 2. Are permanently mounted or affixed, or magnetically attached, to the vehicle;
 3. Do not project beyond the surface of the vehicle on which they are attached a distance in excess of six inches;
 4. Are attached to an operable vehicle;
 5. Are parked in a designated parking space, when available, when parked and visible from the public rights-of-way.
 - b. Shall not be used to increase the total permitted sign area or number of signs either on-site or off-site for a business as provided in this article except as provided for in Division 7 of this article. Vehicular signs parked within 25 feet of an arterial or collector street shall count against the total sign area allowance for the property unless there is no other location on the property where the vehicle can be parked.
- (6) Any sign on or constructed in association with a bus shelter or bus bench that is specifically allowed by a written contract with the city.
- (7) Temporary decorations of any type, number, area, height, location, illumination, or animation that are located on buildings or structures so as not to conflict with or obstruct traffic regulatory devices.
- (8) Private persons dressed in costume or displaying signs expressing messages that are within the protection of the First Amendment, subject to the following:
- a. The signs must be held by or attended by one or more persons;
 - b. Signs shall not be inflatable or air-activated;
 - c. In order to serve the city's interests in traffic flow and safety, persons and signs shall not:

1. Visually or physically obstruct, impede or block the flow of traffic or pedestrians on streets, sidewalks or trails;
 2. Be located on a public street median or round-a-bout;
 3. Conduct sales, transfer product, or collect monies of any kind; and
 4. Obstruct or impede scheduled activities.
- (9) Any signs required to be erected by city, state, or federal law.
- (10) Any signs not legible or intended to be read from the right-of-way or private streets.

Sec. 18-706. - Prohibited and illegal signs.

It shall be unlawful for any person to:

- (1) Erect, maintain, or continue the use of any sign with an image or message which is not within the protection of the Colorado Constitution and the First Amendment to the U.S. Constitution because of the harm that they cause to minors, or to individuals or to the community.
- (2) Erect, maintain, or continue the use of any sign that is not specifically permitted or exempted from this article, or is an animated sign, roof sign, building wrap sign, or searchlight.
- (3) Erect, maintain, or continue the use of any sign in, over, or extending into any public rights-of-way, or to paint or affix any sign on or to any object within any public rights-of-way, except as permitted in this article or in Chapter 70 of this Code.
- (4) Erect, maintain, or continue the use of any sign within a visibility triangle as defined in Section 18-567 unless otherwise exempted by this article.
- (5) Erect, maintain, or continue the use of any sign that causes a traffic hazard because of glare, focus or intensity of illumination.
- (6) Erect, maintain, or continue the use of any sign that blocks a doorway or opening which is required for entrance to or exit from any building, structure, parking lot or driveway by the International Building Code adopted in Section 10-151, the International Fire Code adopted in Section 10-160, or any development permit.
- (7) Erect, maintain, or continue the use of any sign on any fence, or paint or affix any sign on, or to, a fence set back five feet or less from the city's rights-of-way, except as specifically permitted by this article.
- (8) Erect, maintain, or continue the use of any sign on any property without the written permission of the property owner or person in lawful possession of the property.
- (9) Erect, maintain, or continue the use of any sign or signal, marking or device that is not authorized and which purports to be, is an imitation of, or

resembles but is not an official traffic control device or railroad sign or signal, within 10 feet of the edge of any street.

- (10) Erect, maintain, or continue the use of any sign that hides from view or interferes with the visibility of any official traffic control device or railroad sign or signal.
- (11) Erect, maintain, or continue the use of any sign attached to landscaping elements or other natural objects.
- (12) Erect, maintain, paint, affix or continue the use of any sign on or to any other sign unless done with a valid sign permit or unless exempted from the requirement for a permit under this article.

Sec. 18-707. - Enforcement.

(a) *Authority.*

- (1) The city shall have the authority to enforce provisions of this article. In addition to any other remedies provided in this section, a summons and complaint may be filed in the municipal court to any person for which probable cause exists concerning the violations of this article.
- (2) The city shall have the authority in emergency situations to place barriers in or about any sign which is dangerous or constitutes a hazard and when the city has attempted to serve notice as required in this section, but has been unable to do so or when such sign constitutes an immediate danger to the public. In such instances, notice after the placement of barriers shall suffice and the owner of the sign shall be responsible for reimbursement to the city for expenses incurred.
- (3) The city shall have the authority to move or remove any sign to facilitate public safety officials in dealing with any public emergency.
- (4) In addition to the enforcement remedies before the municipal court as set out in this section, the city shall have the authority to bring an action before any court of competent jurisdiction to secure equitable relief and secure damages for costs incurred by the city in securing compliance with this article.

(b) *Procedures.*

- (1) Prior to abatement of a violation of this article, the police department or the city development department shall provide notice to the responsible party of the property, as described in Section 18-704(b), upon which the sign is placed that:
 - a. No sign permit has been issued; or
 - b. The sign device has been determined to be dangerous or constitutes a hazard; or
 - c. Is prohibited; or
 - d. Is in violation of a specific provision of this article; and

- e. The sign shall be removed, repaired, or brought into compliance within a reasonable, specified length of time.
- (2) Notice of intent to abate any violation of this article shall be pursuant to the requirements specified in Section 18-4(e).
- (3) In lieu of or concurrent with subsection (b)(1) above, a summons and complaint may be issued to the responsible party of any property within the city, as described in Section 18-704(b), that is in violation of any provision of this article.
- (4) The city may decide not to enforce the provisions as they relate to a sign erected or installed before the first of January 2018 if it determines that such enforcement may create liability for the city based on any decision of a court of competent jurisdiction, including but not limited to the U.S. Supreme Court's decision in *Reed v Town of Gilbert* (576 U.S. _____ (2015)). This subsection (b)(4) shall be automatically repealed on January 1, 2018 unless otherwise amended by the city council.

Sec. 18-708. - Severability.

If any clause, sentence, paragraph, section or part of this article shall be determined by any court of competent jurisdiction to be invalid, such determination shall not affect, impair, or invalidate the remainder of this article but shall be confined in its operation to the clause, sentence, paragraph, section or part directly involved in the controversy for which the court's determination was made. Without affecting this general statement, each portion of these sign regulations is specifically severable, and the invalidity of any regulation in that portion shall not affect the validity or enforceability of other regulations in that portion. If any portion of this article is determined to be invalid, the remaining portions of this article shall be interpreted and applied to achieve as nearly as possible the result that would have been achieved if part of the article had not been determined to be invalid.

Sec. 18-715. - Sign permits.

- (a) *Permit required.* It shall be unlawful for any person to erect, maintain or continue the use of any sign regulated by this article without first obtaining a sign permit from the department, unless this article specifies that a permit is not required or the sign is specifically exempted in Section 18-705.
- (b) *Permit application.*
 - (1) An application for a sign permit shall be filed with the director in accordance with Section 18-31.
 - (2) In addition to the requirements of Section 18-31, the application shall include clear and complete graphic and written information adequate to show compliance with all applicable requirements of this article and any other applicable regulations of the city. At a minimum, the application shall include all requirements listed in the current sign permit application checklist.
- (c) *Permit approval.*

- (1) Sign permit applications shall be for review and action by the director. The director may take one of three actions:
 - a. Approval as submitted, if the application complies with all requirements of this article;
 - b. Approval with conditions which if followed will bring the application into compliance with all requirements of this article; or
 - c. Denial, if the application does not meet the requirements of this article.
 - (2) The director shall make a decision within 45 days after receiving a complete application for a sign permit.
 - (3) The actions of the director may be appealed to the board as provided in Section 18-718. If appealed, the board shall hear the appeal within 45 days after receiving a complete application for appeal.
 - (4) The requirement for a permit shall be deemed met upon specific agreement between the owner and the city to erect, maintain or continue the use of any sign.
- (d) *Inspection requirements.*
- (1) All signs for which a permit is required may be subject to the following inspections:
 - a. Footing inspection on all freestanding signs.
 - b. Electrical inspections on all illuminated signs or electronic signs.
 - c. An inspection of braces, anchors, supports and connections.
 - d. Site inspection to ensure that the sign has been constructed and located according to the approved application and valid sign permit.
 - (2) Every sign shall comply with the building code adopted in Chapter 10 of this Code.

Sec. 18-716. - Large developments.

- (a) Large developments shall submit a signage plan so the city may ensure that the signs on the site are similar in noncommunicative aspects with the main buildings and other signs.
- (b) For provisions of this chapter, a large development shall be any development project on a site that contains four acres or more that is located in the CR, RC, BP, CC, OI, EC, MU, TOD, EB, ES, EO, ETD, or I zone districts that either:
 - (1) Contains four or more contiguous tenant spaces in any one building on a zone lot; or
 - (2) Contains two or more main buildings on contiguous (disregarding intervening streets or alleys) lots, or the same lot, that share parking facilities and accesses.

- (c) The owner(s) of adjacent projects that were separately developed may request designation by the director as a large development if:
 - (1) The combined site meets the criteria in subsection (b) above; and
 - (2) The properties have access to internally connecting driveways.
- (d) The owner(s) shall submit to the director a large development signage plan containing the following:
 - (1) An accurate plot plan of the site, at such scale as the director may reasonably require;
 - (2) Location of buildings, parking lots, driveways, and landscaped areas on the site;
 - (3) Computation of the maximum total sign area, the maximum area for each individual sign, the height of each sign and the number of attached and freestanding signs included in the plan under this article based on the following:
 - a. The maximum sign area, maximum number of signs, maximum height, minimum setback, illumination, and additional requirements for attached signs shall be in accordance with Division 3 of this article;
 - b. The maximum sign area, maximum number of signs, maximum height, minimum setback, illumination, and additional requirements for freestanding signs shall be in accordance with Division 4 of this article;
 - c. All freestanding signs shall be monument signs;
 - d. One additional monument sign may be erected per street frontage.
 - e. Pad sites with no street frontage may have signage included in an off-site monument sign in accordance with subsection (d)(3)d above or on a monument sign erected off-site but within the large development boundaries if the owner of the property where the monument sign is to be located provides notarized written authorization; and
 - f. One electronic sign is permitted for large developments adjacent to I-25 or E-470 or an arterial or collector street in accordance with the regulations in Section 18-750.
 - (4) An accurate indication on the plot plan of the proposed location of each present and future sign of any type, whether requiring a permit or not, except those signs exempted from this article under Section 18-705.
 - (5) The following design standards shall be used to ensure aesthetic consistency among all signs on a site for a large development and shall be reflected in the signage plan.
 - a. Wall signs on the same main building shall be placed in a common configuration sign area that is consistent with other signs;

- b. All wall signs on the same main building shall be similar in their noncommunicative aspects;
 - c. Each monument sign shall be located within a planted landscape area, which is of a shape and design that will provide ground definition to the sign and is similar in noncommunicative aspects with the surrounding area;
 - d. All monument signs shall be designed using materials, colors and design details that are complementary to the main building structure(s) in the large development.
- (e) Compliance with the large development signage plan shall be in accordance with the approved sign permit.

Sec. 18-717. - Interpretations for sign area.

Sign area shall be measured for all types of signs as follows:

- (1) *Signs with backing.* Signs with backing shall include, but not be limited to, cabinet signs or signs that are outlined or framed. The area of a cabinet sign or a sign enclosed by a box, outlined or framed, shall be measured by determining the smallest possible area of any rectilinear geometric shape that utilizes eight or fewer lines that join each other at right angles that enclose the extreme limits of the display surface or face of the sign; including all frames, backing, face plates, nonstructural trim or other component parts not otherwise used for support.
- (2) *Signs without backing.* If the sign is composed of individual letters or symbols that are mounted against a surface that has not been painted, textured or otherwise altered to provide a distinctive background for the sign copy, the area of the sign shall be measured by determining the area of the smallest possible area of a rectilinear geometric shape that utilizes eight or fewer lines that join each other at right angles that enclose the extreme limits of each message. See Figures 717.1 to 717.5.

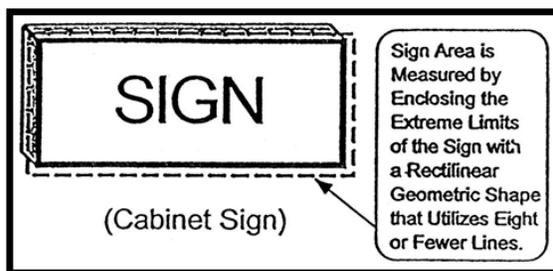


Figure 717.1

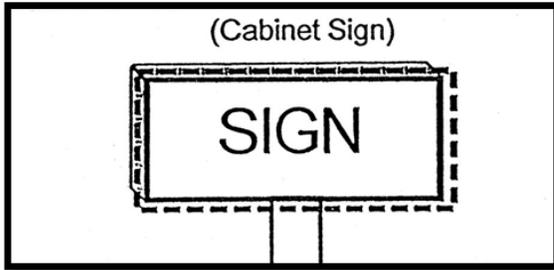


Figure 717.2

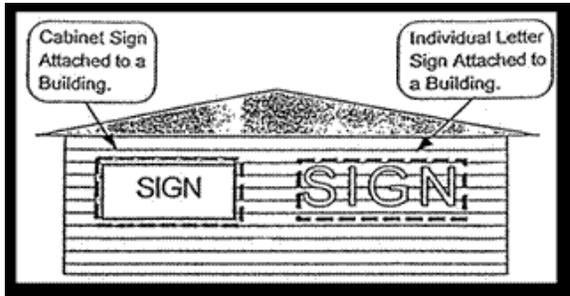


Figure 717.3

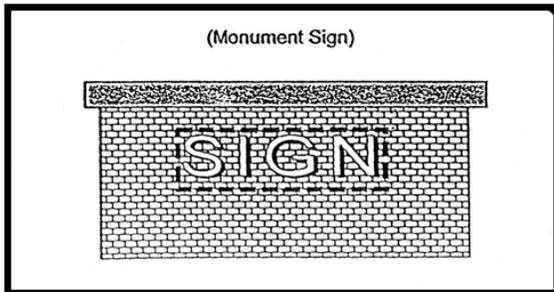


Figure 717.4

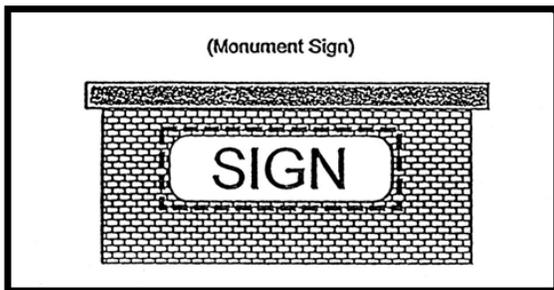


Figure 717.5

- (3) *Multi-faced signs.* Sign area for signs which have two parallel sign faces assembled in such a way that the faces cannot be viewed from any one point at the same time shall be calculated using only the larger of the two sign faces. Sign area for signs which have multiple sign faces not being parallel,

which can be viewed from any one point at the same time, such a v-shaped, triangles or cubes, shall be calculated using the total of all faces.

- (4) *Other forms.*
- a. When a sign is spherical, free form, sculptural and/or other nonplanar form, the sign area is measured as the sum of the area of the four vertical sides of the smallest polyhedron that will encompass the sign structure. See Figure 717.6.

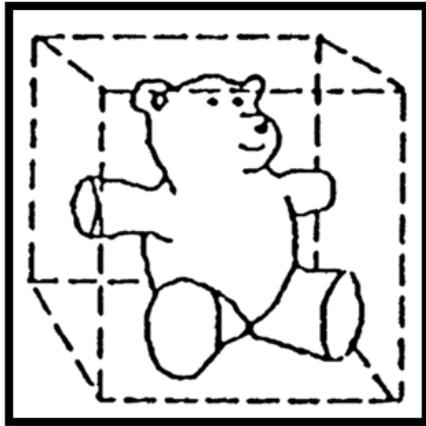


Figure 717.6

- b. Works of art, wall graphics, and architectural features shall be interpreted to constitute a sign, and the area shall be included in the calculation for determining the allowable sign area unless the applicant obtains any required approval from the Thornton Arts, Sciences and Humanities Council (TASHCO) pursuant to Division 7 of this article, or is exempted from the requirements of that division.
- (5) *Exceptions.*
- a. An illuminated canopy, awning, or architectural feature of a building is not considered a distinctive background for the purposes of measuring the sign area.
- b. A decorative neon band or other outdoor building illumination which does not identify or convey information is not considered in the calculation of sign area.

Sec. 18-718. - Appeals, variances and adjustments.

(a) *Appeals.*

- (1) Appeals from a decision of the director or designee are available by the submission of a written request, on a form supplied by the department, to the board. The request shall specify the basis for the appeal. The board may overturn a decision of the director for two reasons:

- a. The board finds the director erred in the interpretation of the applicable regulation as provided in this article; or
 - b. The board finds a variance is in order due to an extraordinary hardship not induced by the appellant.
 - (2) The board shall make its determination only on the merits of each appeal brought before it.
 - (3) The board shall make a decision on the appeal within 45 days after receiving a complete application for appeal.
 - (4) Applications for a hearing for a variance or appeal before the board shall be processed in accordance with the rules, regulations and procedures governing actions of the board and contained in Section 18-34.
- (b) *Variances.*
- (1) In considering a variance to the sign regulations in this article, the board shall consider the following noncommunicative aspects of the proposed sign with and without the variance in making its determinations:
 - a. Whether the physical conditions are such that strict compliance with these regulations will create extreme, continuing, and undue hardship or harm.
 - b. Whether physical conditions are such that strict compliance with these regulations will unreasonably restrict the effectiveness of a sign and the absence of alternative means and locations available which would be in compliance with this article.
 - c. Whether the variance, if granted, will adversely affect an adjacent property or neighborhood.
 - d. Whether the variance, if granted, will comply with the overall intent of this article to secure the public health, safety, and welfare of the citizens of the city.
 - e. Whether the variance, if granted, is limited to the extent absolutely necessary to afford relief.
 - (2) Any variance granted by the board shall not be subject to any assignment or other permanent or temporary transfer by the variance recipient and shall terminate and become null and void upon discontinuance of the use or activity underlying the variance when granted.
 - (3) The board shall, in order to best satisfy the review criteria and standards set forth in subsection (b)(1) of this section, have the discretion to limit the time of the variance granted, subject the matter to periodic review, or impose other terms and conditions on the granting of the variance.
- (c) *Appeals to the director for minor adjustments.*
- (1) Applicants may seek approval from the director to allow for minor adjustments from the sign code on a form supplied by the department for this

purpose in response to unanticipated sign location issues or unusual physical site conditions, which may cause the need for some minor adjustments to be made to the allowable sign area or sign height. The director may authorize minor adjustments to the sign code that do one of the following:

- a. Allow for sign heights to be increased up to a maximum of two feet in height; or
 - b. Allow the maximum sign face area or sign dimensions of an individual sign to be increased up to a maximum of ten percent of the area or dimension otherwise provided; or
 - c. Allow the sign to encroach into a required property line setback up to a maximum of 20 percent of the required setback if such encroachment will not create a threat to public health or safety; or
 - d. Allow the sign to be located closer to another sign by reducing a required separation distance between the signs by up to 20 percent if such reduction will not create a threat to the public health or safety.
- (2) The director shall consider the criteria in Section 18-704(g) regarding discretionary approvals when making a decision.
 - (3) The director shall make a written decision within ten days of the request being made to the department.
 - (4) Appeals from the decision of the director are to be made to the board within ten days of the receipt of the letter concerning the action taken on the request.

Sec. 18-725. - Permitted signs chart.

This chart summarizes the types of signs allowed by zoning district. Additional criteria are included in the referenced sections, elsewhere in this article, and in the design standards in Article V of the Development Code.

CAMPAIGN REGULATIONS

Table 725.1 Permitted signs table

	Agricultural	Residential Estate	Single-Family Detached	Single-Family Attached	Multifamily	Manufactured Home	Eastlake Residential	Neighborhood Service	Community Retail	Regional Commercial	Business Park	City Center	Office/Institutional	Employment Center	Mixed Use	Transit Oriented Development	Eastlake Business	Eastlake Service	Eastlake Office	Eastlake TOD	Industrial
Legend: P = Permitted N = Sign type not permitted																					
Sign Type	Residential Districts								Nonresidential Districts												
<i>Attached signs—See Division 3</i>																					
Canopy sign	P	N	N	N	N	N	N	P	P	P	P	P	P	P	P	P	P	P	P	P	P
Additional provisions. See Sec. 18-730 and 18-731.																					
Cylinder sign	N	N	N	N	N	N	N	P	P	P	P	P	P	P	P	P	P	P	P	P	P
Additional provisions. See Sec. 18-730 and 18-732.																					
Projecting sign	N	N	N	N	N	N	N	P	P	P	N	P	N	P	P	P	P	P	P	P	N
Additional provisions. See Sec. 18-730 and 18-733.																					
Under-canopy sign	N	N	N	N	N	N	N	P	P	P	N	P	N	N	P	P	P	P	P	P	N
Additional provisions. See Sec. 18-730 and 18-734.																					
Wall sign	P	N	N	N	N	N	N	P	P	P	P	P	P	P	P	P	P	P	P	P	P
Additional provisions. See Sec. 18-730 and 18-735.																					
<i>Freestanding signs—See Division 4</i>																					
Billboard sign	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N	P
Additional provisions. See Sec. 18-740 and 18-741.																					
Light pole banner	P	N	N	N	N	N	N	P	P	P	P	P	P	P	P	P	P	P	P	P	P
Additional provisions. See Sec. 18-740 and 18-742.																					
Monument sign	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
Additional provisions. See Secs. 18-740 and 18-743.																					
Pole sign	P	N	N	N	N	N	N	P	P	P	P	P	P	P	P	N	N	N	N	N	P
Additional provisions. See Secs. 18-740 and 18-744.																					
<i>Electronic signs—See Division 5</i>																					
Electronic Sign	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
Additional provisions. See Sec. 18-750.																					
<i>Temporary signs—See Division 6</i>																					
Special event sign	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
Additional provisions. See Sec. 18-760.																					
Temporary sign	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
Additional provisions. See Sec. 18-761.																					

Sec. 18-730. - General requirements.

The following standards shall apply to all attached signs in those zone districts where that type of attached signs is permitted pursuant to Section 18-725. These provisions shall not be interpreted to permit any attached sign in a zone district where it is not permitted by Section 18-725.

Sec. 18-731. - Canopy sign.

Table 18-731.1 Canopy Signs		
	Residential Zone Districts	Nonresidential Zone Districts
	Other	Agriculture
Maximum Number of Signs Allowed	None	Any number as long as the total square feet of all signs does not exceed 60 square feet.
Maximum Sign Area	N/A	60 square feet.
Maximum Sign Height	N/A	Controlled by the canopy structure
Minimum Setback	N/A	Controlled by the canopy structure.
Illumination	N/A	Concealed illumination or neon.

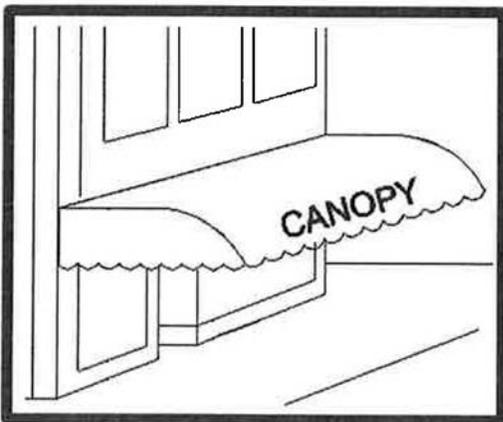


Figure 731.1

Sec. 18-732. - Cylinder sign.

Table 18-732.1 Cylinder Signs		
	Residential Zone Districts	Nonresidential Zone Districts
Maximum Number of Signs Allowed	None	One
Maximum Sign Area	N/A	12 square feet
Maximum Sign Height	N/A	10 feet
Minimum Setback	N/A	Controlled by the wall on which the sign is attached.
Illumination	N/A	Concealed illumination.

(a) *Additional requirements.*

- (1) The outside edge of the sign shall project no more than 15 inches from the wall.
- (2) A cylinder sign may rotate on its axis but shall not exceed 50 revolutions per minute.



Figure 732.1

Sec. 18-733. - Projecting sign.

Table 18-733.1 Projecting Signs		
	Residential Zone Districts	Nonresidential Zone Districts
Maximum Number of Signs Allowed	None	One per building user or tenant
Maximum Sign Area	N/A	Total for all projecting signs = 50% of permitted sign area for wall signs Total for all projecting signs and wall signs combined = 100% of permitted sign area for wall signs
Maximum Sign Height	N/A	Maximum height of first floor elevation
Minimum Sign Height	N/A	Minimum 7 foot clearance above grade required
Minimum Setback	N/A	Controlled by the wall on which the sign is attached
Illumination	N/A	Concealed illumination or neon

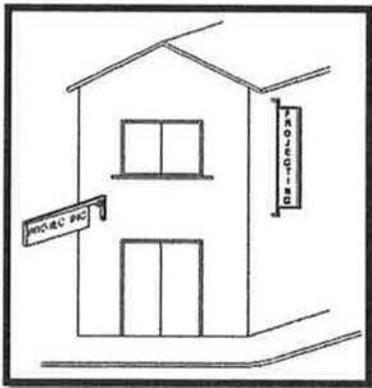


Figure 733.1

Sec. 18-734. - Under-canopy sign.

Table 18-734.1 Under-Canopy Signs		
	Residential Zone Districts	Nonresidential Zone Districts
Number of Signs Allowed	None	2 per building user or tenant
Maximum Sign Area	N/A	4 square feet
Maximum Sign Height	N/A	Controlled by the canopy structure
Minimum Sign Clearance	N/A	7 feet from bottom edge of sign
Minimum Setback	N/A	Controlled by the canopy structure
Illumination	N/A	Concealed illumination

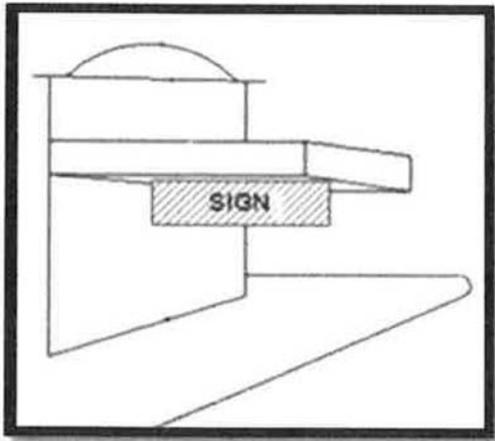


Figure 734.1

Sec. 18-735. - Wall sign.

Table 18-735.1 Wall Signs				
	Residential Zone Districts		Nonresidential Zone Districts	
	Other	Agriculture		
		Low-Rise (1 - 3 stories)	High-Rise (4 or more stories)	
Number of Signs Allowed	None	No limit	First floor = No Limit Above first floor = 2 (no more than 1 on an elevation)	
Maximum Sign Area	N/A	Greater of 60 sq. ft. or 8% of area of largest elevation of the main building(s) on a zone lot, subject to: Maximum on one elevation = 1,000 sq. ft. Maximum on all elevations = 2,000 sq. ft.	4 - 5 stories	300
			6 stories	325
			7 stories	350
			8-10 stories	400
			11-14 stories	575
			15+ stories	550
Total area of all wall signs and projecting signs combined shall not exceed maximum area for wall signs				
Maximum Sign Height	N/A	Controlled by wall on which sign is attached		
Minimum Sign Clearance	N/A	N/A		
Minimum Setback	N/A	Controlled by wall on which sign is attached		
Illumination	N/A	Concealed illumination or neon is permitted. Direct illumination is allowed if it does not increase the light level at the boundary of any adjacent residentially-zoned property, ignoring any intervening streets, by more than one foot-candle.		

(a) *Additional requirements.*

- (1) Wall signs can be placed on any elevation of a building three stories or less in height as long as the signs do not illuminate a residential area.

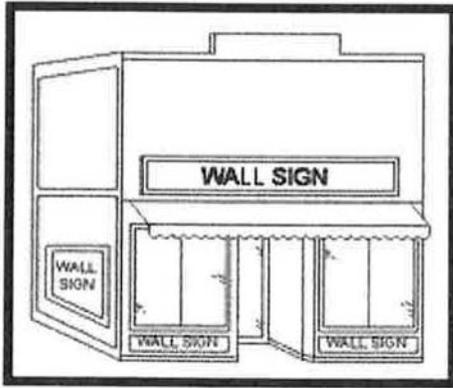


Figure 735.1

Sec. 18-740. - General requirements.

The following standards shall apply to all freestanding signs in those zone districts where that type of freestanding signs is permitted pursuant to Section 18-725. These provisions shall not be interpreted to permit any freestanding sign in a zone district where it is not permitted by Section 18-725.

- (1) *Minimum setback.*
 - a. One foot for every foot in height of the sign, or 25 feet, whichever is less. Signs located in an entry island shall have a setback of 25 feet from the flow line of the street.
 - b. No freestanding sign shall have less than a five-foot setback, as measured to the leading edge of the sign.
- (2) *Illumination.* Concealed illumination or neon.
- (3) *Bonus signage.*
 - a. Zone lots in the CR, RC, BP, CC, EC, OI, MU and I zoning districts with more than 400 lineal feet of street frontage may have one additional freestanding sign per 400-foot increment. One of the zone lot's additional freestanding signs may have a maximum sign area of 200 square feet. The size of the remaining signs shall be controlled by the criteria in Sections 18-740, 18-743, and 18-744.
 - b. In the ETD and TOD zoning districts, zone lots with more than 300 lineal feet of street frontage may have one additional freestanding sign per 300-foot increment. One of the zone lot's additional freestanding signs may have a maximum sign area of 100 square feet. The size of the remaining signs shall be controlled by the criteria in Sections 18-740, 18-743, and 18-744.
 - c. Large developments (as defined in Section 18-716(b)) may combine the individual lot street frontages adjacent to I-25 or E-470 for the purpose of calculating bonus signage.
 1. Large developments with more than 400 lineal feet of street frontage adjacent to I-25 or E-470 may have one additional freestanding sign per 400-foot increment. One of the additional signs may have a maximum sign area of 200 square feet. The

- size of the remaining signs shall be controlled by the criteria in Sections 18-740, 18-743, and 18-744.
2. Frontages on other streets shall not be included in this calculation.
 3. The sign area calculated under this provision shall be the maximum freestanding signage allowed adjacent to I-25 or E-470.
 4. Other bonus signage shall be calculated based on the criteria in subsection (3)a or (3)b above. The street frontage adjacent to I-25 or E-470 shall not be included in that calculation.
- d. Large developments with a primary entrance drive located within 1,000 feet of the center of an interchange with I-25 or E-470 may combine the street frontage of individual lots adjacent to the roadway intersecting I-25 or E-470 for the purpose of calculating bonus signage.
1. Large developments with more than 400 lineal feet of street frontage along the roadway intersecting I-25 or E-470 may have one additional freestanding sign per 400-foot increment. One of the additional signs may have a maximum sign area of 200 square feet. The size of the remaining signs shall be controlled by the criteria in Sections 18-740, 18-743, and 18-744.
 2. Frontages on other streets shall not be included in this calculation.
 3. The sign area calculated under this provision shall be the maximum signage allowed adjacent to the roadway intersecting I-25 or E-470.
 4. Other bonus signage shall be calculated based on the criteria in subsection (3)a or (3)b above. The street frontage adjacent to the roadway intersecting I-25 or E-470 shall not be included in that calculation.
- (4) *Multiple signs.* If two or more freestanding signs are constructed on one zone lot they shall be:
- a. Similar in noncommunicative aspects, including construction, design, and material; and
 - b. Separated by at least 250 feet.

Sec. 18-741. - Billboard sign.

Table 18-741.1 Billboard Signs		
	Residential Zone Districts	Nonresidential Zone Districts
Number of Signs Allowed	None	Any number as long as they are located at least 600 feet from any other permitted sign and at least 1,000 feet from any other billboard sign
Maximum Sign Area	N/A	300 square feet
Maximum Sign Height	N/A	25 feet; lowest point of any sign located within 1,000 feet of intersecting public rights-of-way shall be at least 8 feet above ground
Minimum Setback	N/A	25 feet, and at least 300 feet from intersecting rights-of-way.
Illumination	N/A	Concealed illumination or neon.

(a) *Additional requirements.*

- (1) Billboard signs shall be off-site freestanding signs; attached billboard signs are not permitted.
- (2) A billboard sign is permitted only on undeveloped property and shall be removed when development or redevelopment of the property begins.
- (3) Billboards located on undeveloped or developed property shall be removed when any redevelopment begins that requires a development permit.
- (4) A billboard sign may not have more than two structural supports.

Sec. 18-742. - Light pole banner.

Table 18-742.1 Light Pole Banners		
	Residential Zone Districts	Nonresidential Zone Districts
	Other	Agriculture
Number of Signs Allowed	None	Two light pole banners may be erected on any nonresidential zone lot that has at least 100 lineal feet of street frontage. Zone lots which have more than 100 lineal feet of street frontage may have two additional banners per 100-foot increment. No more than 2 light pole banners may be attached to one light pole.
Maximum Sign Area	N/A	15 square feet
Maximum Sign Height	N/A	Must be attached below the light arm.
Minimum Clearance	N/A	Seven feet from bottom arm supporting the banner. ^[1]
Minimum Setback	N/A	No minimum; light pole banners shall only be placed on light poles located on private property. ^[2]
Illumination	N/A	Only by existing light source on the light pole where the light pole banner is attached.
<p>^[1] The minimum clearance below a light pole banner may be less than seven feet if the applicant can demonstrate to the satisfaction of the director that the location of the light pole banner will not impede or block the regular flow of vehicle, bicycle or pedestrian traffic.</p>		
<p>^[2] Light pole banners may project onto the public rights-of-way by no more than 30 inches and shall not impede or block the flow of vehicle, bicycle, or pedestrian traffic on streets, sidewalks or trails.</p>		

(a) *Additional requirements.*

- (1) Light pole banners shall be designed, manufactured and installed specifically for use on light poles.
 - a. Light pole banners shall be made of fabric that can withstand all weather conditions to prevent fading and tearing.
 - b. Banners shall be mounted tautly and at a minimum shall have top and bottom support arms so that no part of the banner is flapping.
- (2) Light pole banners shall be maintained in accordance with Section 18-704(n).
- (3) A new sign permit is required if an approved light pole banner is replaced by a new light pole banner that varies in dimensions or placement to the original approval.

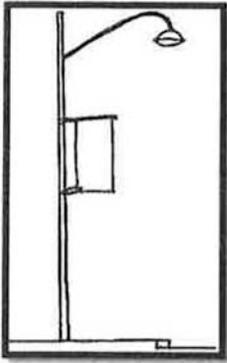


Figure 742.1

Sec. 18-743. - Monument sign.

Table 18-743.1 Monument Signs					
	Residential Zone Districts	EB, ES, and EO Zone Districts	ETD Zone District	A, NS, CR, MU, OI, and TOD Zone Districts	RC, BP, CC, EC, and I Zone Districts
Number of Signs Allowed	Two	General: One per zone lot street frontage longer than 90 linear feet, plus additional signs subject to Section 18-740(4). Large developments: General standard above applies, plus one additional sign per main building ^[1]			
Maximum Sign Area for signs legible from the public right-of-way	42 square feet	40 square feet	60 square feet	60 square feet ^{[2][3]}	100 square feet ^{[2][3]}
Maximum Sign Height	6 feet	8 feet	8 feet ^[4]	30 feet or the height of the building, whichever is less ^[4]	

Notes:

^[1] Provided that (a) the large development has internal roadways with a dedicated public access easement, (b) the additional sign is located adjacent to the internal roadway, (c) the additional sign does not exceed 8 feet in height or 40 square feet in area, and (d) complies with all other requirements of this article.

^[2] For nonresidential lots or large developments adjacent to I-25 or E-470, the bonus signage authorized by Section 18-740(3)a. or 18-740(3)c. may be consolidated into one monument sign. The consolidated sign shall be located on the side of the property adjacent to I-25 or E-470.

^[3] For nonresidential lots or large developments with a primary entrance drive located within 1,000 feet of the center of an interchange with I-25 or E-470, the bonus signage authorized by Section 18-740(3)a. or 18-740(3)d. may be consolidated into one monument sign. The consolidated sign shall be located on the side of the property adjacent to the roadway that intersects with I-25 or E-470.

^[4] For nonresidential lots or large developments adjacent to I-25 or E-470 that have consolidated sign area pursuant to note [1] above, the maximum sign height for the consolidated sign is 50 feet.

(a) *Additional requirements.*

- (1) Signs in residential districts should be located within a planted landscape area which is of a shape and design that will provide ground definition to the sign and is similar in noncommunicative aspects with the surrounding area.



Sec. 18-744. - Pole sign.

Table 18-744.1 Pole Signs				
	Residential Zone Districts		NS, CR, CC, MU, and OI Nonresidential Zone Districts	RC, BP, EC, and I Nonresidential Zone Districts
	Other	Agriculture		
Number of Signs Allowed	None	One per zone lot containing at least 90 linear feet of street frontage.		
Maximum Sign Area	N/A	40 square feet		80 square feet
Maximum Sign Height	N/A	30 feet or the height of the building, whichever is less.		

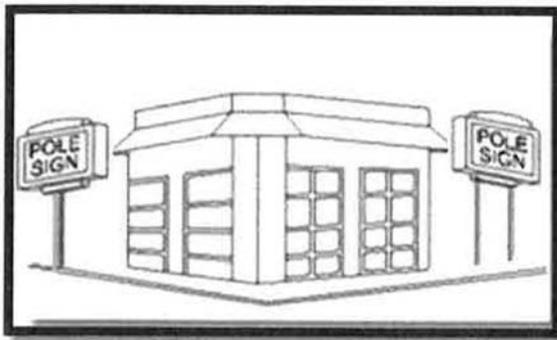


Figure 744.1

Sec. 18-750. - Electronic signs.

Table 18-750.1 Electronic signs	
All Zone Districts	
Number of Signs Allowed	One electronic sign per zone lot and one additional electronic sign per large development.
Maximum Sign Area	50 percent of the total allowed monument sign area; or 30 square feet for wall signs.
Maximum Sign Height	Wall signs shall comply with Sections 18-730 and 18-735. Monument signs shall comply with Sections 18-740 and 18-743.
Minimum Setback	Wall signs shall comply with Sections 18-730 and 18-735. Monument signs shall comply with Sections 18-740 and 18-743.
Illumination	Electronic signs shall have automatic dimmer software or solar sensors to control brightness for nighttime viewing. The intensity of the light source shall not produce glare, the effect of which constitutes a traffic hazard or is otherwise detrimental to the public health, safety or welfare. Lighting from the message module shall not exceed 300 NITs (candelas per square meter) between dusk and dawn as measured from the sign's face. Applications for sign permits containing an electronic display shall include the manufacturer's specifications and NIT (candela per square meter) rating. City officials shall have the right to enter the property and view the programmed specifications of the sign to determine compliance with this provision. Other portions of the sign shall comply with the requirements of Section 18-735 or Division 4 of this article, whichever is applicable.
Minimum message hold time	The displayed message shall not change more frequently than once per five seconds.
Transition method and duration	The sign shall contain static messages only, changed only through dissolve or fade transitions, but which shall otherwise not have movement, or the appearance or optical illusion of movement or varying light intensity, of any part of the sign structure, design or pictorial segment of the sign. The transition time between each message displayed on the sign shall be less than one second.

(a) *Additional requirements.*

- (1) Electronic signs shall be accessory structures, except as permitted for large developments in Section 18-716.
- (2) Electronic signs are not allowed as pole signs or billboards.
- (3) In residential zones, electronic signs are only permitted on zone lots that are one acre or larger.

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- (4) In the Neighborhood Service, Eastlake Business, Eastlake Service, Eastlake Office, and Eastlake TOD zones, electronic signs are permitted on zone lots that are one acre or larger.
- (5) In nonresidential zones, electronic signs are permitted for lots or large developments that are adjacent to I-25 or E-470 or an arterial or collector street. For purposes of this provision, a property shall be considered adjacent to the street or highway even if it is separated from the roadway by a publicly owned tract or a tract with a public easement that is restricted from development based on its use, topography, or physical characteristics.

Sec. 18-760. - Special event sign.

Table 18-760.1 Special Event Signs—Permit Required			
	Residential Zone Districts	Nonresidential Zone Districts	
Number of Signs Allowed	4 sign permits per calendar year, each not exceeding 15 consecutive days	6 sign permits per calendar year, each not exceeding 15 consecutive days	
Maximum Sign Area			
<i>Freestanding and Banners</i>	60 square feet	Floor Area of Use Conducting Event	Maximum Signage
		Less than 25,000 square feet	60 square feet
		25,000 square feet or larger but less than 100,000 square feet	150 square feet
		100,000 square feet or larger	400 square feet
<i>Small Balloons</i>	Unlimited	Unlimited	
<i>Large Balloons, Inflatable Device, pendant strands and Air Dancers</i>	One large balloon or inflatable device	One large balloon; one inflatable device; one air dancer; and 50 linear feet of pendant strands	
Maximum Sign Height			
<i>Banners</i>	Controlled by structure or surface the sign is attached to		
<i>Freestanding Signs and Feather Flags</i>	20 feet		
<i>Small Balloons</i>	No maximum		
<i>Large Balloons, Inflatable Device, Pendant Strands, and Air Dancers</i>	50 feet		

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Minimum Setback	
Banners, freestanding signs, and feather flags	10 feet
<i>Large Balloons, Inflatable Device, Pendant Strands and Air Dancers</i>	Equal to the height of the balloon, inflatable device, pendant strands, or air dancer
Illumination	None

(a) *Additional requirements.*

- (1) A special event sign permit is required.
- (2) Special event permit signs are in addition to other temporary signs permitted on the property.
- (3) Banners.
 - a. Banners shall be securely fastened to a building or other permanent structure located on private property.
 - b. Banners may be attached to a tent or other temporary structure for which a temporary use permit has been approved.
- (4) The placement of special event signs shall not impede vehicle, bicycle, or pedestrian traffic at any time.

Sec. 18-761. - Temporary sign.

Table 761.1 Temporary Signs — No Permit Required				
	Residential Zones		Nonresidential Zones	
	Less than one acre	One acre or larger	NS, MU, OI, EC, EB, ES, EO, ETD	CR, RC, BP, CC, TOD, I
Number of signs allowed	Any number as long as the total square feet of all signs does not exceed the maximum sign area for that zone district or per building user or tenant, as applicable.			
Maximum sign area per zone lot				
<i>Developed</i>	72 square feet	100 square feet	Less than 25,000 square feet of floor area: 60 square feet per building user or tenant	
			25,000-100,000 square feet of floor area: 105 square feet per building user or tenant	
			100,000 square feet of floor area or larger: 230 square feet per building user or tenant	
<i>Undeveloped</i>	120 square feet	120 square feet	150 square feet	250 square feet
Maximum sign height	6 feet	10 feet	10 feet	20 feet
	Banner height controlled by the structure that the banner is affixed to			
Display duration				
<i>Developed</i>	One sign may be displayed for up to 180 days			
	Remainder of signs may not exceed 30 days of display			
<i>Undeveloped</i>	No limit			
Minimum setback	5 feet or the height of the sign, whichever is larger, and 25 feet from intersecting rights-of-way			
Illumination	Concealed illumination for swing signs only, and the level of illumination shall not exceed five foot-candles when measured five feet from the sign.			

(a) *Additional requirements.*

- (1) Temporary signs may be freestanding signs, banners or feather flags. All other types of temporary signage require a special event sign permit issued in accordance with Section 18-760 of the Code.
- (2) In large developments, the temporary signs authorized by this section may be displayed on any lot within the large development with the written

- approval of the property owner or owner's representative. In all other cases, the temporary signs shall be located on the lot with which it is associated.
- (3) Banners shall be securely attached to a building or other permanent structure located on private property.
 - (4) Banners may be attached to a tent or other temporary structure for which a temporary use permit has been approved.
 - (5) All other signs, including feather flags, shall be securely fastened to the ground to prevent them from falling over or being blown over in the wind.
 - (6) Signs, banners or feather flags that fall or blow into the public rights-of-way shall be removed in accordance with the provisions of Chapter 70 of the Code.

Sec. 70-11. - Traditional public forum areas.

- (a) *Applicability.* This section applies only in traditional public forum areas as defined herein.
- (b) *Display right.* In an area qualifying as a traditional public forum, private persons may dress in costume or display signs expressing messages that are within the protection of the First Amendment, without a permit, but subject to the following:
 - (1) The signs must be held by or attended by one or more persons;
 - (2) Signs shall not be inflatable or air-activated;
 - (3) In order to serve the city's interests in traffic flow and safety, persons and signs shall not:
 - a. Visually or physically obstruct, impede or block the flow of traffic or pedestrians on streets, sidewalks or trails;
 - b. Be located on a public street median or round-a-bout;
 - c. Conduct sales, transfer product, or collect monies of any kind; and
 - d. Obstruct or impede scheduled activities.
- (c) *Prohibited sign display.* Other than as allowed in subsection (b) above or in other provisions of this article, no transient signs may be mounted, erected, maintained, or displayed on city property.

Sec. 70-12. - Signs on city property.

- (a) Signs no larger than four square feet may be erected on public bulletin boards located in the public rights-of-way at the following locations:
 - (1) Hoffman Way just north of E. 88th Avenue;
 - (2) E. 108th Avenue just west of Colorado Boulevard near the entrance to the Multipurpose Fields; and
 - (3) Sherwood Hills Park at approximately E. 100th Avenue and Clayton Street.
 - (4) Other public bulletin boards designated by the city.
- (b) Transient signs.
 - (1) Transient signs shall comply with the following:

- a. Signs may be installed with stakes, except that signs placed in landscaped areas as determined by the city as locations that could create underground damage to public improvements shall be constructed as a weighted sign.
 - b. Signs may be installed in the public rights-of-way, excluding medians or roundabouts, as provided in this section. No sign shall be installed on a median or on a roundabout.
 - c. No sign shall visually or physically obstruct, impede or block the flow of traffic or pedestrians on streets, sidewalks or trails or visually or physically obstruct a traffic control device, railroad sign or signal.
 - d. Signs shall not exceed six square feet or four feet in height, and shall not be illuminated.
 - e. No sign shall be located within 50 feet of any intersection. See Figure 12.1.
 - f. Signs shall be setback five feet from the curb or pavement, unless the street is an unimproved roadway, in which case the sign shall be setback five feet from the flow line of the street.
 - g. When placing these signs at permitted locations, no person or vehicle shall obstruct, impede or block the flow of traffic or pedestrians on streets, sidewalks or bikeways.
- (2) Additional provisions.
- a. Signs may be erected by a user of city parks or other facilities (other than a public right-of-way) pursuant to a permit issued by the city authorizing the use of that property.
 - b. Transient signs shall be displayed in city rights-of-way only during the time period beginning at 5:00 a.m. on Friday and extending to 7:00 a.m. of the following Monday. Transient signs are permitted in other locations if they are in compliance with Section 70-11.

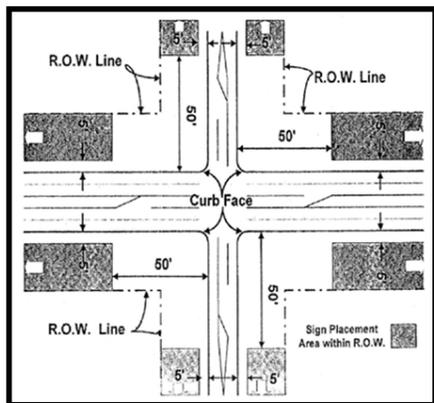


Figure 12.1. Sign Placement Areas within Rights-of-Way