

TOWN OF LAKE PLACID
AGENDA ITEM INTRODUCTION

MEETING DATE: March 13, 2016 MEETING TYPE: Town Council Regular Meeting

AGENDA ITEM # AND TITLE:

A. Second Reading Amendments to the Land Development Code-Ordinance 2016-726 154-15 – signs AND Ordinance 2016-727 Section 152-4 – Definitions and Terms

PLACED ON AGENDA BY:

Central Florida Regional Planning

STATEMENT OF ISSUE:

ORDINANCE

ORDINANCE NO. 2016-726

AN ORDINANCE OF THE TOWN OF LAKE PLACID, FLORIDA, AMENDING THE TOWN'S LAND DEVELOPMENT CODE TO IMPLEMENT THE LAKE PLACID REGIONAL PLAN AND CONTENT NEUTRALITY; AMENDING CHAPTER 154-ZONING; AMENDING SECTION 154-15.-SIGNS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

And

ORDINANCE NO. 2016-727

AN ORDINANCE OF THE TOWN OF LAKE PLACID, FLORIDA, AMENDING THE TOWN'S LAND DEVELOPMENT CODE TO IMPLEMENT THE LAKE PLACID REGIONAL PLAN SPECIFIC TO SIGNS; AMENDING CHAPTER 152-LANGUAGE AND DEFINITIONS; AMENDING SECTION 152-4.-DEFINITIONS OF TERMS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

RECOMMENDED ACTION:

Motion to adopt Ordinance 2016-726 and Ordinance 2016-727

FISCAL IMPACT:

ATTACHED ITEMS:

STAFF REPORT

Ordinance 2016-726

Ordinance 2016-727

TOWN OF LAKE PLACID
AMENDMENTS
TO THE
LAKE PLACID LAND DEVELOPMENT CODE

SECTION 154-15. – SIGNS
SECTION 152-4. – DEFINITIONS AND TERMS

STAFF REPORT
March 13, 2017

SUBJECT: Ordinance 2016-726: Amends Section 154-15. – Signs

- Town-initiated text amendment to the Town of Lake Placid Land Development Code Section 154-15. – Signs providing for updates to the sign code including new regulations to address the requirements of content neutrality as set forth in the U.S. Supreme Court Ruling of Reed v. Town of Gilbert.
- Text Amendments to implement the Lake Placid Regional Plan Overlay District.

Ordinance 2016-727: Amends Section 152-4. – Definitions and Terms

- This ordinance allows all definitions related to signs to be moved from Section 154-15.-Signs to Section 152-4. – Definitions and Terms. The definitions related to signage will now be located with the other definitions in the Code. The sign-related definitions have been amended to address the U.S. Supreme Court Ruling of Reed v. Town of Gilbert.

PUBLIC HEARING DATES:

February 7, 2017, 5:30 p.m.: Local Planning Agency Public Hearing
February 13, 2017, 5:30 p.m.: Town Council Public Hearing (1st Reading)
March 13, 2017, 5:30 p.m.: Town Council Public Hearing (2nd Reading)

LOCAL PLANNING AGENCY RECOMMENDATIONS:

On February 7, 2017, the Local Planning Agency held a public hearing and voted to forward the proposed amendments to Town Council with a recommendation of approval with changes which are incorporated into the ordinance.

TOWN COUNCIL ACTIONS ON FIRST READING ON FEBRUARY 12, 2017:

On February 13, 2017, the Town Council held a public hearing on Ordinances 2016-726 and 2016-727. The Town Council unanimously voted to approve Ordinance 2016-726 with the changes listed below. Ordinance 2016-727 was also approved on first reading.

Changes recommended to Ordinance 2016-726 on first reading are listed below. Under each recommendation is the new proposed language to address the recommendations. This language has been incorporated into the ordinance and is shown in red.

- a) **Replace Town Council where Chamber of Commerce and Keep Lake Placid Beautiful are identified and allow Town Council by resolution to choose the organizations that would be responsible. (page 14 of Ordinance 2016-726)**

Proposed Revised Text: (Page 14 of Ordinance 2016-726)

Section 154-15.6.7.:

Town Shopping District. The ~~Town Council Greater Lake Placid Chamber of Commerce in cooperation with Keep Lake Placid Beautiful~~ may ~~authorize the installation obtain or otherwise erect~~ and ~~landscape landscaping of~~ two (2) signs; one (1) sign facing each travel lane of U.S. 27 (after required permitting), generally directing travelers to Uptown Lake Placid and the Welcome Center. The specific design shall be subject to the town council's approval.

- b) **Section 11 under A. Generally move number 2, under B. Dimensional Requirements.**

Proposed Revised text: (Page 15 of Ordinance 2016-726)

11. Temporary freestanding signs. A temporary freestanding signs may be allowed in all sign districts and shall comply with the following requirements:

a. Generally.

1. Temporary signs shall not be allowed as permanent signage and may not be illuminated.
2. One (1) additional temporary sign, not to exceed the square footage requirements provided in **letter b.**, Dimensional Requirements, below, is allowed for a parcel that has no permanent sign, provided that such sign is not displayed for a period of more than 60 days or until installation of the permanent sign, whichever occurs first.

- c) **Add bench signs to prohibited signs.**

Proposed Revised text: (Page 17 of 43, Ordinance 2016-726)

Section 154-15.6 7. Prohibited signs and violations.

The following signs are prohibited, constitute a violation of this code, and shall not be permitted, erected or allowed by variance in the Town of Lake Placid, Florida:

2. Prohibited Signs; Specifically.

Unless otherwise permitted, the following signs are prohibited and no variance shall be granted which would authorize same.

e. Bench Signs.

- d)
 - i. Section 154-15.17.1 B add wording to include that after the first written warning a fine/fee will charged as established by resolution or could just reference Section 154.15.19 violations and Penalties.
 - ii. Change the 48-hour notice for illegal signs to 24-hour notice and adding language on repeat offence.

Proposed Revised text: (Page 38 of Ordinance 2016-726)

Section 154-15.17.1. Removal of Illegal or Prohibited Signs.

- A. Prohibited signs on public property or rights-of-way shall be removed immediately and may, without notice, be removed by the Town or its agent.

~~The code enforcement official (or such other town employee directed by the mayor) shall remove all illegal signs from public property immediately.~~

- B. Illegal or prohibited temporary signs or parasite signs shall be removed within ~~forty eight (48)~~ **twenty-four (24)** hours after receipt of written notification of the Code Enforcement Officer or Town Building Official.
- C. Other signs prohibited in Section 154-15.7. shall be removed by the owner, agent or person in charge of the premises, within ~~forty eight (48)~~ **twenty-four (24)** hours after receipt of written notification by the Code Enforcement Officer or Town Building Official. If the sign is not removed within this time frame, the Town may remove it at the owner’s expense and/or the Code Enforcement Officer may refer the violation to the Town of Lake Placid Code Enforcement Special Magistrate.
- D. **Written notification shall be provided in the manner prescribed in the Code of the Town of Lake Placid, Chapter 26, Section 26-105, Notices, which allows said notifications to be delivered by certified mail or by hand.**
- E. **Repeat violations of this Section are subject to Chapter 26, of the Code of the Town of Lake Placid.**

- e) **Under #8 Banners: change in the last sentence from “zone” to “Zoning Districts.”**

Proposed Revised text: (Page 14 of Ordinance 2016-726)

Banners. Banners shall only be allowed consistent with Section 154-15.6 (community event banner), Section 154-15.6 (one-time display event), and Section 154-15.15, Lake Placid Regional Plan Sign District (community events), and Section 154-15.18. (post disaster signage). ~~No temporary banner sign shall exceed~~ A parcel may display banner signs with an aggregate sign area of up to fifteen (15) square feet in a residential **zoning district zone**, and forty-eight (48) square feet in a non-residential **zoning district zone**.

- f) **Change the name of letter G “Setbacks” and wording within the section to “Sign Separation”.**

Proposed Revised text: (Page 10 of Ordinance 2016-726)

~~g17. Sign Separation. Setbacks. Ground, signs monument, and pole signs located along street frontages shall comply with all setback and sign separation requirements. Signs in non-residential zoning districts shall be set back a minimum of 5 feet from the property line. Signs in residential zoning districts shall be set back a minimum of 10 feet from the property line.~~

- g) **Section 154-15.4 Sign Permits number under 1 the underlined section to read “temporary permanent sign greater than 32 square feet in size (unless otherwise specified by this code) or permanent sign.”**

Proposed Revised text: (Page 7 of Ordinance 2016-726)

Permit required. To obtain town review and avoid expensive mistakes, all signs shall be required to comply with this code. Unless specifically exempt, no temporary sign greater than 32 square feet in size, and no permanent sign shall be placed, newly constructed, enlarged, or relocated in the Town of Lake Placid until a sign permit has been issued by the town.

- h) **#4 other applicable codes remove “for temporary and permanent signs greater than 32 square feet.”**

Proposed Revised text: (Page 8 of Ordinance 2016-726)

Other applicable codes. No permit shall be issued until the proper officials determine that the application complies with the requirements of this chapter, and the proper officials determine that the sign will not violate the applicable building or electrical codes. A building permit from Highlands County may also be required subject as determined by the town's planning and zoning building official.

- i) **Council requested additional language for second reading to address “Grand Opening Signs” when there is a change in business ownership.**

Proposed Revised text: (Page 16 of Ordinance 2016-726)

1. One-time display (event) signs. The owner of record of a non-residential use, as determined through a business tax receipt, may apply for a sign permit to display one-time display (event) signs once during the lifetime of their non-residential use, for a period of up to thirty (30) consecutive calendar days. Signs may include banners and other allowable temporary signs, and the sign area of such signs shall not exceed the square footage requirements provided herein Section 154-15.6. A new application for a one-time display (event) sign shall be allowed on the same property if there is a change in use and/or ownership that requires a new or revised business tax receipt.

One-time display (event) signs. All non-residential uses may display one-time display (event) signs once during the lifetime of the non-residential use for a period of up to thirty (30) consecutive calendar days. Signs may include banners and other allowable temporary signs, and the sign area of such signs shall not exceed the square footage requirements provided herein Section 154-15.6. (text in 2/13/17 draft)

- j) **Council recommended clarification 154-15.15 as discussed by Mr. Harris changing Section 154-15.15 Lake Placid Regional Plan Sign District paragraph three eliminate and eliminate duplication.**

Proposed Revised text: (Page 30 of Ordinance 2016-726)

Section 154-15.15. Lake Placid Regional Plan Sign District (US 27 and General).

When annexed, the Lake Placid Regional Plan (LPRP) Sign District will consist of every parcel within the area outside of the Town limits as of **May 1, 2017**, that are located within the Lake Placid Regional Plan. This district shall consist of parcels outside of the Town limits as of **May 1, 2017**, that are located within the LPRP. The U.S. 27 (LPRP) District regulations shall apply to non-residential parcels with frontage on US 27. **The General (LPRP) Sign District shall apply to all other areas in the LPRP annexed after May 1, 2017.** Signs in place prior to **May 1, 2017** are grandfathered to the extent of their current lease.

In addition to the regulations in the US 27 District and the General District, the following regulations shall apply throughout the Lake Placid Regional Plan District ~~in addition to regulations in the US 27 District and the General District as amended so the more restrictive shall apply.~~ Where inconsistency exists between these sign regulations, the more restrictive requirement shall apply. ~~This~~ **The** districts are indicated on the signage map earlier in this Section.

- k) **Council recommended including school board signage on Green Dragon Drive and adding south Tangerine.**

Proposed Revised text (Page 21 of Ordinance 2016-726)

Section 154-15.7 8. Exemptions from permit requirements.

School signs. The Highlands County School Board shall have exclusive jurisdiction over signage on school board property, provided that signs ~~with commercial message~~ shall not be visible from a public street (except Green Dragon Drive and South Tangerine Drive).

TOWN COUNCIL MOTION OPTIONS:

1. Approve on Second Reading
2. Approve with changes on Second Reading
3. Deny on Second Reading

ATTACHMENTS:

- Ordinance 2016-726
- Ordinance 2016-727

BACKGROUND:

- The Town has initiated updating the Town’s Sign Regulations in order to:
 - Provide an **organized framework** of regulations that is more user-friendly.
 - Update the sign regulations consistent with the **content neutrality provisions** as set forth in the U.S. Supreme Court Ruling of Reed vs. Town of Gilbert (2015).
 - **Implement** the Growth Management Committee Recommendations for signage.

LANGUAGE:

Text in the ordinances that is underlined is text to be added and text that is shown as ~~strikeout~~ is to be removed. Amendment summaries for both ordinances are provided before each ordinance.

OVERVIEW:

Signs provide an important medium to convey a variety of commercial and non-commercial messages. Signs can assist a jurisdiction in creating or enhancing a community identity. Appropriate regulation is needed, however, to ensure that signs do not pose a threat to public safety as a traffic hazard, become a detriment to property values or detract from community aesthetics.

The goal of the proposed text amendments is to provide a clear and concise sign ordinance that Town staff, business owners and citizens will find comprehensive, fair, easy to understand and usable. The following areas are emphasized through the proposed amendments:

A. Constitutional:

Exemptions and/or prohibitions of certain types of signs give rise to heightened scrutiny by the courts. Regulations must have a neutral effect (time, place, manner) on speech and should not define the content of a sign.

B. Interpretation of the U.S. Supreme Court Ruling in Reed v. Town of Gilbert (*Summarized by Boswell & Dunlap Memorandum dated August 18, 2015*)

As an interpretation aid for the U.S. Supreme Court Ruling in Reed v. Town of Gilbert, three justices provided a concurring opinion to provide “some rules” for sign codes that in their opinion “would not be content based.” They are:

1. *Rules regulating the size of signs.* – These rules may distinguish among signs based on any content-neutral criteria, including any relevant criteria listed below.
2. *Rules regulating the locations in which signs may be placed.* – These rules may distinguish between freestanding signs and those attached to buildings.
3. *Rules distinguishing between lighted and unlighted signs.*
4. *Rules distinguishing between signs with fixed messages and electronic signs with messages that change.*
5. *Rules that distinguish between the placement of signs on private and public property.*

6. *Rules distinguishing between the placement of signs on commercial and residential property.*
7. *Rules distinguishing between on-premise and off-premise signs.*
8. *Rules restricting the number of signs allowed per mile of roadway.*
9. *Rules imposing time restrictions on signs advertising a one-time event. – Rules of this nature do not discriminate based on topic or subject and are akin to rules restricting the times within which oral speech or music is allowed.*
10. In addition to regulating signs put up by private actors, government entities may also erect their own signs consistent with the principles that allow governmental speech. They may put up all manner of signs to promote safety, as well as directional signs and signs pointing out historic signs and scenic spots.

C. Lake Placid Regional Plan

The proposed amendments were also drafted to ensure applicable sign recommendations from the Growth Management Committee are brought forward into Section 154-15.-Signs. The Growth Management Committee Recommendations are provided below.

Growth Management Committee (GMC) Recommendations regarding Signage:

GMC Section 4.5. Signs. A sign ordinance should be extended through the Lake Placid Area. The sign ordinance should not overwhelm the landscape with signage and should preserve the scenic views of the Area. Specifically, the ordinance should accomplish the following:

1. Off-premises billboards should be prohibited.
2. Off-premises signs should be prohibited, except as specifically addressed for small directional signs.
3. Sign Height, beyond the current sign districts of the Town of Lake Placid, signs, should be no more than eight (8) feet tall. Monument signs should be encouraged.
4. Sign face area should be no more than 64 square feet.
5. Signs that contain any flashing, blinking or moving letters, characters or other elements, and rotating or otherwise movable signs except those that provide non-commercial public service message, such as temperature, time and date, shall be prohibited.
6. Portable signs, such as Sandwich boards or “A” frame signs shall be prohibited.
7. Permanent banners, pennants, flags, paper signs and other attractors should be prohibited with the exception of those placed by the local government within public rights-of-way to announce upcoming public events. New businesses should be allowed brief use of the foregoing.

8. Monument signs should be encouraged or required, rather than pole signs, to create pedestrian scale signage and a uniform signage program throughout the Area.
9. The developer or landowner shall bring the parcel into compliance with this section now. Signs in place at adoption of this plan are grandfathered in to the extent of their current lease.

D. Clarity

The proposed amendments are drafted with the intent of providing straightforward language with accompanying illustrations to ensure a common understanding by all affected parties.

PROPOSED AMENDMENTS:

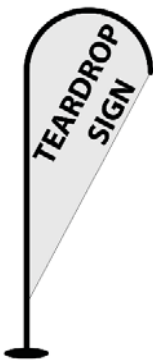
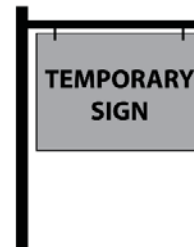
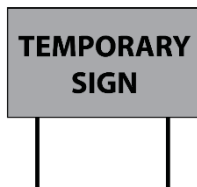
TEMPORARY & PERMANENT SIGNS

Temporary sign (*defined*): Any sign designed, constructed, and intended to be used on a limited-term basis, and which is not permanently installed. A permanent sign with periodic changes to the message shall not be considered a temporary sign. This definition shall include, but is not limited to, such signs as banner signs, yard signs, and sandwich board signs.

Terminology deleted regarding this type of signage includes the following. These references are removed due to ruling in Reed v. Town of Gilbert.

- Real Estate signs
- Political signs
- Garage Sale signs

Examples of Temporary Signs



Temporary Freestanding Signs - Regulations

- Not allowed as permanent signage

- Dimensions
 - o Not included in total signage allowance
 - o 12 SF of temporary signage allowed
 - o Multiple tenants (2 or more)
 - 16 SF of aggregate temporary signage
 - 6' tall in US 27 District
 - 4' tall in all other sign districts
 - 5' setback from property line

- Duration: Must be removed five (5) days after end of scheduled occurrence

Permanent sign (*defined*): A sign designed and constructed to be attached to a building or structure, or to the ground, in a manner that precludes ready removal or movement of the sign, and whose intended use appears to be indefinite.

PROHIBITED & EXEMPT SIGNS

Prohibited Signs

1. Any sign not specifically permitted by these sign regulations is prohibited.
2. Abandoned signs
3. Signs on public right-of-way, unless otherwise expressly permitted by this Code.
4. Billboards.
5. Bus stop signs.
6. Bench signs.
7. Signs with moving lights.
8. Hazardous signs.
9. Parasite signs
10. Laser lights
11. Off-premise signs
12. Portable signs
13. Search lights
14. Trailer signs
15. Unsafe signs
16. Wind signs
17. Banner signs except where expressly permitted by Code.
18. Animated signs
19. Flying things
20. Noise signs
21. Emissions
22. Communication interference signs.
23. Motion pictures.
24. Unsafe fixtures.

25. Snipe signs.
26. Vehicle signs.
27. Signs with obscenity
28. Signs that are painted, pasted, or printed on any curbstone, flagstone, pavement, sidewalk or street, except house numbers and traffic control signs.
29. Blade signs.

Exempt Signs

1. Tablet signs.
2. Public purpose, service, and/or safety signs.
3. On-premise signs which do not exceed two (2) square feet in area.
4. Directional and notice signs.
5. Temporary signs consistent with this sign code.
6. Signs incorporated into machinery or equipment. Signs incorporated into machinery or equipment by a manufacturer or distributor.
7. Signs held by a person and less than six (6) square feet.
8. Flags where the aggregate sign area of such flags shall not count as chargeable square footage, provided that the number and size of such flags and flagpole are consistent with Florida Statutes, Chapter 720.
9. Street numbers.
10. Window signs up to a total area of fifty percent (50%) (one hundred percent (100%) in the Traditional District) of the window space.
11. School signs.
12. Murals
13. One-time display (event) signs.

154-15.16. Tables of Sign Development Requirements by Sign District.

154-15.16.(A) Table of Sign Development Requirements for the General Sign District.

**General Sign District
(Cross Reference Section 154-15.12)**

<u>Permanent Freestanding Signs (Ground-Mounted, Monument)</u>				<u>Building/Wall Signs</u>		<u>Mansard Roof Signs ¹</u>		
<i><u>Max. Number of Signs on Road Frontage Per Site</u></i>	<i><u>Max. Number of Sign Faces</u></i>	<i><u>Max. Area Per Each Sign Face (sq. ft.)</u></i>	<i><u>Max. Sign Height (feet)</u></i>	<i><u>Max. Number of Signs Allowed</u></i>	<i><u>Maximum Sign Area Allowed</u></i>	<i><u>Max. Number of Signs Allowed</u></i>	<i><u>Max. Height Above Ground Level</u></i>	<i><u>Max. % Area Allowed</u></i>
<u>1</u>	<u>2</u>	<u>60</u>	<u>6'</u>	<u>1²</u>	<u>30% of respective wall</u>	<u>1³</u>	<u>24'</u>	<u>30% of face of respective roof</u>

Note:

Additional building signage (three (3) signs up to 10 square feet each) may be used on awnings, doors, canopies, marquees and windows.

¹ Mansard roof sign and sign structures shall not extend above the roof line.

² Either one (1) on building **or** one (1) on roof. Cannot be sloped roof.

³ Either one (1) on roof **or** one (1) on building. Cannot be sloped roof.

Section 154-15.16. (B) Table of Sign Development Requirements for the United States Highway 27 Sign District.

United States Highway 27 Sign District
(Cross Reference Section 154-15.13)

<u>Permanent Freestanding Signs (Ground-Mounted, Monument, Pole)</u> ⁴				<u>Building/Wall Signs</u> ⁵		<u>Mansard Roof Signs</u> ⁶			
<u>Max. Number of Signs on Road Frontage Per Site</u>	<u>Min. Linear Feet of Lot Road Frontage Required to Allow a Sign</u>	<u>Max. Number of Sign Faces</u>	<u>Max. Area Per Each Sign Face (sq. ft.)</u>	<u>Max. Sign Height</u>	<u>Min. Distance Between Signs</u>	<u>Max. Number of Signs Allowed Per Street</u>	<u>Maximum Sign Area Allowed</u>	<u>Max. Height Above Ground Level</u>	<u>Max. % Area Allowed</u>
1	60'	2	125	24'	40' ⁷	1 ⁸	30% of respective wall ⁹	24'	30% of road front roof face

United States Highway 27 Sign District
(Cross Reference Section 154-15.13)

<u>Shopping Center Freestanding Signs</u>	
<u>Max. Number Ground-Mounted or Monument Signs Per Road Frontage Contiguous to Shopping Center Parcel</u> ¹⁰	<u>Max. Sign Height</u>
1 ¹¹	24'
	125

⁴ No part of any permanent freestanding sign shall extend beyond any right-of-way line or building setback.

⁵ Awnings are allowed and shall count in allowable signage for the building.

⁶ Mansard roof sign and sign structures shall not extend above the roof line.

⁷ Except where the locations of existing ground or pole signs on adjacent lots would make this requirement impossible to meet.

⁸ Signage is allowed on the front wall of the building. See 154-15.13.4., for additional information.

⁹ Signage and graphics may not extend beyond the wall surface (top or sides).

¹⁰ Must be approved by the LPA. See 154-13.7. for additional information.

¹¹ Shopping centers with more than five (5) separate stores may petition the local planning agency for up to two hundred (200) square feet of sign

Section 154-15.16. (C) Table of Sign Development Requirements for the Traditional Sign District.

**Traditional Sign District
(Cross Reference Section 154-15.14)**

Permanent Freestanding Signs (Ground-Mounted, Monument, Pole) ¹²						Building/Wall Signs ¹³		Mansard Roof Signs ¹⁴		Right Angle Signs				
<u>Max. Number of Signs on Road Frontage Per Site</u>	<u>Min. Linear Feet of Lot Road Frontage Required to Allow a Sign</u>	<u>Max. Number of Sign Faces</u>	<u>Max. Area Per Each Sign Face (sq. ft.)</u>	<u>Max. Sign Height</u>	<u>Min. Distance Between Signs</u>	<u>Max. Number of Signs Allowed Per Street</u>	<u>Max. Sign Area Allowed</u>	<u>Max. Height Above Ground Level</u>	<u>Max. % Area Allowed</u>	<u>Max. Number Per Business Per Road Frontage</u>	<u>Max. Sq. Ft. Per Sign Face</u>	<u>Min. Separation Between Right Angle Signs</u>	<u>Min. Head Clear ance from Sidew alk</u>	<u>Max. Distance Projected Horizontall y from Bldg. Wall & Projected Angle Required</u>
<u>1</u>	<u>40'</u>	<u>2</u>	<u>35</u>	<u>12'</u>	<u>40'</u> ¹⁵	<u>1</u> ¹⁶	<u>30% of respectiv e wall</u> ¹⁷	<u>24'</u>	<u>30% of roof face</u>	<u>1</u>	<u>6 sq. ft. (right angle) 3 sq. ft. (pedes trian)</u>	<u>30'</u>	<u>8'</u>	<u>5' or ½ the width of the sidewalk, whichever is less & at 90° angle</u>

face on each sign side.

¹² No part of any permanent freestanding sign shall extend beyond any right-of-way line or building setback.

¹³ Awnings are allowed and shall count in the allowable building/wall signage requirements.

¹⁴ Mansard roof sign and sign structures shall not extend above the roof line.

¹⁵ Except where the locations of existing ground or pole signs on adjacent lots would make this requirement impossible to meet.

¹⁶ Signage is allowed on the front wall of the building and on any side wall which faces a public street.

¹⁷ Signage may not extend beyond the wall surface (top or sides).

US 27 Sign District (Lake Placid Regional Plan)

(Cross Reference Section 154-15.15)

Permanent Freestanding Signs (Ground-Mounted, Monument, Pole)¹⁸						Building/Wall Signs¹⁹		Mansard Roof Signs²⁰	
<i>Max. Number of Signs on Road Frontage Per Site</i>	<i>Min. Linear Feet of Lot Road Frontage Required to Allow a Sign</i>	<i>Max. Number of Sign Faces</i>	<i>Max. Area Per Each Sign Face (sq. ft.)</i>	<i>Max. Sign Height</i>	<i>Min. Distance Between Signs</i>	<i>Max. Number of Signs Allowed Per Street</i>	<i>Maximum Sign Area Allowed</i>	<i>Max. Height Above Ground Level</i>	<i>Max. % Area Allowed</i>
<u>1</u>	<u>60'</u>	<u>2</u>	<u>64</u>	<u>8'</u>	<u>40'</u> ²¹	<u>1</u> ²²	30% of respective wall ²³	<u>24'</u>	30% of road front roof face

Note: Maximum total building signage. The total signage allowed on one (1) building (wall, roof and additional building signage) shall not exceed one (1) square foot of signage for each linear foot of street frontage, for each street frontage (up to (3) street frontages). The square foot signage shall be restricted to the street the signage fronts. Signs fronting two (2) streets shall count in both.

General Sign District (Lake Placid Regional Plan)

(Cross Reference Section 154-15.12)

Permanent Freestanding Signs (Ground-Mounted, Monument)				Building/Wall Signs		Mansard Roof Signs²⁴		
<i>Max. Number of Signs on Road Frontage Per Site</i>	<i>Max. Number of Sign Faces</i>	<i>Max. Area Per Each Sign Face (sq. ft.)</i>	<i>Max. Sign Height (feet)</i>	<i>Max. Number of Signs Allowed</i>	<i>Maximum Sign Area Allowed</i>	<i>Max. Number of Signs Allowed</i>	<i>Max. Height Above Ground Level</i>	<i>Max. % Area Allowed</i>
<u>1</u>	<u>2</u>	<u>60</u>	<u>6'</u>	<u>1</u> ²⁵	30% of respective wall	<u>1</u> ²⁶	<u>24'</u>	30% of face of respective roof

¹⁸ No part of any permanent freestanding sign shall extend beyond any right-of-way line or building setback.

¹⁹ Awnings are allowed and shall count in allowable signage for the building.

²⁰ Mansard roof sign and sign structures shall not extend above the roof line.

²¹ Except where the locations of existing ground or pole signs on adjacent lots would make this requirement impossible to meet.

²² Signage is allowed on the front wall of the building. See 154-15.13.4., for additional information.

²³ Signage and graphics may not extend beyond the wall surface (top or sides).

²⁴ Mansard roof sign and sign structures shall not extend above the roof line.

²⁵ Either one (1) on building *or* one (1) on roof. Cannot be sloped roof.

²⁶ Either one (1) on roof *or* one (1) on building. Cannot be sloped roof.

ORDINANCE 2016-726

(Section 154-14. Signs)

ORDINANCE NO. 2016-726

**AN ORDINANCE OF THE TOWN OF LAKE PLACID, FLORIDA,
AMENDING THE TOWN'S LAND DEVELOPMENT CODE TO
IMPLEMENT THE LAKE PLACID REGIONAL PLAN AND CONTENT
NEUTRALITY; AMENDING CHAPTER 154-ZONING; AMENDING
SECTION 154-15.-SIGNS; PROVIDING FOR SEVERABILITY;
PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR CONFLICT;
AND PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, the Town Council of the Town of Lake Placid, Florida desires to amend the Town Code; and

WHEREAS, the Town Council and the Local Planning Agency approved the Report of the Lake Placid Area Growth Management Committee on May 29, 2007; and

WHEREAS, the Town Council adopted the "Town of Lake Placid 2030 Comprehensive Plan" on January 14, 2013, of which Objective 6 was added to the Future Land Use Element which includes policies specific to the Lake Placid Regional Plan; and

WHEREAS, amendments to the Town's Code are required to implement recommendations from the Growth Management Committee and the policies adopted in the Future Land Use Element of the "Town of Lake Placid 2030 Comprehensive Plan"; and

WHEREAS, amendments to the Town's Code are provided which remove inconsistencies and update references to Florida Statutes; and

WHEREAS, amendments to the Town's Code are needed to comply with the U.S. Supreme Court Ruling of Reed vs Town of Gilbert; and

WHEREAS, notice of this proposed Ordinance was published at least thirty (30) days prior to adoption in a newspaper of general circulation in the Town of Lake Placid; and

WHEREAS, the Lake Placid Local Planning Agency held a public hearing on said amendments on:

The ____ day of _____, 2017; and

WHEREAS, two public hearings were held by the Town Council on said Ordinance on:

The ____ day of _____, 2017; and

The ____ day of _____, 2017; and

WHEREAS, it appears in the best interest of the Town of Lake Placid that the Ordinance be adopted.

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF LAKE PLACID, FLORIDA:

SECTION 1. § 154-15. - SIGNS. OF THE TOWN CODE IS AMENDED AND RESTATED TO READ AS FOLLOWS:

Section 154-15.1. Purpose and intent.

1. The regulations and requirements herein set forth shall be the minimum requirements to promote the public health, safety and general welfare, and to protect the character of residential, business, and industrial areas throughout the town.
- ~~2. With respect to commercial signs, the town intends among other things, to avoid excessive competition and clutter among sign displays.~~
- ~~3. The town intends to permit signs which visually organize the activities of the town, identify businesses, and help the public and business delivery systems locate their destinations.~~
- ~~24.~~ The requirements regarding placement, installation, maintenance, size and location of signs, are intended to minimize unnecessary distractions to motorists, protect pedestrians and provide safe working conditions for those persons who are required to install, maintain, repair and remove the signs and their structures.
- ~~35.~~ The town and the community at large have invested tremendous resources toward the esthetic improvement and beautification of the Town of Lake Placid. This ordinance is intended to further the community's effort to make Lake Placid an esthetically pleasing place to live, work and visit.
4. When left unregulated, signs can become a threat to public safety as a traffic hazard, and a detriment to property values and the Town's overall public welfare as an aesthetic nuisance. The intent of these Sign Regulations is to:
 - a. Preserve the right of free speech and expression in the display of signs;
 - b. Further the objectives of the Town of Lake Placid's Comprehensive Plan;
 - c. Avoid excessive competition and clutter and sign displays;
 - d. Reduce traffic and pedestrian hazards;
 - e. Protect property values by minimizing signs' possible adverse effects;
 - f. Promote economic development; and
 - g. Ensure the fair and consistent enforcement thereof.

Section 154-15.2. Substitution of Noncommercial Speech for Commercial Speech and Content Neutrality.

1. *Substitution of Noncommercial Speech for Commercial Speech.*

Notwithstanding anything contained in this Chapter or Code to the contrary, any sign erected pursuant to the provisions of this Chapter or Code may, at the option of the owner, contain a noncommercial message in lieu of a commercial message. The noncommercial message (copy) may occupy the entire sign face or any portion thereof. The sign face may be changed from commercial to noncommercial messages, or from one noncommercial

message to another noncommercial message, provided that the size, height, setback and other dimensional criteria contained in this Chapter and Code have been satisfied.

2. Content Neutrality as to Sign Message (Viewpoint).

Notwithstanding anything in this Chapter or Code to the contrary, no sign or sign structure shall be subject to any limitation based upon the content (viewpoint) of the message contained on such sign or displayed on such sign structure.

Section 154-15.2 23. Definitions. Definitions for this Chapter are provided in Chapter 152, Section 152-4, under "Sign".

~~The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:~~

~~*Awning* means a roof like cover made of cloth, canvas or other similar material, that projects from the wall of a building for the purpose of shielding a doorway, walkway or window from the elements.~~

~~*Awning sign* means any building sign attached to an awning.~~

~~*Balloon display* is any balloon including plastic or rubber inflatable objects anchored on private property for the purpose of advertisement.~~

~~*Banner* is any strip of cloth, plastic or other flexible material on which a sign is printed, painted, or otherwise displayed.~~

~~*Beacon light* means any light with one (1) or more beams capable of being directed in any direction or directions, or capable of being revolved automatically, or capable of having any part thereof revolve automatically, or a fixed or flashing high intensity light; search light.~~

~~*Bench sign* is any sign on a bench which displays advertising or which is intended for the display of advertising and when such benches are to be located on the public way or when such benches are to be located on private property, but the advertising is intended to be viewed from the public way.~~

~~*Billboard* means any sign relating in its subject matter to commodities, accommodations, services, activities, or information on premises or lots other than the premises upon which the sign is located.~~

~~*Building sign* means a sign displayed upon or attached to any part of the exterior of a building, including walls, windows, doors, canopies, awnings, marquees and roofs.~~

~~*Bus stop shelter sign* is any sign located on any part of the surface of a bus stop shelter.~~

~~*Canopy* means a permanent roof like shelter, open on at least three (3) sides, to protect an area from the elements, such as over gasoline pumps.~~

~~*Canopy sign* means any building sign attached to a canopy.~~

~~*Changeable copy sign (automatic)* means a sign upon which copy is changed or changes automatically. Examples include electronically or electrically controlled public service time, temperature and date message, message center, or readerboard, or other signs upon which different copy changes can be shown on the same lampbank.~~

~~*Changeable copy sign (manual)* means a sign upon which copy is changed manually. Examples include the following: Reader boards with changeable letters or changeable pictorial panels.~~

~~*Construction sign* means a sign erected at a building site which identifies the general contractor and the general contractor's contact information, and displays permits issued for the construction project.~~

~~*Copy* means the linguistic or graphic content of a sign.~~

~~*Directional sign* is any permanent sign without commercial content, but showing directions to specific locations such as clubhouse, golf course, tennis courts, etc.~~

~~*Eaves* means the lowest horizontal line of a sloping roof or the plane of a flat roof.~~

~~*Electric sign* means any sign containing electric writing.~~

~~*Freestanding sign* is a ground or pole sign.~~

~~*Frontage* means the length of the property line of any one (1) parcel along a street on which it borders.~~

~~*Garage sale sign* is any sign advertising garage sales.~~

~~*Ground sign or ground-mounted sign* means a sign that is supported by one (1) or more columns, upright poles, or braces extended from the ground or from an object on the ground, or that is erected on the ground, where no part of the sign is attached to any part of a building.~~

~~*Hazardous sign* is any sign which constitutes a traffic hazard or a detriment to traffic safety by reason of its size, location, movement, contents, coloring, or methods of illumination, or which obstructs the visibility of any official traffic control device or which diverts or tends to divert the attention of drivers of moving vehicles from traffic movement on streets, roads, intersections, or access facilities.~~

~~*Holiday decorations* are symbols or decorations celebrating accepted holidays and seasons with noncommercial messages.~~

~~*Identification sign* is any sign which indicates the name of the use, owner, activity, business or enterprise, but which does not advertise products, commodities, or services offered, and which is located on the same property which is identified.~~

~~*Illuminated sign* means a sign in which an artificial source of light is used in connection with the display of such sign.~~

~~*Internal illumination* means illumination of a sign which is affected by an artificial source of light, which is contained within the sign itself.~~

~~*Lot* means a parcel of land designated in a recorded deed or in an approved subdivision, which meets the minimum requirements for development as specified in this land development code; or a parcel of land approved for separate and individual development under a development permit issued by the town; or a parcel or contiguous parcels of land occupied by an individual use or coordinated combination of uses, including principal structures and associated accessory structures, yards, open spaces, buffer areas, accessways, parking areas, and loading areas. If, however, the property lines are such as to defeat the purposes of this chapter, a lot may be designated so as to effectuate the purpose of this chapter.~~

~~*Marquee* means a structure projected from and supported by a building which extends beyond the building line and usually fully or partially covers a sidewalk, porch, public entrance or other pedestrian way.~~

~~*Marquee sign* means any sign attached to a marquee.~~

~~*Multiple-occupancy complex* means a commercial use, or other nonresidential use including a special use district consisting of a parcel of property, or parcel of contiguous properties, including condominium or cooperative units, existing as a unified or coordinated project, with a building or buildings housing more than two (2) occupants. The number of units or business locations shall be counted, rather than the number of businesses which may exist at a unit or business location.~~

~~*Murals* are painted art forms on walls or similar building areas devoid of commercial messages.~~

~~*Neon sign* means any sign which is formed by luminous or gaseous tubes in any configuration, and such tubes are visible.~~

~~*Nonconforming sign* means a sign lawfully existing at the date it was erected, but could not be erected under the terms of this chapter, or as it may be amended.~~

~~*Off-premises sign* means any sign upon which advertising matter may be placed or upon which posters may be posted or otherwise secured to the face thereof, advertising goods, services or other things not sold or available upon the premises upon which sign is located.~~

~~*On-premises sign* means any sign upon which advertising matter may be placed or upon which posters may be posted or otherwise secured to the face thereof, advertising goods, services or other things rendered on the immediate premises where the sign is located.~~

~~*Parcel* means a piece of land under either one (1) ownership; or under one (1) use; or a platted lot; or the land under one (1) development order or site plan; or a development using a common parking lot or a common building (such as a shopping center or strip mall).~~

~~*Permanent* means designed, constructed and intended for more than short-term use.~~

~~*Planned unit development (PUD)* is an area of a minimum contiguous size, as specified by ordinance, to be planned, developed, operated and maintained as a single entity and containing one (1) or more residential clusters or planned unit residential developments, and one (1) or more public, quasi-public, commercial, or industrial areas in such ranges or ratios of nonresidential uses to residential uses as specified in the ordinance.~~

~~*Political sign* is any sign erected for or against a candidate for city, county, state and federal office, and any sign for or against a ballot issue.~~

~~*Portable sign* means any sign which is manifestly designed to be transported by trailer or on its own wheels, including any such sign even though the wheels may be removed and the remaining chassis or support structure converted to an A or T-frame sign and attached temporarily or permanently to the ground. Any sign designed, used or intended for use on a bicycle or other human-powered vehicle while located upon a bicycle path.~~

~~*Projecting sign* means any sign which is affixed to any building wall or structure and extends more than twelve (12) inches horizontally from the plane of the building wall.~~

~~*Public access area* means a street or road right of way, bicycle path, beach, beach access, public access easement or waterway.~~

~~*Publicly owned areas* means any property owned or under the control of a public body, including, but not limited to, a street or road right of way, bicycle path, beach, beach access, waterway, or public access area.~~

~~*Readerboard signs* means a changeable copy sign whether automatic or manual.~~

~~*Real estate sign* means a temporary sign which is used to offer for sale, lease, or rental of the parcel upon which such sign is erected. For purposes of this chapter, an open house or a model home sign shall be considered a real estate sign.~~

~~*Right of way* means all of state, county, or town roads, alleyways or easements.~~

~~*Roof line* means the horizontal line which is the highest part of a roof.~~

~~*Roof sign* means any sign erected or constructed and maintained above the eaves and under the roof line of any building.~~

~~*Roof top sign* means a sign placed above the roof line of a building.~~

~~*Sandwich Board sign* means a sign joined at the top to form an inverted "V" with up to two sign faces totaling more than 12 square feet, and each sign face not more than 4 feet tall or 3 feet wide.~~

~~*Searchlight* is any apparatus designed to project a beam of light for the purpose of advertisement during hours of darkness.~~

~~*Service club sign* is any logo sign for a nationally recognized service organization. The logo is to be counted as part of permitted sign as to height and size.~~

~~*Sign* means any object, device, display or structure, or part thereof, situated outdoors or indoors, which is used to advertise, identify, display, direct or attract attention to a object, person, institution, organization, business, product, service, event or location by any means, including words, letters, figures design, symbols, fixtures, colors, illumination or projected images.~~

~~*Sign face (sign plane)* means the part of a sign that is or may be used for copy.~~

~~*Sign face area (sign plane area)* means the area of any regular geometric shape (square, rectangle, parallelogram, triangle, circle, or semicircle) which contains the entire surface area of a sign upon which copy may be placed.~~

~~*Snipe sign* means any sign, made of any material, when such sign is tacked, nailed, posted, pasted, glued or otherwise attached to trees, or light, electric or telephone poles, fences, sticks or other objects, including attachment to permanent accessory signs or sign structures.~~

~~*Statutory sign* means signs required by a law of the county, the state, the United States Government or the town.~~

~~*Street* means a public or private right of way for vehicular traffic, including highways, thoroughfares, lanes, roads, ways and boulevards.~~

~~*Temporary sign* is any mobile or portable sign or sign structure not securely attached to the ground or to any other structure. This definition shall not include trailer signs.~~

~~*Trailer sign* is any sign mounted on a vehicle normally licensed by the state as a trailer and used for advertising or promotional purposes.~~

~~*Uniform traffic control sign* means a sign which is in accordance with the Federal Highway Administration's Manual on Uniform Traffic Control Devices.~~

~~Unsafe sign is any sign that is not secure, in danger of falling or blown about, or otherwise unsafe in the opinion of the building official or town designee.~~

~~Vehicle sign is any vehicle with commercial signage utilized in a fashion that simulates an actual freestanding sign, and not being used for transportation.~~

~~Warning sign means a sign containing no advertising material, warning the public of the existence of danger, advising persons of conditions upon the premises, or warning persons to keep off the premises. Examples include, without limitation, dangerous condition signs, chemical advisories, premises security signs, "bad dog" signs, no trespassing signs, no solicitors signs, no parking signs, keep off grass signs, and the similar sign.~~

Section 154-15.34. Sign permits.

1. *Permit required.* To obtain town review and avoid expensive mistakes, all signs shall be required to comply with this code. Unless specifically exempt, no temporary sign greater than 32 square feet in size, and no permanent sign shall be placed, newly constructed, enlarged, or relocated in the Town of Lake Placid until a sign permit has been issued by the town.
2. *Application and Permit fees.* ~~A permit fee of fifty dollars (\$50.00) shall be paid to the town clerk with each application for a sign permit.~~ Applications for permits shall be submitted to the town clerk with an application fee as established by the town council.
 - a. Sign application contents. All applications for sign permits shall be made on the forms provided by the town and shall include the following. More than one sign may be included in one permit application so long as the proposed signs are located on the same subject property.
 1. Name, address, telephone number, and signature of the owner or authorized agent of the premises granting permission for the sign;
 2. Name, address, telephone, and license number of the sign contractor;
 3. A description of the signs indicating the number, size, shape and dimensions of each proposed sign;
 4. A drawing of the site showing the proposed location of the sign in relation to on-site buildings and streets, property and right-of-way lines; and
 5. The number, in aggregate sign area, of signs on the premises (existing and proposed).
 6. Brightness of proposed lighted signs.

3. *Permit exemptions.* Permit exemptions are as follows:
 - a. A permit is not required for signs listed in this chapter as exempt from this sign code ordinance. Confirmation of an exemption may be obtained by submitting an exception application. No fee shall be required to confirm an exemption.
 - b. In addition to any sign otherwise exempted, the changing of a face or normal and regular maintenance that does not alter the supports, structure or location of the sign, nor increases the sign area shall not require a permit.
 - c. Exemptions as provided in Section 154-15.8.
4. *Other applicable codes.* No permit shall be issued until the proper officials determine that the application complies with the requirements of this chapter, and the proper officials determine that the sign will not violate the applicable building or electrical codes. A building permit from ~~Highlands County~~ may also be required ~~subject~~ as determined by the town's ~~planning and zoning~~ building official.
5. *Permitting authority.* The town planning and zoning official shall act on all applications for a sign permit, a variance from the terms of this code, and exemptions requests, except as otherwise stated herein.
6. *Variations.* Variations for sign structure setback, height, face size, will be considered by the town planning and zoning official. Variance applications must be in writing and must show why the subject should be treated differently from others, and how the variance will not be detrimental to the public or give unfair advantage to the applicant. The variance may be granted in whole or in part or denied. Each variance shall be for the minimum deviation from this section as needed to equitably apply the stated purpose of this section.
7. *Appeals.* Decisions of the town planning and zoning official regarding this chapter may be appealed to the Lake Placid Town Council. Appeals must be in writing, state all supporting arguments, include all supporting evidence and be filed with the town clerk within thirty (30) days of the planning and zoning official's decision. Twenty (20) days' written notice of the appeal hearing must be given by the appellant to the owner of every parcel contiguous to the parcel upon which the appeal pertains. The notice shall include a complete copy of the appeal.
8. *Removal of illegal signs.* The code enforcement official (or such other town employee directed by the mayor) shall remove all illegal signs from public property immediately.
9. *Mandatory sign permit contents.* Every sign permit shall contain the following provision:

"The sign herein permitted must be operated and maintained according to the provisions of section 154-15 of the Code of the Town of Lake Placid. Specifically, the Town may require modification of the operation of the sign to assure safety and compliance with the Town Code, as amended from time to time."
10. *Expiration of permit.* A sign permit shall become null and void if the work for which the permit was issued has not been started within a period of six (6) months after the date of the issuance of the permit. Additionally, any work started, but discontinued for a period greater than six (6) months shall cause the permit to become null and void.

Section 154-15.4-5. General requirements.

Unless otherwise provided in this chapter, the following requirements apply to all signs in the Town of Lake Placid:

1. Sign Area and Height Calculations.

a1. *Wall sign area computation.* In computing sign area in square feet, standard mathematical forms for known common shapes will be used. Common shapes shall include squares, rectangles, cones, spheres, trapezoids, triangles, circles, ovals, cylinders and other simple forms for which surface area formulas are established. The area of a wall sign shall include the areas between all letters, logos and things within the signage so that all area within the perimeter of the sign shall be included. All words and components of a sign or related message shall be included as one (1) sign.

b2. *Sign border calculation.* When signs are enclosed in a border or highlighted by background graphics, the perimeter of such border or background will be used to compute area.

c3. *Deviations.* The town planning and zoning official shall have the discretion to make minor adjustments and/or deviations from the principles stated herein in order to assure that the reasonable intent of this section is fulfilled, that equality is achieved in the computation, and that reasonable advertising exposure is allowed.

d4. *Double-face signs.* All ~~advertising~~ surfaces of a double-face sign shall be equally ~~in~~ sized back-to-back parallel faces ~~in size and height~~ and contained within a common perimeter. Only one side of a double-face sign shall be considered in computing square footage requirements for area limitations.

e5. *Measurement of sign height.* The height of a sign shall be measured at the bottom from the finished grade of the parcel in the area of the sign (not from an artificially created mound) to the highest point of the sign.

f. Logos. Logos are to be counted as part of a permitted sign as to height and size.

2. Location.

a5. *Roof line.* No sign attached to any building shall be located above the roof line of the portion of the building upon which it is situated.

b6. *Right-of-way.* No sign, except those placed by an authorized governmental agency, shall be placed on the public right-of-way.

c7. *Traffic safety.* No sign shall interfere with traffic or be confused with or obstruct the view or effectiveness of any official traffic sign, traffic signal, or traffic marking or obstruct the sight distance of motorists or pedestrians.

d14.*In right-of-way.* Supports for signs or sign structures shall not be placed in or upon a

public right-of-way or public easement, except those placed by an authorized governmental agency.

~~e15.~~*Over right-of-way.* No sign shall project over a public right-of-way, except those placed by an authorized governmental agency.

~~f16.~~*Blocking exits, fire escapes, etc.* No sign or sign structure shall be erected that impedes use of any fire escape, emergency exit, or standpipe.

~~g17.~~*Sign Separation. Setbacks.* Ground, signs monument, and pole signs located along street frontages shall comply with all setback and sign separation requirements. Signs in non residential zoning districts shall be set back a minimum of 5 feet from the property line. Signs in residential zoning districts shall be set back a minimum of 10 feet from the property line.

~~h.~~ No sign shall obstruct the sight distance triangle area as consistent with Town Code requirements.

~~3. General. Reserved.~~

~~8. Obscenity. This sign ordinance does not regulate the content of the message of the sign. However, signs containing any statement, word, character or illustration of an obscene, indecent or immoral nature are prohibited.~~

~~9. Maintenance. All signs must be legible, well painted, in good repair and properly maintained. All signs must be sturdy enough to permit those persons working on the signs to do so safely.~~

~~10. Weather. All temporary signs shall be moved to a secure location upon a warning of high winds or hurricane by the National Weather Service.~~

~~11. Measurement of sign height. The height of a sign shall be measured at the bottom from the finished grade of the parcel in the area of the sign (not from an artificially created mound) to the highest point of the sign.~~

~~12. Compliance with building and electrical codes required. All permanent signs and the illumination thereof, shall be designed, constructed and maintained in conformity with applicable provisions of the building and electrical codes adopted by the town.~~

~~413. Illumination Standards.~~

~~a. Sign lighting may not be designed or located to cause confusion with traffic lights.~~

~~b. Illumination by floodlights, spotlights, or unshielded bulbs is permissible so long as none of the light emitted shines directly onto an adjoining property or into the eyes of motorists or pedestrians using or entering public streets. This standard applies to sign~~

illumination originating inside of business windows or sign illumination originating on signs which are outside.

- c. ~~Illuminated signs shall not have lighting mechanisms that project more than eighteen (18) inches perpendicularly from any surface of the sign or over public space.~~ Lights used for external sign illumination shall not have lighting mechanisms that project more than eighteen (18) inches perpendicularly from any surface of the sign or over public space.
 - d. Lights used for external sign illumination shall be so designed as to concentrate the illumination upon the sign, and such lights shall not glare upon the street or upon adjacent property.
 - e. Unshielded lights used for external sign illumination ~~illuminated devices~~ that produce glare or are a hazard or a nuisance to motorists or occupants of adjacent properties are prohibited.
 - f. See Section 154-15.6.1., Specific signs, for changeable copy sign (digital) illumination standards.
- 14. ~~In right of way. Supports for signs or sign structures shall not be placed in or upon a public right of way or public easement.~~
 - 15. ~~Over right of way. No sign shall project over a public right of way.~~
 - 16. ~~Blocking exits, fire escapes, etc. No sign or sign structure shall be erected that impedes use of any fire escape, emergency exit, or standpipe.~~
 - 17. ~~Setbacks. Ground signs located along street frontages shall comply with all setback requirements.~~

Section 154-15.5.6. Specific signs.

The following provisions apply to the indicated type of sign:

- 1. Changeable copy sign (digital). On-premise, freestanding, changeable copy signs (digital) shall only be allowed in the General District and the United States Highway 27 Sign Districts subject to compliance with all applicable requirements contained in this Sign Code and the following standards:
 - a. No more than one (1) changeable copy sign (digital) shall be allowed per site.
 - b. No more than one-third (1/3) of the sign area may be composed of changeable copy signage.

- c. Changeable copy signs (digital) shall be allowed provided the copy is included within an allowed ground-mounted, monument, or pole sign, it does not constitute more than one-third (1/3) of the allowed sign area of any one (1) side of the sign, and is architecturally integrated into the sign.
- d. Changeable copy signs (digital) shall display static images only and the copy may be changed or re-presented only once every twenty-four (24) hours. The change of copy must be completed instantly. Other than change of copy, the changeable copy sign (automatic digital) shall not flicker, vary in light intensity or color, or otherwise violate section 154-15.7.
- e. Continuous scrolling and/or traveling, flashing, spinning, rotating and similar moving effects are prohibited.
- f. Changeable copy signs (digital) located on properties along state and county highways may be subject to State and County sign and permitting requirements.
- g. All changeable copy signs (digital) shall come equipped with automatic shut-off technology so that the display will go dark during sign malfunction.
- h. All changeable copy signs (digital) shall comply with the building and Electrical Codes.
- i. Changeable copy signs (digital) shall not be placed or illuminated so as to obscure or interfere with traffic control devices.
- j. All changeable copy signs (digital) shall come equipped with automatic dimming technology which automatically adjusts the sign's brightness based on ambient light conditions.
- k. No changeable copy sign (digital) shall exceed a brightness level of 0.3 foot candles above ambient light, as measured perpendicular to the face of a sign using a foot candle (Lux) meter at a preset distance in relation to sign area as follows:

Table 154-15.6
Sign Area vs. Measurement Distance

<u>Sign Area</u> (Sq. Ft.)	<u>Distance Measurement</u> (Feet)
<u>10</u>	<u>32</u>
<u>15</u>	<u>39</u>
<u>20</u>	<u>45</u>
<u>25</u>	<u>50</u>
<u>30</u>	<u>55</u>
<u>35</u>	<u>59</u>
<u>40</u>	<u>63</u>
<u>45</u>	<u>67</u>
<u>50</u>	<u>71</u>
<u>55</u>	<u>74</u>
<u>60</u>	<u>77</u>
<u>65</u>	<u>81</u>
<u>70</u>	<u>84</u>

*For signs with an area in square feet other than those specifically listed in the table (e.g., 12 sq. ft., 200 sq. ft., etc.) the measurement distance may be calculated with the following formula: $\text{Measurement Distance} = \sqrt{(\text{Area of Sign Sq. Ft.} \times 100)}$. (Source: **International Sign Association (ISA), Recommended Night-Time Brightness Levels for Electronic Message Centers (EMC's). A Compilation Summary with Extracts from Industry Reports, April 2011.**)*

24. ~~Readerboards. Readerboards or price signs with removable copy may be allowed~~ Changeable Copy Sign (Manual). No more than one (1) with removable on-premise, freestanding, changeable copy sign (manual) shall be allowed per site and only within the General and United States Highway 27 Sign Districts. Such signs shall be allowed providing provided the readerboard copy is included within an allowed freestanding sign, it does not constitute more than one-third (1/3) of the allowed sign area of any one (1) side of the sign, and is architecturally integrated into the sign. Such readerboards may consist of a changeable copy sign (automatic) as described in section 154-15.2 of this code. However, the copy may be changed or re-presented only once every twenty four (24) hours. The change of copy must be completed instantly. Other than change of copy, the changeable copy sign (automatic) shall not flicker, vary in light intensity or color, or otherwise violate section 154-15.6.

3. Internal Site Signs. Permanent, freestanding, menu boards of no more than thirty-six (36) square feet each shall be allowed for signage internal to the site including but not limited to drive-thru facilities. Such signs shall not exceed seven (7) feet in height and shall be located adjacent to, or oriented toward, the drive-thru areas or other areas internal to the site. The square footage for menu boards shall not count towards, or be included in sign area requirements. These signs are designed to be viewed on-site only.
- ~~2. Residential occupation signs. Authorized home-based occupations may have a sign, not to exceed three (3) square feet, which shall be mounted flat against the residence, and shall comply with all requirements of this code.~~
- ~~4~~ 3. Public Events permits. Public Events not advertising any single business may be issued directional signs, parking signs and event signs. An event sign plan showing all signs to be used shall be submitted to the chief of police for approval and permitting. Additional requirements may be established by Town Council Resolution or by the permit process.
- ~~4. Time and temperature signs. A reasonable time and temperature sign may be included within the sign face of a permitted sign.~~
5. Community projects and contributions service. The Town Council upon application submitted to and recommendation of the Town's planning and zoning official Director, may by resolution allow signs recognizing projects and contributions benefiting ~~and contributions to~~ the Town of civic organizations and the charitable contributions to the town of residents and businesses. These signs shall be uniform in style and shall not exceed ~~be less than~~ two (2) square feet each, ~~less than~~ and shall be no more than three (3) feet above grade and uniform in style. The location of the sign should reasonably relate to the respective contribution.
6. Welcome signs. The existing welcome signs maintained by the Chamber are hereby permitted in their current form. Those signs may be modified upon and after town council approval by resolution.
7. Town Shopping District. The Town Council Greater Lake Placid Chamber of Commerce in cooperation with Keep Lake Placid Beautiful may authorize the installation obtain or otherwise erect and landscape landscaping of two (2) signs; one (1) sign facing each travel lane of U.S. 27 (after required permitting), generally directing travelers to Uptown Lake Placid and the Welcome Center. The specific design shall be subject to the town council's approval.
8. Banners. Banners shall only be allowed consistent with Section 154-15.6 (community event banner), Section 154-15.6 (one-time display event), and Section 154-15.15, Lake Placid Regional Plan Sign District (community events), and Section 154-15.18. (post disaster signage). No temporary banner sign shall exceed A parcel may display banner signs with an aggregate sign area of up to fifteen (15) square feet in a residential zoning district zone, and forty-eight (48) square feet in a non-residential zoning district zone.
98. Community event banner. A community event is one pertaining to recreational events, sporting events, events promoting a local industry (but not a particular business), concerts, noncommercial events and held primarily on public property and within the Greater Lake

Placid area. Community events shall be open to the general public and may charge an admission fee. Banners for community events may be allowed by permit issued by the Town Council for the day(s) of the community event, and up to twenty-one (21) days leading up to the community event. Conditions of the permit shall include: At least one million dollars (\$1,000,000.00) of public liability insurance coverage related to the banner; indemnification by the event sponsor (including at least one (1) live person) for claims related to the banner; up to twenty-eight (28) days of display; a rendering to scale of the banner contents; description of the banner's proposed dimension and materials; and the specific location of the banner. Banner locations shall be approved by resolution of the Town Council, and if across a county road, shall be approved by the county engineer. Additional requirements may be included in the permit or by council resolution.

10. Sandwich Board signs. Entities owning or leasing a parcel of land in the Town (in any sign district) with a business situated thereon may place a single Sandwich Board sign on the property owned or leased by the said entity. Sandwich Board signs may only be displayed outside of the business when the business is open; shall be secured inside of the business at all other times; and shall not contain flags, lights, banners, or sound. There may be only one Sandwich Board sign per building business.

A Sandwich Board sign shall not be placed on public property (including without limitation, streets, alleyways, parking and sidewalks). Sandwich Board signs shall be well maintained and shall consist of good quality materials that are safe and have no protruding or sharp edges that are a danger to the public.

11. Temporary freestanding signs. A temporary freestanding signs may be allowed in all sign districts and shall comply with the following requirements:

- a. Generally.

1. Temporary signs shall not be allowed as permanent signage and may not be illuminated.
2. One (1) additional temporary sign, not to exceed the square footage requirements provided in **letter b.**, Dimensional Requirements, below, is allowed for a parcel that has no permanent sign, provided that such sign is not displayed for a period of more than 60 days or until installation of the permanent sign, whichever occurs first.

- b. Dimensional Requirements.

1. The square footage of a temporary sign shall not be included in the calculation of the total sign area allowance for a parcel.
2. A parcel may display temporary signs with an aggregate sign area of up to twelve (12) square feet.

3. Parcels of two (2) or more acres and multiple tenants (e.g., strip shopping centers or strip malls) shall be permitted temporary signs not to exceed 16 square feet of aggregate sign area for the parcel. The owner of the strip shopping center or mall shall be responsible for any penalties accrued for non-compliance by the tenants.
4. Temporary signs shall not exceed six (6) feet in height in the US Highway 27 Sign District.
5. Temporary signs shall not exceed four (4) feet in height in all other sign districts.
6. Temporary signs shall have a minimum five (5) foot setback from the property line.

c. Duration.

Temporary signs shall be removed within five (5) calendar days after the end of the scheduled occurrence or purpose to which it relates.

d. Maintenance.

Temporary signs are subject to the standards provided in Section 154-15.9, Construction and Maintenance Standards.

12. One-time display (event) signs. The owner of record of a non-residential use, as determined through a business tax receipt, may apply for a sign permit to display one-time display (event) signs once during the lifetime of their non-residential use, for a period of up to thirty (30) consecutive calendar days. Signs may include banners and other allowable temporary signs, and the sign area of such signs shall not exceed the square footage requirements provided herein Section 154-15.6. A new application for a one-time display (event) sign shall be allowed on the same property if there is a change in use and/or ownership that requires a new or revised business tax receipt.

Section 154-15.6 7. Prohibited signs and violations.

The following signs are prohibited, constitute a violation of this code, and shall not be permitted, erected or allowed by variance in the Town of Lake Placid, Florida:

1. Prohibited Signs; Generally.

Any sign not specifically permitted by these sign regulations is prohibited.

2. Prohibited Signs; Specifically.

Unless otherwise permitted, the following signs are prohibited and no variance shall be granted which would authorize same.

- a4. Abandoned signs. Abandoned signs shall be removed by the property owner. In determining whether a sign is abandoned, the following factors, among other factors shall

be considered, to wit: The existence of a current occupational license; utilities service deposit at that location; use of the premises and relocation of a business. Signage shall be presumed (a rebuttable presumption) abandoned if the business advertised is closed for sixty (60) consecutive days.

b2. Signs on public right-of-way, unless otherwise expressly permitted by this Code. ~~Signs placed on public right of way or town property without approval of Town Council or authorized public agency.~~

c3. Billboards. Billboards, whether off-premises or on-premises.

d4. Bus stop signs. Signs placed upon, or attached to, bus stop shelters signs and benches.
~~signs.~~

e. Bench Signs.

f5. Signs with moving lights. Signs with lights or illuminations that flash, move, rotate, scintillate, blink, flicker, or vary in intensity or color, running, visible moving, revolving, or rotating parts or visible mechanical movement of any description or other apparent visible movement achieved by electrical, electronic, or mechanical means, except as otherwise expressly permitted by this Code for public service signs. ~~except for time-temperature date signs and traditional barber poles are prohibited.~~ This includes signs with the optical illusion of movement by means of a design that presents a pattern capable of giving the illusion of motion or changing of copy.

g6. Hazardous signs. No sign shall be erected in such a manner as to obstruct the vision of pedestrians or drivers. ~~Signs with lights or illuminations that flash, move, rotate, scintillate, blink, flicker, or vary in intensity or color, running, visible moving, revolving, or rotating parts or visible mechanical movement of any description or other apparent visible movement achieved by electrical, electronic, or mechanical means except for time-temperature date signs and traditional barber poles are prohibited. This includes signs with the optical illusion of movement by means of a design that presents a pattern capable of giving the illusion of motion or changing of copy.~~ Any sign, which by glare, or methods of illumination or intensity, constitutes a hazard to traffic, is prohibited. No sign may use the words, phrases, symbols, or characters in such a manner as to interfere with traffic, mislead or confuse drivers or pedestrians. Signs may not create a visual impairment for motorists.

h7. Parasite signs. ~~Flashing neon signs.~~

i8. Laser-lights.

j9. Off-premises signs.

k10. Portable signs ~~except for Sandwich Board signs.~~

l1. ~~Sandwich signs.~~

l12. Searchlights.

- ~~13. Temporary signs. Temporary signs, unless approved by the town.~~
- m14. Trailer signs.
- n15. ~~Unsafe signs. The owner (person) or firm maintaining an unsafe sign shall, upon written notice from the town, secure the sign in a manner to be approved by the planning and zoning official in conformity with the provisions of this code or remove the sign. If such notice is not complied with within eight (8) days, the code enforcement officer or his designee shall have the sign removed at the expense of the owner.~~
- o16. Wind signs.
- p17. Banners. Banners are prohibited, as except as otherwise expressly permitted by this Code herein specifically authorized. To the extent not otherwise permitted, banners shall not exceed 15 square feet in residential zoning districts and 48 square feet in non-residential zoning districts.
- q18. Animated signs, except as otherwise expressly permitted by this Code ~~for public service signs.~~
- r19. Flying things. Signs containing flying paraphernalia.
- s20. Noise signs. Signs which produce noise or sound capable of being heard even though the sounds produced are not understandable sounds.
- t21. Emissions. Signs which emit visible smoke, vapor, particles, or odor.
- u22. Communication interference signs. Signs with any lighting or control mechanism which causes radio or television or other communication interference.
- v23. Motion pictures. Motion picture mechanism in conjunction with any outdoor advertising structure, accessory sign, or advertising statuary used in such a manner as to permit or allow the images to be visible from any public street or sidewalk.
- w24. Unsafe fixtures. Signs erected, constructed, or maintained so as to obstruct, or be attached to any firefighting equipment, window, door, or opening used as a means of ingress or egress or for firefighting purposes, or placed so as to interfere with any opening required for proper light and ventilation.
- x25. Snipe signs. Natural features. Signs, except posted property signs which are erected or maintained upon trees or painted or drawn upon rocks or other natural features.
- y26. Vehicle signs. Signs attached to or painted onto a vehicle parked on a public thoroughfare for the sole purpose of advertising.
- z. Obscenity. This sign ordinance does not regulate the content of the message of the sign. However, signs containing any statement, word, character or illustration of an obscene, indecent or immoral nature that are not protected by the First Amendment of the United

States and Article I §4 of the Constitution of the State of Florida are prohibited.

aa. Signs that are painted, pasted, or printed on any curbstone, flagstone, pavement, sidewalk or street, except house numbers and traffic control signs.

ab. Blade signs.

~~25. Violation. It is a violation of this code for property owners, tenants or occupants of property to maintain, install or allow a sign which is not permitted, exempt from the permit requirements of this code, or otherwise in compliance with this code, to be on property which they own, lease or otherwise occupy.~~

Section 154-15.7 8. Exemptions from permit requirements.

The following signs may be erected without a permit in any sign district, subject, however, to all remaining requirements of these regulations including but not limited to construction and maintenance standards:

1. ~~Occupation signs. One (1) occupation sign which does not exceed two (2) square feet denoting only the name, street, number, and business of any occupation may be affixed to any building or dwelling.~~

2. ~~Memorial signs. One (1) memorial sign or table which does not exceed two (2) square feet and stating the name and date of erection of building when cut into a masonry surface or when constructed of bronze or other noncombustible materials.~~

1. Tablet signs. One (1) tablet sign per building, not exceeding two (2) square feet in area, when cut into any masonry surface, or when constructed of bronze or other durable material and attached to the surface of a building. No tablet sign shall be mounted at a height greater than six (6) feet from the ground or sidewalk to the bottom of the sign.

~~23. Public purpose, service, and/or safety signs. Any public purpose, service, and/or safety sign, including regulatory signs and any other notice or warning signs required by Local, State, or Federal Government law, ordinance, regulation or resolution. Governmental signs. Traffic or other municipal, county, state or federal signs, legal notices, railroad crossing signs, danger signs and such temporary, emergency, or non-advertising signs as may be approved by the mayor or police chief.~~

3. On-premise signs. On-premises signs, which do not exceed two (2) square feet in area.

~~4. Identification signs. Identification signs at the entrance drive of residences, estates, and ranches, which do not exceed two (2) square feet.~~

4. Directional and notice signs. ~~Non-advertising~~ Directional and notice signs or symbols, ("Entrance", "Exit", "Slow", "Caution", "No Trespassing", "Bad Dog", "Posted", "Keep Out", etc.) located on and pertaining to a parcel of private property, each not to exceed two (2) square feet.

- ~~6. Approved changes. Message and color changes of approved existing signs not involving structural changes. Temporary signs. Temporary signs less than thirty-two (32) square feet in area consistent with this sign code.~~
- ~~7. Garage sale signs. One (1) garage sale sign on the parcel having the garage sale. The sign shall not exceed four (4) square feet in area and is no more than four (4) feet in height. The sign may be erected the day before and the day of, but shall be removed within twenty four (24) hours of the sale's end.~~
5. Signs incorporated into machinery or equipment. Signs incorporated into machinery or equipment by a manufacturer or distributor.
- ~~8. Holiday displays. Holiday displays and signs without commercial content on private lands.~~
618. Signs carried by a person. Hand held signs. Signs held by a person and less than six (6) square feet.
- ~~9. Miscellaneous signs. Non advertising signs which do not exceed two (2) square feet showing reserved parking spaces, vending machines, gasoline pumps, telephone booths, newspaper racks, "take-out" or "pick-up" windows and menus posted for reading in drive-in restaurant parking lots. Brand names or logo may be used.~~
7. Flags. Flags where the aggregate sign area of such flags shall not count as chargeable square footage, provided that the number and size of such flags and flagpole are consistent with Florida Statutes, Chapter 720.
- ~~10. Delivery signs. A sign identifying the business on the back wall of a building in a delivery area is allowed; provided the sign area does not exceed five (5) square feet.~~
- ~~11. Political signs. Political signs may be erected on private property by persons who have lawfully qualified as candidates. Said political signs may remain erected five (5) days after the last election in which the candidate is entered. Each sign shall not exceed sixteen (16) square feet in commercial, agricultural and industrial zones, four (4) square feet in residential zones.~~
- ~~12. Real estate signs. On tracts of two (2) acres or less, one (1) sign, not to exceed six (6) square feet in area shall be permitted. On tracts larger than two (2) acres, one (1) sign which shall not exceed sixteen (16) square feet. Said signs must be removed within three (3) days of the closing.~~
813. Street numbers. Street address numbers are assigned by the county's emergency management office (911) and are required for all buildings and are exempt from this code.
- ~~14. Construction signs. The general contractor on a construction project may erect one (1) sign denoting a construction site on a parcel of land containing improvements under construction. The sign may remain three (3) days after the certificate of occupancy is issued. Otherwise the construction sign may be displayed only when a building permit has been issued and the~~

~~construction has commenced. The construction signs shall not exceed twelve (12) square feet. No other construction signs shall be allowed.~~

~~915.~~ Window signs. Signs up to a total area of fifty percent (50%) (one hundred percent (100%) in the Traditional District) of the window space may be displayed inside of a building's window. Side or rear windows cannot be used to calculate allowable window signs on the front.

~~1016.~~ School signs. The Highlands County School Board shall have exclusive jurisdiction over signage on school board property, provided that signs with commercial message shall not be visible from a public street (except Green Dragon Drive and South Tangerine Drive).

~~1117.~~ Murals. Murals consisting of original, painted, artwork. ~~murals containing artwork and no commercial message.~~

~~1419.~~ Grand opening signs. A new business may display grand opening signs for a period of up to thirty (30) consecutive calendar days, within the first sixty (60) days that the new business is open to the public. The grand opening Signs may include flags, banners, canopy signs, roof signs, building signs, and temporary pole signs.

Section 154-15.8 9. Reserved. Construction and Maintenance Standards.

All signs shall be constructed and maintained in accordance with the following standards, and no Certificate of Occupancy shall be issued for a building unless permitted signs have conformed to these standards.

1. All permanent signs shall be constructed and maintained in accordance with the provisions and requirements of the Florida Building Code, as adopted by the Town of Lake Placid, the National Electrical Code, or the currently prevailing Electrical Code, and all other applicable codes, ordinances or requirements. Where inconsistency exists between these sign regulations and applicable codes, the more restrictive requirement shall apply.
2. All signs must be sturdy enough to permit those persons working on the signs to do so safely.
3. With the exception of signs consisting of a chalkboard surface, dry erase marker board (whiteboard), or a comparable type surface, all copy shall be commercially produced or consist of professionally lettered typeface. All copy shall be maintained and legible.
4. All signs shall be maintained and it shall be the responsibility of the sign owner for sign maintenance.
5. Damaged or faded sign faces, or structural members shall be repaired, replaced or removed within thirty (30) calendar days unless given a time extension by the Town Administrator, or his or her designee. If said faces or structural members become insecure or in danger of falling, in disrepair or deteriorated, or otherwise unsafe in the opinion of the Code Enforcement Officer

or the Town Building Official, they shall be removed in accordance with the requirements provided in Section 154-15.17.2 for unsafe signs.

6. Electrical systems, fasteners, and the sign and structure as a whole shall be maintained at all times in a safe condition.
7. Weather. All movable temporary signs ~~that may be readily moved from place to place~~ shall be moved to a secure location upon a warning of high winds or hurricane by the National Weather Service.

Section 154-15.8-1 10. Nonconforming signs.

~~Nonconforming signs erected prior to 31 December 2004 shall be removed, relocated or otherwise dealt with according to F.S. § 70.20.~~

It is the intent of this Section to allow certain non-conforming signs permitted through the Building Department before the adoption of this Chapter to continue until they are no longer used, or become hazardous, but not to encourage their non-conforming status. Such signs are hereby declared to be incompatible with the overall intent of this Chapter.

Section 154-15.10.1. Removal of Non-Conforming Signs.

All non-conforming and non-permitted signs, except as provided herein, shall be removed immediately or as otherwise provided under Section 154-15.10 of this Chapter.

Section 154-15.10.2. Continuance of Non-Conforming Signs.

A non-conforming sign use may be continued, subject to the following provisions:

- A. A non-conforming sign shall not be enlarged or increased in any way from its existing size at the time of the adoption of this sign code.
- B. Non-conforming signs or sign structures that are defined as abandoned signs under this sign code shall not be permitted for reuse.
- C. There may be a change of tenancy or ownership of a non-conforming sign without the loss of non-conforming status, if the property sign is not abandoned as defined in this Chapter.

Section 154-15.10.3. Repairs, Maintenance and Improvements.

Normal repairs, maintenance and improvements may be made however, the cost of such improvements made during a two (2) year period shall not exceed fifty percent (50%) of the replacement cost of the sign at the end of the two (2) year period.

Section 154-15.10.4. Reconstruction after Catastrophe.

If any non-conforming sign is damaged by fire, flood, explosion, collapse, wind, war, or

other catastrophe to such an extent that the cost of repair and reconstruction will exceed fifty percent (50%) of the replacement cost at the time of damage, it shall not be used or reconstructed except in full conformity with the provisions of this Chapter.

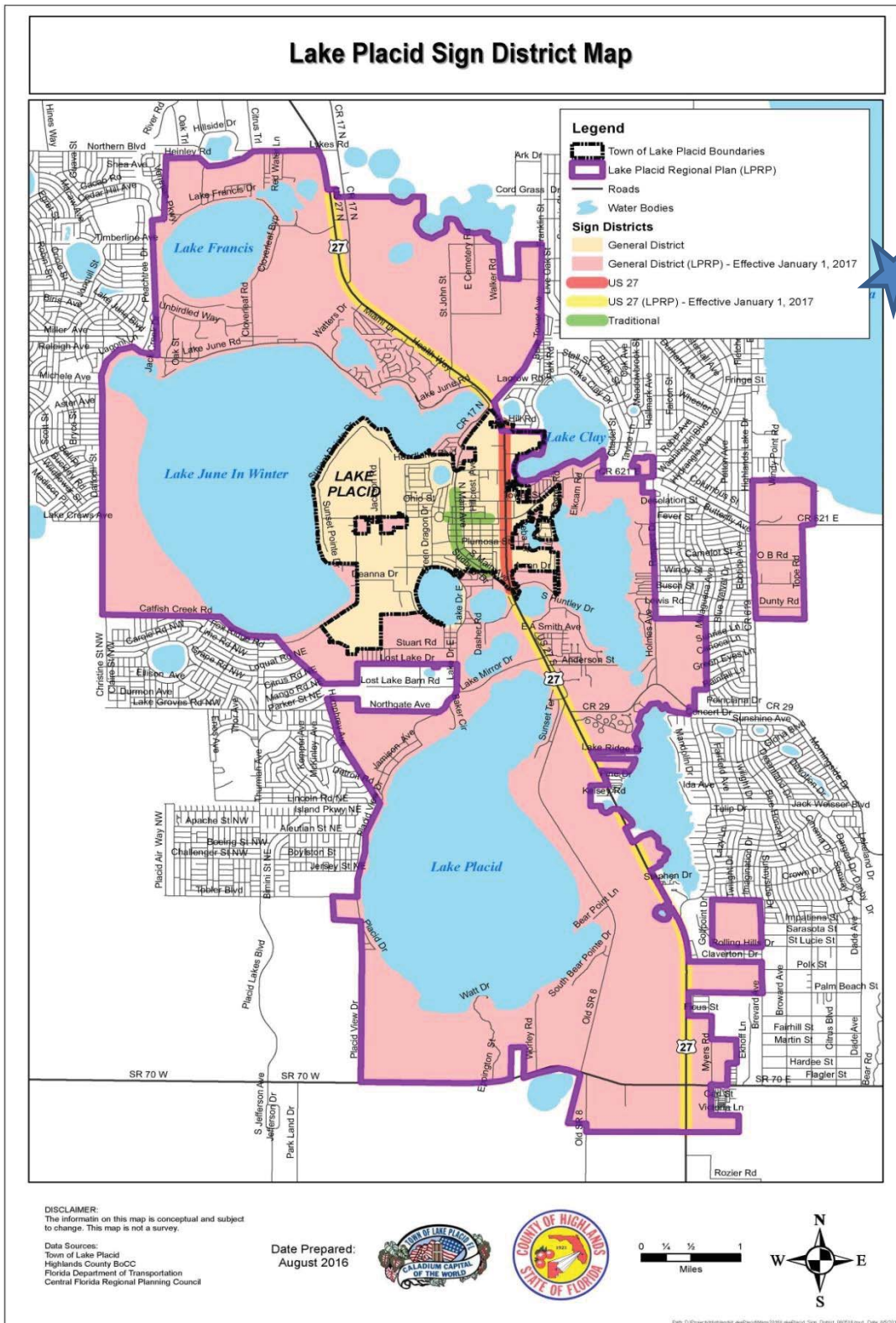
Section 154-15.10.5. Casual, Temporary or Illegal Use.

The casual, temporary or illegal use of any sign shall not be sufficient to establish the existence of a non-conforming use or to create any rights in the continuance of such use.

Section 154-15.9 11. Sign districts.

The Town of Lake Placid hereby establishes and divides its jurisdiction into the hereinafter setout sign districts with the following specific regulations applicable in each district. Every parcel of property with any frontage on the street designated as a separate district shall comply with the hereinafter established regulations for that district. The balance of the town is considered to be in the General District.

Map of Sign Districts



The General District (LPRP) and the US 27 (LPRP) may be implemented as parcels are annexed into the Town.

1. Traditional District. This district shall consist of every parcel with any frontage on either of the following roads:
 - A. North Main Street from Interlake Boulevard North to Lakeview Street; and
 - B. Interlake Boulevard from the west boundary of the South Florida State College on the south side of Interlake Boulevard and the west line of the School Board lands on the north side of Interlake Boulevard both running west to the railroad tracks; and
 - C. South Main Street from Interlake Boulevard South to the southerly town limits.
2. United States Highway 27 District. This district shall consist of non-residential every parcels having with frontage on United States Highway 27 including within the Lake Placid Regional Plan. Properties within the Lake Placid Regional Plan District shall also comply with Lake Placid Regional Plan District regulations for signs. The more restrictive shall apply.
3. General District. This district shall consist of all other parcels within the Town of Lake Placid not included in another sign district including within the Lake Placid Regional Plan. Properties within the Lake Placid Regional Plan District shall also comply with Lake Placid Regional Plan District regulations for signs.
4. Lake Placid Regional Plan District (US 27 and General). This district shall consist of parcels outside of the Town limits as of May 1, 2017, that are located within the LPRP. The U.S. 27 (LPRP) District regulations shall apply to non-residential parcels with frontage on US 27. The General (LPRP) Sign District shall apply to all other areas in the LPRP annexed after May 1, 2017.

Section 154-15.10 12. General Sign District.

The General Sign District consists of every parcel within the Town of Lake Placid ~~and that~~ is not contained in another sign district. The following signage is permitted in this district, and the following sign development standards are also provided in Table 154-15.16 (A). Unless otherwise expressly permitted by this sign code, all other signage is prohibited in this district.

1. Ground-mounted and monument signs. Ground-mounted and monument signs are permitted in the district. Illumination (if provided) shall be light fixtures mounted on the subject sign or indirectly from lights mounted near the sign. The maximum height of ~~a pole sign, ground-mounted and monument signs or freestanding sign~~ in this district shall not exceed six (6) feet. Said ground-mounted signs may have two (2) sign faces, each up to sixty (60) square feet.
2. Building signs. Signs on buildings are permitted within this district. Each parcel may have ~~either one (1) sign~~ on the building wall or mansard roof (but not sloped roof) containing up to but not more than thirty (30) percent of the respective wall or thirty (30) percent of the face of the respective roof, but not both.

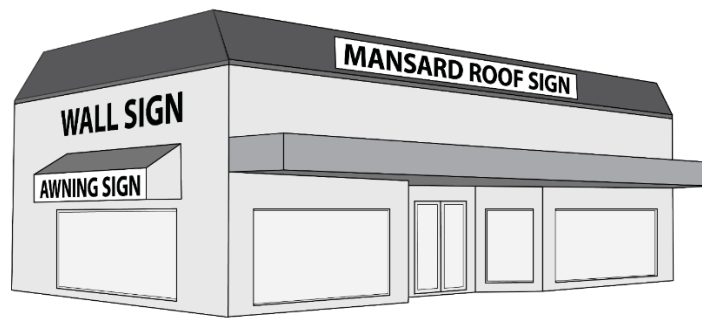
3. Additional signage. Additional building signage (three (3) signs up to ten (10) square feet each)-may be used on awnings, doors, canopies, marquees and windows.
4. One changeable copy sign is allowed per business. Changeable copy shall not make up great than one –third (1/3) of the total sign area.

Section 154-15.11 13. United States Highway 27 Sign District.

The United States Highway 27 Sign District consists of every non-residential parcel with any frontage on United States Highway 27. The following signage is permitted in this district and the following sign development standards are also provided in Table 154-15.16 (B). Unless otherwise expressly permitted by this sign code, all other signage is prohibited in this district:

16. Maximum total building signage. The total signage allowed on one (1) building (wall, roof and additional building signage) shall not exceed one (1) square foot of signage for each linear foot of building street frontage, for each street frontage (up to three (3) street frontages). The square foot signage shall be restricted to the street the signage fronts. Signs fronting two (2) streets shall count in both.
24. Awning sign. Awning signs as herein defined are permitted in this district. An awning sign built in accordance with the Standard Building Code and so as not to interfere with safe vehicle traffic flow shall be permitted, but and shall count in allowable signage for the building. ~~No awning shall extend on or over public property, unless authorized by resolution of the Town Council. Such must identify the scope of encroachment and may be for no more than five (5) years, but may not be renewed.~~
3. Mansard roof signs. Mansard roof signs as herein defined are permitted in this district. Mansard roof signs and sign structures shall not extend beyond the roof. Mansard roof signs shall extend no more than twenty-four (24) feet above ground, and shall be no more than thirty (30) percent of the road front roof face upon which it is situated.
4. Wall sign. Each business is entitled to signage on the front any wall of its building, ~~and on any side wall which faces a public street or platted lot not containing another building (but must be removed without amortization upon issuance of a building certificate of occupancy on the said adjacent lot).~~ The sign may occupy up to thirty (30) percent of the respective wall. Signage and graphics may not extend beyond the wall surface (top or sides).

No wall sign or supporting structure shall project more than twelve (12) inches horizontally from the wall of the building. Where an exterior parapet wall projects above the roof line, such signs may extend to the top of such wall. However, no wall sign shall extend more than twenty-four (24) feet above ground level to the top of the sign, nor above the roof line.



Example Building Signage

52. Ground-mounted, monument or pole signs. Ground-mounted, monument or pole signs as herein defined are permitted in this district. A ground-mounted, monument or pole sign shall only be permitted when the lot upon which it is to be placed has a minimum of sixty (60) linear feet of road frontage. No ground-mounted, monument or pole sign shall be erected closer than forty (40) feet to any other ground-mounted, monument, or pole sign, except where the locations of existing ground-mounted, monument or pole signs on adjacent lots would make this requirement impossible to meet. No part of any sign shall extend beyond any right-of-way line ~~or building restriction line~~. Any such ground-mounted, monument, or pole sign may have two (2) faces. The maximum allowable area for each face shall be one hundred twenty-five (125) square feet of sign area with a maximum height of twenty-four (24) feet.
68. ~~Readerboards. Readerboards or price~~ One (1) changeable copy sign ~~Signs with removable copy,~~ may be allowed per site providing the ~~readerboard~~ copy is included within an ~~allowed permitted monument~~ sign, it does not constitute more than one-third (1/3) of the allowed sign area of any one (1) side of the sign, and it is architecturally integrated into the sign. Section 154-15.6 of this code provides specific standards for changeable copy signs. ~~Such readerboards may consist of a changeable copy sign (automatic) as described in section 154-15.2 of this code. However, the copy may be changed or re-presented only once every twenty four (24) hours. The change of copy must be completed instantly. Other than change of copy, the changeable copy sign (automatic) shall not flicker, vary in light intensity or color, or otherwise violate section 154-15.6.~~
75. Shopping center ground-mounted and monument signs. Ground-mounted and monument signs for shopping centers must be approved by the local planning agency LPA. Each shopping center or strip mall is allowed one (1) sign for each road frontage contiguous to the shopping center parcel. Each sign should be no more than twenty-four (24) feet tall with a sign face of up to one hundred twenty-five (125) square feet. A solid support structure (not mere poles) devoid of signage and lighting may not be counted as sign face.
87. Multiple advertisers. Shopping centers with more than five (5) separate stores may petition the local planning agency for up to two hundred (200) square feet of sign face on each sign side. A maximum of one (1) changeable copy sign (manual or digital) may be permitted per site. No more than one-third (1/3) of the sign area may be composed of changeable copy.

Section 154-15.12 14. Traditional District.

The Traditional District consists of every parcel with any frontage on ~~either~~ any of the following roads. The following sign development standards are also provided in Table 154-15.16 (C).

- A. North Main Street from Interlake Boulevard North to Lakeview Street; and
- B. Interlake Boulevard West of the South Florida State College on the south side of Interlake Boulevard and west of the school board lands on the north side of Interlake Boulevard both running west to the railroad tracks; and
- C. South Main Street from Interlake Boulevard South to the southerly town limits.

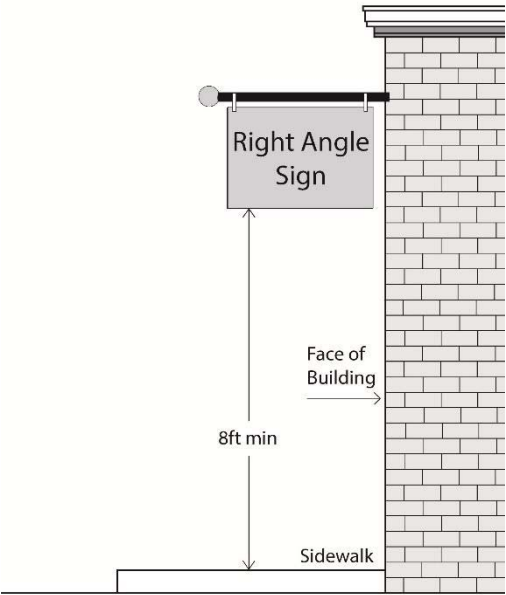
The following signs are permitted in this district. Unless otherwise expressly permitted by this sign code, all other signage is prohibited in this district.

1. Awning sign. An awning sign built in accordance with the Standard Building Code and so as not to interfere with safe vehicle traffic flow shall be permitted, ~~but~~ and shall count in allowable signage for the building. No awning shall extend on or over public property, unless authorized by resolution of the Town Council. Such must identify the scope of encroachment and may be for no more than ten (10) years.
2. Ground-mounted, monument or pole signs. A ground-mounted, monument or pole sign as herein defined shall be allowed in this district and shall only be permitted when the lot upon which it is to be placed has a minimum of forty (40) linear feet of frontage. No ground-mounted, monument or pole sign shall be erected closer than forty (40) feet to any other ground-mounted, monument or pole sign, except where the locations of existing ground-mounted, monument or pole signs on adjacent lots would make this requirement impossible to meet. No part of any sign shall extend beyond any right-of-way line, ~~nor shall any part of any sign project beyond any building restriction (setback) line.~~ Any such ground-mounted, monument, or pole sign may have two (2) faces. The maximum allowable area for each face shall be thirty-five (35) square feet of sign area with a maximum height of twelve (12) feet.
3. Mansard roof signs. Mansard roof signs as herein defined are permitted in this district. No part of any roof sign or sign structure shall project beyond the roof upon which it sits. Roof signs shall extend no more than twenty-four (24) feet above ground. The sign may occupy up to thirty (30) percent of the mansard roof face upon which it is situated.
4. Wall sign. Each business is entitled to signage on the front wall of its building and on any side wall which faces a public street. The sign may occupy up to thirty (30) percent of the respective wall. Signage may not extend beyond the wall surface (top or sides).

No wall sign or supporting structure shall project more than twelve (12) inches

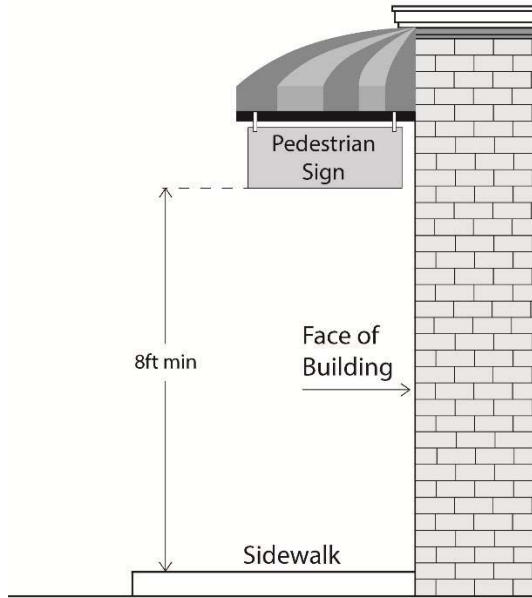
horizontally from the wall of the building. Where an exterior parapet wall projects above the roof line, such signs may extend to the top of such wall. However, no wall sign shall extend more than twenty-four (24) feet above ground level to the top of the sign, nor above the roof line.

- 5. Right-angle sign. A business located on a public sidewalk may display one (1) right-angle sign (containing two (2) sides with six (6) square feet of sign face each) for each street faced. The sign must also:
 - a. Not extend over the public property, unless authorized by resolution of Town Council as a permitted encroachment. The resolution may permit the encroachment up to five (5) years (it may be renewed), and must include the following terms: The sign must clear the sidewalk by at least eight (8) feet in height and project no more than five (5) feet from the building or one-half the width of the sidewalk, whichever is less;
 - b. Project from the wall at an angle of ninety (90°) degrees;
 - c. Not be higher than the window sill of the second story;
 - d. Not project at the corner of the building except at a building front;
 - e. Not be displayed closer than thirty (30) feet from any other right-angle sign;
 - f. Not be used if the business has a ground-mounted sign on the same frontage; and
 - g. Not contain more than six (6) square feet on each of two (2) faces.



Example Right Angle Sign

- 5. Pedestrian signs. If any part of the building overhangs a public sidewalk, a business shall be entitled to an additional sign to be hung from the overhang which shall not be lower than eight (8) feet from the sidewalk. It may contain up to three (3) square feet of sign face on each side.



Example Pedestrian Sign

Section 154-15.13. Severability.

~~If any provision or portion of this ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this ordinance shall remain in full force and effect.~~

Section 154-15.15. Lake Placid Regional Plan Sign District (US 27 and General).

When annexed, the Lake Placid Regional Plan (LPRP) Sign District will consist of every parcel within the area outside of the Town limits as of **May 1, 2017**, that are located within the Lake Placid Regional Plan. This district shall consist of parcels outside of the Town limits as of **May 1, 2017**, that are located within the LPRP. The U.S. 27 (LPRP) District regulations shall apply to non-residential parcels with frontage on US 27. **The General (LPRP) Sign District shall apply to all other areas in the LPRP annexed after May 1, 2017.** Signs in place prior to **May 1, 2017** are grandfathered to the extent of their current lease.

In addition to the regulations in the US 27 District and the General District, the following regulations shall apply throughout the Lake Placid Regional Plan District in addition to regulations in the US 27 District and the General District as amended so the more restrictive shall apply. Where inconsistency exists between these sign regulations, the more restrictive requirement shall apply. This The districts are indicated on the signage map earlier in this Section.

1. Small Directional Off-Premise Signs.

Small directional off-premise signs may be permitted.

- a. Such signs shall not exceed two (2) square feet.
- b. No more than two (2) signs shall be permitted and shall be located within a one and one half (1½) mile radius of the geographic center of the property referenced on said sign.

2. Sign Height.

Sign height in the LPRP Sign District shall not exceed eight (8) feet.

3. Sign Face Area.

Sign face area in the LPRP Sign District shall not exceed sixty-four (64) square feet.

4. Community and Public Events.

Banners, and other attractors are prohibited within public right-of-way with the exception of those placed by local government to announce upcoming community and public events consistent with Section 154-15.6.

5. One-Time Event Signs.

~~An event may display one-time event signs for a period of up to thirty (30) consecutive calendar days, within the first sixty (60) days of the event, up to four (4) times per year. Signs may include banners and other allowable signs, and the aggregate sign area of such signs shall not exceed two hundred (200) square feet.~~ One-time display (event) signs. The owner of record of a non-residential use, as determined through a business tax receipt, may apply for a sign permit to display one-time display (event) signs once during the lifetime of their non-residential use, for a period of up to thirty (30) consecutive calendar days. Signs may include banners and other allowable temporary signs, and the sign area of such signs shall not exceed the square footage requirements provided herein Section 154-15.6. A new application for a one-time display (event) sign shall be allowed on the same property if there is a change in use and/or ownership that requires a new or revised business tax receipt.

6. Monument Signs.

Monument signs rather than pole signs and ground signs are permitted to create a pedestrian scale signage and to allow for uniform signage throughout this District. Pole signs are prohibited.

154-15.16. Tables of Sign Development Requirements by Sign District.

154-15.16.(A) Table of Sign Development Requirements for the General Sign District.

**General Sign District
(Cross Reference Section 154-15.12)**

<u>Permanent Freestanding Signs (Ground-Mounted, Monument)</u>				<u>Building/Wall Signs</u>		<u>Mansard Roof Signs ¹</u>		
<i><u>Max. Number of Signs on Road Frontage Per Site</u></i>	<i><u>Max. Number of Sign Faces</u></i>	<i><u>Max. Area Per Each Sign Face (sq. ft.)</u></i>	<i><u>Max. Sign Height (feet)</u></i>	<i><u>Max. Number of Signs Allowed</u></i>	<i><u>Maximu m Sign Area Allowed</u></i>	<i><u>Max. Number of Signs Allowed</u></i>	<i><u>Max. Height Above Ground Level</u></i>	<i><u>Max. % Area Allowed</u></i>
<u>1</u>	<u>2</u>	<u>60</u>	<u>6'</u>	<u>1²</u>	<u>30% of respective wall</u>	<u>1³</u>	<u>24'</u>	<u>30% of face of respective roof</u>

Note:

Additional building signage (three (3) signs up to 10 square feet each) may be used on awnings, doors, canopies, marquees and windows.

¹ Mansard roof sign and sign structures shall not extend above the roof line.

² Either one (1) on building *or* one (1) on roof. Cannot be sloped roof.

³ Either one (1) on roof *or* one (1) on building. Cannot be sloped roof.

Section 154-15.16. (B) Table of Sign Development Requirements for the United States Highway 27 Sign District.

**United States Highway 27 Sign District
(Cross Reference Section 154-15.13)**

<u>Permanent Freestanding Signs (Ground-Mounted, Monument, Pole) ⁴</u>						<u>Building/Wall Signs ⁵</u>		<u>Mansard Roof Signs ⁶</u>	
<i><u>Max. Number of Signs on Road Frontage Per Site</u></i>	<i><u>Min. Linear Feet of Lot Road Frontage Required to Allow a Sign</u></i>	<i><u>Max. Number of Sign Faces</u></i>	<i><u>Max. Area Per Each Sign Face (sq. ft.)</u></i>	<i><u>Max. Sign Height</u></i>	<i><u>Min. Distance Between Signs</u></i>	<i><u>Max. Number of Signs Allowed Per Street</u></i>	<i><u>Maximum Sign Area Allowed</u></i>	<i><u>Max. Height Above Ground Level</u></i>	<i><u>Max. % Area Allowed</u></i>
<u>1</u>	<u>60'</u>	<u>2</u>	<u>125</u>	<u>24'</u>	<u>40' ⁷</u>	<u>1 ⁸</u>	<u>30% of respective wall ⁹</u>	<u>24'</u>	<u>30% of road front roof face</u>

Note: Maximum total building signage. The total signage allowed on one (1) building (wall, roof and additional building signage) shall not exceed one (1) square foot of signage for each linear foot of street frontage, for each street frontage (up to (3) street frontages). The square foot signage shall be restricted to the street the signage fronts. Signs fronting two (2) streets shall count in both.

⁴ No part of any permanent freestanding sign shall extend beyond any right-of-way line or building setback.

⁵ Awnings are allowed and shall count in allowable signage for the building.

⁶ Mansard roof sign and sign structures shall not extend above the roof line.

⁷ Except where the locations of existing ground or pole signs on adjacent lots would make this requirement impossible to meet.

⁸ Signage is allowed on the front wall of the building. See 154-15.13.4., for additional information.

⁹ Signage and graphics may not extend beyond the wall surface (top or sides).

United States Highway 27 Sign District
(Cross Reference Section 154-15.13)

<u>Shopping Center Freestanding Signs</u>		
<i><u>Max. Number Ground-Mounted or Monument Signs Per Road Frontage Contiguous to Shopping Center Parcel ¹⁰</u></i>	<i><u>Max. Sign Height</u></i>	<i><u>Max. Square Footage per Sign Face</u></i>
<u>1</u> ¹¹	<u>24'</u>	<u>125</u>

¹⁰ Must be approved by the LPA. See 154-13.7. for additional information.

¹¹ Shopping centers with more than five (5) separate stores may petition the local planning agency for up to two hundred (200) square feet of sign face on each sign side.

Section 154-15.16. (C) Table of Sign Development Requirements for the Traditional Sign District.

**Traditional Sign District
(Cross Reference Section 154-15.14)**

Permanent Freestanding Signs (Ground-Mounted, Monument, Pole) ¹²						Building/Wall Signs ¹³		Mansard Roof Signs ¹⁴		Right Angle Signs				
<u>Max. Number of Signs on Road Frontage Per Site</u>	<u>Min. Linear Feet of Lot Road Frontage Required to Allow a Sign</u>	<u>Max. Number of Sign Faces</u>	<u>Max. Area Per Each Sign Face (sq. ft.)</u>	<u>Max. Sign Height</u>	<u>Min. Distance Between Signs</u>	<u>Max. Number of Signs Allowed Per Street</u>	<u>Max. Sign Area Allowed</u>	<u>Max. Height Above Ground Level</u>	<u>Max. % Area Allowed</u>	<u>Max. Number Per Business Per Road Frontage</u>	<u>Max. Sq. Ft. Per Sign Face</u>	<u>Min. Separation Between Right Angle Signs</u>	<u>Min. Head Clear ance from Sidew alk</u>	<u>Max. Distance Projected Horizontall y from Bldg. Wall & Projected Angle Required</u>
<u>1</u>	<u>40'</u>	<u>2</u>	<u>35</u>	<u>12'</u>	<u>40'</u> ¹⁵	<u>1</u> ¹⁶	<u>30% of respectiv e wall</u> ¹⁷	<u>24'</u>	<u>30% of roof face</u>	<u>1</u>	<u>6 sq. ft. (right angle) 3 sq. ft. (pedes trian)</u>	<u>30'</u>	<u>8'</u>	<u>5' or ½ the width of the sidewalk, whichever is less & at 90° angle</u>

¹² No part of any permanent freestanding sign shall extend beyond any right-of-way line or building setback.

¹³ Awnings are allowed and shall count in the allowable building/wall signage requirements.

¹⁴ Mansard roof sign and sign structures shall not extend above the roof line.

¹⁵ Except where the locations of existing ground or pole signs on adjacent lots would make this requirement impossible to meet.

¹⁶ Signage is allowed on the front wall of the building and on any side wall which faces a public street.

¹⁷ Signage may not extend beyond the wall surface (top or sides).

Notes for Right Angle Sign:

- a) A sign is allowed a maximum two (2) sign faces.
- b) The sign may not be higher than the window sill of the second story building.
- c) The sign cannot project at the corner of the building except at a building front.
- d) A right-angle sign cannot be used if the business has a ground-mounted sign on the same frontage.

Notes for Pedestrian Sign:

If any part of the building overhangs a public sidewalk, a business shall be entitled to an additional sign to be hung from the overhang which shall not be lower than eight (8) feet from the sidewalk. It may contain up to three (3) square feet of sign face on each side. A sign is allowed a maximum two (2) sign faces.

Section 154-15.16. (D) Table of Sign Development Requirements for the Lake Placid Regional Plan Sign District.

US 27 Sign District (Lake Placid Regional Plan)

(Cross Reference Section 154-15.15)

Permanent Freestanding Signs (Ground-Mounted, Monument, Pole)¹⁸						Building/Wall Signs¹⁹		Mansard Roof Signs²⁰	
<u>Max. Number of Signs on Road Frontage Per Site</u>	<u>Min. Linear Feet of Lot Road Frontage Required to Allow a Sign</u>	<u>Max. Number of Sign Faces</u>	<u>Max. Area Per Each Sign Face (sq. ft.)</u>	<u>Max. Sign Height</u>	<u>Min. Distance Between Signs</u>	<u>Max. Number of Signs Allowed Per Street</u>	<u>Maximum Sign Area Allowed</u>	<u>Max. Height Above Ground Level</u>	<u>Max. % Area Allowed</u>
<u>1</u>	<u>60'</u>	<u>2</u>	<u>64</u>	<u>8'</u>	<u>40'</u> ²¹	<u>1</u> ²²	<u>30% of respective wall</u> ²³	<u>24'</u>	<u>30% of road front roof face</u>

Note: Maximum total building signage. The total signage allowed on one (1) building (wall, roof and additional building signage) shall not exceed one (1) square foot of signage for each linear foot of street frontage, for each street frontage (up to (3) street frontages). The square foot signage shall be restricted to the street the signage fronts. Signs fronting two (2) streets shall count in both.

General Sign District (Lake Placid Regional Plan)

(Cross Reference Section 154-15.12)

Permanent Freestanding Signs (Ground-Mounted, Monument)				Building/Wall Signs		Mansard Roof Signs²⁴		
<u>Max. Number of Signs on Road Frontage Per Site</u>	<u>Max. Number of Sign Faces</u>	<u>Max. Area Per Each Sign Face (sq. ft.)</u>	<u>Max. Sign Height (feet)</u>	<u>Max. Number of Signs Allowed</u>	<u>Maximum Sign Area Allowed</u>	<u>Max. Number of Signs Allowed</u>	<u>Max. Height Above Ground Level</u>	<u>Max. % Area Allowed</u>
<u>1</u>	<u>2</u>	<u>60</u>	<u>6'</u>	<u>1</u> ²⁵	<u>30% of respective wall</u>	<u>1</u> ²⁶	<u>24'</u>	<u>30% of face of respective roof</u>

Note: Additional building signage (three (3) signs up to 10 square feet each) may be used on awnings, doors, canopies, marquees and windows.

¹⁸ No part of any permanent freestanding sign shall extend beyond any right-of-way line or building setback.

¹⁹ Awnings are allowed and shall count in allowable signage for the building.

²⁰ Mansard roof sign and sign structures shall not extend above the roof line.

²¹ Except where the locations of existing ground or pole signs on adjacent lots would make this requirement impossible to meet.

²² Signage is allowed on the front wall of the building. See 154-15.13.4., for additional information.

²³ Signage and graphics may not extend beyond the wall surface (top or sides).

²⁴ Mansard roof sign and sign structures shall not extend above the roof line.

²⁵ Either one (1) on building *or* one (1) on roof. Cannot be sloped roof.

²⁶ Either one (1) on roof *or* one (1) on building. Cannot be sloped roof.

Section 154-15.17. Sign Removal.

Section 154-15.17.1. Removal of Illegal or Prohibited Signs.

- A. Prohibited signs on public property or rights-of-way shall be removed immediately and may, without notice, be removed by the Town or its agent.

~~The code enforcement official (or such other town employee directed by the mayor) shall remove all illegal signs from public property immediately.~~

- B. Illegal or prohibited temporary signs or parasite signs shall be removed within ~~forty-eight (48)~~ **twenty-four (24)** hours after receipt of written notification of the Code Enforcement Officer or Town Building Official.

- C. Other signs prohibited in Section 154-15.7. shall be removed by the owner, agent or person in charge of the premises, within ~~forty-eight (48)~~ **twenty-four (24)** hours after receipt of written notification by the Code Enforcement Officer or Town Building Official. If the sign is not removed within this time frame, the Town may remove it at the owner's expense and/or the Code Enforcement Officer may refer the violation to the Town of Lake Placid Code Enforcement Special Magistrate.

- D. Written notification shall be provided in the manner prescribed in the Code of the Town of Lake Placid, Chapter 26, Section 26-105, Notices, which allows said notifications to be delivered by certified mail or by hand.

- E. Repeat violations of this Section are subject to Chapter 26, of the Code of the Town of Lake Placid.

Section 154-15.17.2. Removal of Unsafe or Abandoned Signs.

Should any sign become insecure or in danger of falling, in disrepair or deteriorated, or otherwise unsafe in the opinion of the Code Enforcement Officer or the Town Building Official, the owner thereof, or person or firm maintaining it, shall upon written notification from the town, immediately remove the sign in the case of imminent danger, or secure the sign in conformance with the provisions of this code within thirty (30) days in other instances, or the code enforcement officer or designee shall have the sign removed at the expense of the owner.

~~The owner (person) or firm maintaining an unsafe sign shall, upon written notice from the town, secure the sign in a manner to be approved by the planning and zoning official in conformity with the provisions of this code or remove the sign. If such notice is not complied with within eight (8) days, the code enforcement officer or his designee shall have the sign removed at the expense of the owner.~~

When a business leaves a location, the signs pertinent to that business shall be removed by either the tenant or the landlord. If a new business will be moving in immediately, a box-type sign cabinet may be re-used by the new business operator by inserting a new "face" in the sign.

If a new business is not moving in within sixty (60) days of the former leaving, then one of the following shall be required until a new business rents the space:

1. A blank panel may be inserted to replace the sign face of the prior business;
2. The existing sign face may be reversed so that the blank side of the panel is showing;
3. A sock or boot may be used to cover the sign.
In no case shall a sign box be left with a broken or missing sign panel. In cases where totally new signs or awnings are being installed for a business, the old signs they replace shall be completely removed.

Section 154-15.14 18. Signs after disaster.

This section grants relief for permitted signs damaged or destroyed by disaster (fire, hurricane, calamity or similar events).

Section 154-15.14 18.1. Permits.

This section does not exempt disaster signage from permitting. A permit is required for signs allowed under this section. However, there is no permit fee. Two (2) types of permits are available:

1. The town's mayor or mayor's designee may issue a temporary disaster sign permit allowing an approved disaster sign to be displayed for sixty (60) days.
2. The town's planning and zoning official may issue a disaster sign permit allowing an approved disaster sign to be displayed for sixty-day increments, up to a total of one hundred eighty (180) days. Temporary disaster sign permits and disaster sign permits under this section expire when:
 1. The time stated in the permit expires;
 2. The regularly permitted signage is erected; or
 3. The regularly permitted signage could reasonably be erected, as determined by the town's planning and zoning official.

Section 154-15.~~14~~ 18.2. Post disaster signage.

Total post disaster signage may not exceed the signage allowed for the respective parcel by the Town Code. However, the following post disaster signage may be approved:

- A. Where pole, ground, or monument signs are permissible, a temporary wooden sign (plywood and posts) may be erected. However, the temporary sign may not be higher or have greater square feet than the permissible pole, ground or monument sign.
- B. When signs affixed to the face of a building or roof have been damaged or destroyed, they may be replaced temporarily with a banner affixed to the same structure (if said structure remains).

Section 154-15.~~15~~ 19. Violations and penalties.

It is a violation of this code for property owners, tenants or occupants of property to maintain, install or allow a sign which is not permitted, exempt from the permit requirements of this code, or otherwise not in compliance with this code, to be on property which they own, lease or otherwise occupy.

Section 154-15.~~15~~.19.1.

Violations of section 154-15 shall be prosecuted and otherwise punished under the code enforcement provisions of chapter 26 of the Code of the Town of Lake Placid, Florida.

Section 154-15.~~15~~.19.2.

The following are unlawful and violations of the Code of the Town of Lake Placid, to wit:

- A. Constructing or maintaining a sign in violation of section ~~154-15.6~~ 154-15.7, Prohibited signs and violations, of the Town Code is a class II violation which shall be penalized according to subsection 26-482(a) of the Town Code.
- B. The initial illegal placement of a snipe sign is a class I violation of the Town Code which shall be penalized according to subsection 26-482(a) of the Town Code.

Section 154-15.~~15~~.19.3.

All notices required or allowed under this chapter shall be made according to section 26-105 of the Code of the Town of Lake Placid, Florida.

Section 154-15.~~15~~.19.4.

Violations of section 154-15 shall be penalized and fined as a class II violation according

to section 26-482 of the Code of the Town of Lake Placid, Florida.

Section 154-15.20. Severability.

~~If any provision or portion of this ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this ordinance shall remain in full force and effect.~~

If any part, section, subsection, paragraph, subparagraph, sentence, phrase, clause, term, or word of this chapter is declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, the declaration of such unconstitutionality shall not affect any other part, section, subsection, paragraph, subparagraph, sentence, phrase, clause, term, or word of this chapter.

Section 154-15.20.1. Severability Where Less Speech Results.

Without diminishing or limiting in any way the declaration of severability set forth above in Section 154-15.20, or elsewhere in this chapter, this code, or any adopting ordinance, if any part, section, subsection, paragraph, subparagraph, sentence, phrase, clause, term, or word of this chapter is declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, the declaration of such unconstitutionality shall not affect any other part, section, subsection, paragraph, subparagraph, sentence, phrase, clause, term, or word of this chapter, even if such severability would result in a situation where there would be less speech, whether by subjecting previously exempt signs to permitting or otherwise.

Section 154-15.20.2. Severability of Provisions Pertaining to Prohibited Signs.

Without diminishing or limiting in any way the declaration of severability set forth above in Section 154-15.21, or elsewhere in this chapter, this code, or any adopting ordinance, if any part, section, subsection, paragraph, subparagraph, sentence, phrase, clause, term, or word of this chapter or any other law is declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, the declaration of such unconstitutionality shall not affect any other part, section, subsection, paragraph, subparagraph, sentence, phrase, clause, term, or word of this chapter that pertains to prohibited signs, including specifically those signs and sign-types prohibited and not allowed under Section 154-15.7 of this chapter. Furthermore, if any part, section, subsection, paragraph, subparagraph, sentence, phrase, clause, term, or word of Section 154-15.7 is declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, the declaration of such unconstitutionality shall not affect any other part, section, subsection, paragraph, subparagraph, sentence, phrase, clause, term, or word of Section 154-15.7.

(Ord. No. 95-221, §§ 2—24, 11-6-95; Ord. No. 96-236, § 2, 4-1-96; Ord. No. 04-418, §§ 1, 2, 8-9-04; Ord. No. 2004-430, §§ 1—4; 11-29-04; Ord. No. 05-435, §§ 1, 2, 3-14-05; Ord. No. 05-451, §§ 1, 2, 5-9-05; Ord. No. 06-484, §§ 1—4, 3-13-06; Ord. No. 2006-485, §§ 1—3, 2-13-06; Ord. No. 2010-610, § 1, 7-12-10; Ord. No. 2011-641, § 1, 11-28-11)

SECTION 2. SEVERABILITY. The divisions, sections, subsections, paragraphs, sentences, clauses and phrases of this Ordinance are severable, and if any phrase, clause, sentence, paragraph, subsection, section, or divisions of this Ordinance shall be declared invalid, unconstitutional or unenforceable by the valid judgment or decree of a court of competent jurisdiction, such invalidity, unconstitutionality or unenforceability shall not affect any of the remaining phrases, clauses, sentences, paragraphs, subsections, sections, and divisions of this Ordinance.

SECTION 3. INCLUSION IN THE CODE. When the text of this Ordinance is published for inclusion in the Lake Placid, Florida Code of Ordinances, the text marked for deletion by strike-through text shall be deleted and the additions appearing as underlined, double underlined, or highlighted shall be amended so that the text of the Code shall be as amended rather than in the legislative format used in this Ordinance to highlight the changes being made.

SECTION 4. CODE REVISIONS. It is the intention of the Town Council that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the Town; and that sections of this Ordinance may be renumbered or relettered and the word "ordinance" may be changed to "chapter", "section", "article", or such other appropriate word or phrase in order to accomplish such intentions; and regardless of whether such inclusion in the Code is accomplished, sections of this Ordinance may be renumbered or relettered and the correction of typographical and/or scrivener's errors which do not affect the intent may be authorized by the Town Administrator or his or her designee, without need of public hearing, by filing a corrected or recodified copy of same with the Town Clerk.

SECTION 5. CONFLICT. Any ordinance or part thereof in conflict with this Ordinance or any part hereof is hereby repealed to the extent of the conflict.

SECTION 6. EFFECTIVE DATE. This Ordinance shall become effective on _____, 2017.

ADOPTED AND ORDAINED during a regular meeting of the Lake Placid Town Council held this ____ day of _____, 2017.

TOWN OF LAKE PLACID,
a Florida municipal corporation

By: _____
John M. Holbrook, Mayor

Attest: _____
Eva Cooper Hapeman, Town Clerk

THIS ORDINANCE WAS READ in full or by title on at least two (2) separate days in two (2) Town Council meetings (on the ____ day of February, 2017 and on the ____ day of March, 2017). Notice of the proposed enactment containing the Ordinance title, stating that a copy may be obtained at Town Hall, and stating that adoption and advising that interested parties may appear at the meeting and be heard with respect to the proposed ordinance was published in Highlands Today on the ____ of _____, 2017 and the ____ day of _____, 2017 being at least thirty (30) days prior to adoption.

Eva Cooper Hapeman, Town Clerk

ORDINANCE 2016-727

(Chapter 152 – Language and
Definitions (related to Signs))

ORDINANCE NO. 2016-727

AN ORDINANCE OF THE TOWN OF LAKE PLACID, FLORIDA, AMENDING THE TOWN'S LAND DEVELOPMENT CODE TO IMPLEMENT THE LAKE PLACID REGIONAL PLAN SPECIFIC TO SIGNS; AMENDING CHAPTER 152–LANGUAGE AND DEFINITIONS; AMENDING SECTION 152-4.–DEFINITIONS OF TERMS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town Council of the Town of Lake Placid, Florida desires to amend the Town Code; and

WHEREAS, the Town Council and the Local Planning Agency approved the Report of the Lake Placid Area Growth Management Committee on May 29, 2007; and

WHEREAS, the Town Council adopted the “Town of Lake Placid 2030 Comprehensive Plan” on January 14, 2013, of which Objective 6 was added to the Future Land Use Element which includes policies specific to the Lake Placid Regional Plan; and

WHEREAS, amendments to the Town’s Code are required to implement recommendations from the Growth Management Committee and the policies adopted in the Future Land Use Element of the “Town of Lake Placid 2030 Comprehensive Plan”; and

WHEREAS, amendments to the Town’s Code are provided which remove inconsistencies and update references to Florida Statutes; and

WHEREAS, amendments to the Town’s Code are needed to comply with the U.S. Supreme Court Ruling of Reed vs Town of Gilbert; and

WHEREAS, notice of this proposed Ordinance was published at least thirty (30) days prior to adoption in a newspaper of general circulation in the Town of Lake Placid; and

WHEREAS, the Lake Placid Local Planning Agency held a public hearing on said amendments on:

The ____ day of _____, 2017; and

WHEREAS, two public hearings were held by the Town Council on said Ordinance on:

The ____ day of _____, 2017; and

The ____ day of _____, 2017; and

WHEREAS, it appears in the best interest of the Town of Lake Placid that the Ordinance be adopted.

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF LAKE PLACID, FLORIDA:

SECTION 1. § 152-4. - DEFINITION OF TERMS OF THE TOWN CODE IS AMENDED AND RESTATED TO READ AS SHOWN BELOW. TEXT THAT IS UNDERLINED IS TO BE ADDED. TEXT THAT IS SHOWN IN STRIKEOUT IS TO BE REMOVED. TEXT WITH NO UNDERLINING OR STRIKEOUT IS TRANSFERRING FROM THE SECTION 154-15.-SIGNS. HIGHLIGHTED COMMENTS ARE INCLUDED FOR INFORMATIONAL PURPOSES ONLY.

The illustrations provided in this Section serve as visual examples to generally represent a defined term for general reference purposes only. As general illustrations, they may not be all inclusive, and they do not contain or represent exact or specific requirements.

Sign:

Any writing, pictorial presentation, number, illustration, decoration, or other device including the sign's area, face, and structure, which is used to announce, direct attention to, identify, advertise or otherwise make anything known. The term "sign" shall not be deemed to include the terms "building", "landscaping", or any architectural embellishment of a building not intended to communicate information. ~~object, device, display or structure, or part thereof, situated outdoors or indoors, which is used to advertise, identify, display, direct or attract attention to an object, person, institution, organization, business, product, service, event or location by any means, including words, letters, figures design, symbols, fixtures, colors, illumination or projected images.~~

Comment: Updated for neutrality.

Aggregate sign area: The total available sign area of all sides or portions of a sign.

Comment: New definition to support new term used in these sign regulations.

Animated sign: Any sign using actual motion or the illusion of motion.

Comment: New definition to support existing term used in these sign regulations.

Awning: A roof-like cover made of cloth, canvas or other similar material that projects from the wall of a building for the purpose of shielding a doorway, walkway or window from the elements.

Awning sign: Any building sign attached to an awning.

Balloon display: Any ~~balloon~~ air inflated object, which may be of various shapes, made of flexible fabric and restrained, attached, or ~~including plastic or rubber inflatable objects~~ anchored in place by a cord, rope, cable, or similar method ~~on private property for the purpose of advertisement.~~

Comment: Revised to be more descriptive.

Banner: Any strip of cloth, plastic or other flexible material on which a sign is printed, painted, or otherwise displayed that is intended to be hung or mounted to a structure by cord, rope, cable, or similar method. “Banner” does not include blade signs.



Example Banner

Comment: Revised to distinguish from other types of temporary signs.

Beacon light ~~means any light with one (1) or more beams capable of being directed in any direction or directions, or capable of being revolved automatically, or capable of having any part thereof revolve automatically, or a fixed or flashing high intensity light; search light.~~

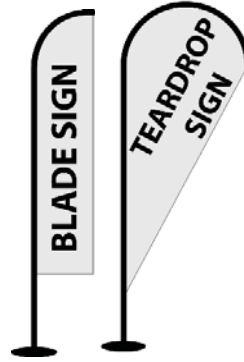
Comment: Deleted. This term is not used within the sign code and is covered by the definition “search light”.

Bench sign: Any sign on a bench which displays advertising or which is intended for the display of advertising and when such benches are to be located on the public way or when such benches are to be located on private property, but the advertising is intended to be viewed from the public way.

Billboard: A permanently constructed sign structure composed of one or more large surfaces for permanent or changeable messages, supported by vertical posts and generally used off-premises. ~~any sign relating in its subject matter to commodities, accommodations, services, activities, or information on premises or lots other than the premises upon which the sign is located.~~

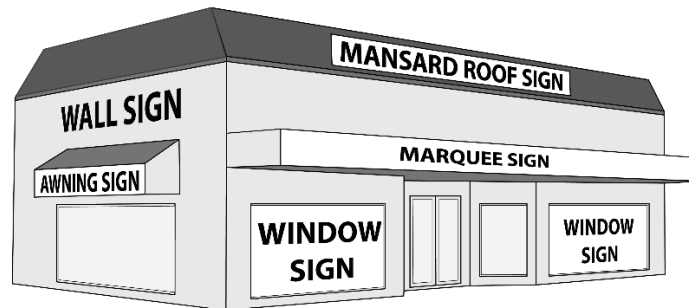
Comment: Revised to update.

Blade sign (aka feather sign, teardrop sign): A temporary sign that is constructed of cloth, canvas, plastic fabric or similar lightweight, non-rigid material and that is supported by a single vertical pole mounted into the ground or on a portable structure.



Example Blade Signs

Building sign: An on-premises a sign displayed upon or attached to any part of the exterior of a building, including walls, windows, doors, canopies, awnings, marquees and roofs.

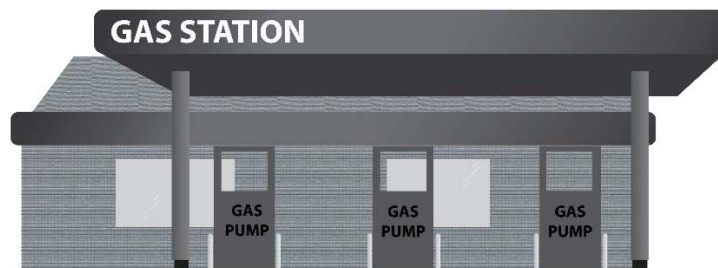


Examples of Building Signs

Bus stop shelter sign: Any sign located on any part of the surface of a bus stop shelter.

Canopy: A permanent roof-like shelter, open on at least three (3) sides, to protect an area from the elements, such as over gasoline pumps.

Canopy sign: Any building sign attached to a canopy.



Example Canopy Sign

Changeable copy sign (*digital automatic*): A sign upon which copy is changed or changes automatically. ~~Examples include electronically or electrically controlled public service time, temperature and date message, message center, or readerboard, or other~~

~~signs upon which different copy changes can be shown on the same lampbank. (Formerly known as readerboard).~~

Comment: For neutrality, deleted specific categorical sign references.

Changeable copy sign (manual): Any sign with copy that can be manually changed, rearranged, or altered without changing face of the sign ~~a sign upon which copy is changed manually.~~ Examples include the following: ~~Readerboards with changeable letters or changeable pictorial panels.~~ (Formerly known as readerboard)



Example Changeable Copy Sign (Manual)

~~**Construction sign** means a sign erected at a building site which identifies the general contractor and the general contractor's contact information, and displays permits issued for the construction project.~~

Comment: The description of a specific sign, having a specific purpose and content, has been removed for content neutrality.

Copy: The linguistic or graphic content of a sign.

Directional sign: Any permanent sign whose sole purpose is to provide direction to pedestrian and vehicular traffic. ~~permanent sign without commercial content, but showing directions to specific locations such as clubhouse, golf course, tennis courts, etc.~~

Double-Face sign: A sign with equal sized back-to-back parallel faces provided that the faces are joined on the same support and separated by not more than two (2) feet.

Comment: New definition to support existing term used in these sign regulations.

Eaves: The lowest horizontal line of a sloping roof or the plane of a flat roof.

~~Electric sign means any sign containing electric writing.~~

Comment: Deleted term; outdated and not used elsewhere in these sign regulations.

Flag: A sign, usually square or rectangular shaped, made of plastic or fabric of any kind and intended to be hung from a flagpole by being tethered along one side.

Flagpole: A freestanding ground mounted structure, or a structure mounted to a building or wall and used for the sole purpose of displaying a flag.

Freestanding sign: ~~is a~~ A sign that is set firmly in or upon the ground surface and is not attached to any building or other structure. Freestanding signs include, but are not limited to, ground-mounted, monument, and pole signs.

Comment: *Revised to update.*

~~Frontage means the length of the property line of any one (1) parcel along a street on which it borders.~~

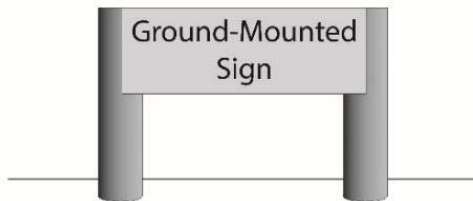
Comment: *Deleted. Already provided in 154-2.*

~~Garage sale sign is any sign advertising garage sales.~~

Comment: *The description of a specific sign, having a specific purpose and content, has been removed for content neutrality.*

Ground sign or ground-mounted sign: A permanent, freestanding sign that is supported by one (1) or more columns, upright poles, or braces extended from the ground or from an object on the ground, or that is erected on the ground, where no part of the sign is attached to any part of a building. Ground sign or ground-mounted sign does not include “pole sign”.

Comment: Added “permanent” and “freestanding” to the definition for greater clarity.



Example Ground-Mounted Sign

Hazardous sign: ~~Is~~ A any sign which constitutes a traffic hazard or a detriment to traffic safety by reason of its size, location, movement, contents, coloring, or methods of illumination, or which obstructs the visibility of any official traffic-control device or which diverts or tends to divert the attention of drivers of moving vehicles from traffic movement on streets, roads, intersections, or access facilities.

~~Holiday decorations are symbols or decorations celebrating accepted holidays and seasons with noncommercial messages.~~

Comment: *Deleted for neutrality.*

~~Identification sign is any sign which indicates the name of the use, owner, activity, business or enterprise, but which does not advertise products, commodities, or services offered, and which is located on the same property which is identified.~~

Comment: *The description of a specific sign, having a specific purpose and content, has been removed for content neutrality.*

Illuminated sign: A sign in which an artificial source of light is used in connection with the display of such sign.

Internal illumination: Illumination of a sign which is affected by an artificial source of light, which is contained within the sign itself.

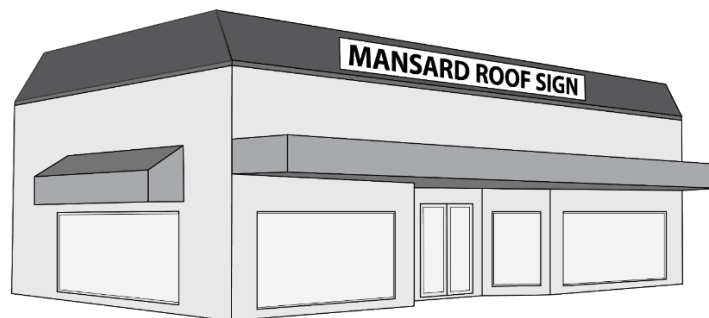
Laser-Light Sign: A sign having a laser light source and/or emitting a laser light.

Comment: Provided to define a listed “Prohibited Sign”.

~~Lot means a parcel of land designated in a recorded deed or in an approved subdivision, which meets the minimum requirements for development as specified in this land development code; or a parcel of land approved for separate and individual development under a development permit issued by the town; or a parcel or contiguous parcels of land occupied by an individual use or coordinated combination of uses, including principal structures and associated accessory structures, yards, open spaces, buffer areas, accessways, parking areas, and loading areas. If, however, the property lines are such as to defeat the purposes of this chapter, a lot may be designated so as to effectuate the purpose of this chapter.~~

Comment: Deleted. Already provided in 152-4 and 154-5.

Mansard roof sign: A sign attached parallel to a mansard roof (a type of roof where all sides slope downwards to the walls, usually with a fairly gentle slope).

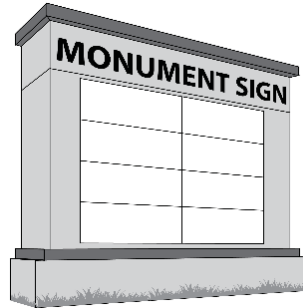


Example Mansard Roof Sign

Marquee: A structure projected from and supported by a building which extends beyond the building line and usually fully or partially covers a sidewalk, porch, public entrance or other pedestrian way.

Marquee sign: Any sign attached to a marquee.

Monument sign: A permanent, freestanding sign, with a solid base, designed with a continuous structural element of approximately the same dimension from the ground to the top of the sign. Monument signs shall be allowed where ground signs and pole signs are allowed.



Example Monument Sign

Comment: New definition provided for existing term.

~~Multiple occupancy complex means a commercial use, or other nonresidential use including a special use district consisting of a parcel of property, or parcel of contiguous properties, including condominium or cooperative units, existing as a unified or coordinated project, with a building or buildings housing more than two (2) occupants. The number of units or business locations shall be counted, rather than the number of businesses which may exist at a unit or business location.~~

Comment: Deleted. Term not used in the sign code.

~~**Murals:** Original, painted, art forms on walls or similar building areas devoid of commercial messages.~~

~~**Neon sign:** Any sign which is formed by luminous or gaseous tubes in any configuration, and such tubes are visible.~~

~~**Nonconforming sign:** A sign lawfully existing at the date it was erected, but could not be erected under the terms of this chapter, or as it may be amended.~~

~~**Off-premises sign:** Any sign relating to an activity or place not on the premises on which the sign is located. A sign bearing a non-commercial message is deemed to be on-premises. upon which advertising matter may be placed or upon which posters may be posted or otherwise secured to the face thereof, advertising goods, services or other things not sold or available upon the premises upon which sign is located.~~

Comment: Revised to update for neutrality.

~~**On-premises sign:** Any sign relating to an activity or place on the same premises on which the sign is located. upon which advertising matter may be placed or upon which posters may be posted or otherwise secured to the face thereof, advertising goods, services or other things rendered on the immediate premises where the sign is located.~~

Comment: Revised to update for neutrality.

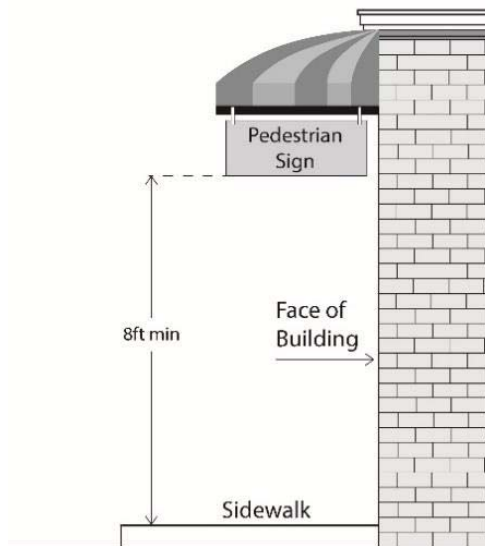
~~**Parasite sign:** Any sign attached to another sign, for which no permit has been issued.~~

Comment: New definition to support new term used in these sign regulations.

~~Parcel means a piece of land under either one (1) ownership; or under one (1) use; or a platted lot; or the land under one (1) development order or site plan; or a development using a common parking lot or a common building (such as a shopping center or strip mall).~~

Comment: Deleted. Term already provided in 152-4.

Pedestrian sign: A sign painted on or attached to the underside of a canopy, awning or marquee. Pedestrian signs shall have a minimum eight (8) feet of clearance between the bottom of the sign and the sidewalk.



Example Pedestrian Sign

Comment: Term added for purposes of furthering existing code standards within the Traditional Sign District, Sec. 154-15.14.

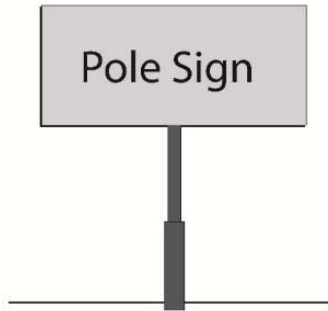
Permanent sign: A sign designed and constructed to be attached to a building or structure, or to the ground, in a manner and intended for more than short-term use that precludes ready removal or movement of the sign, and whose intended use appears to be indefinite.

Comment: Revised for greater clarity.

~~Planned unit development (PUD) is an area of a minimum contiguous size, as specified by ordinance, to be planned, developed, operated and maintained as a single entity and containing one (1) or more residential clusters or planned unit residential developments, and one (1) or more public, quasi-public, commercial, or industrial areas in such ranges or ratios of nonresidential uses to residential uses as specified in the ordinance.~~

Comment: Deleted. Term not used in sign code.

Pole sign: A permanent, freestanding sign, other than a ground or monument sign, which is mounted on a free standing pole or poles embedded in the ground.

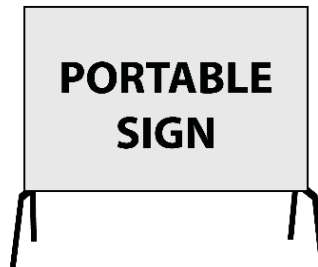


Example Freestanding Pole Sign

~~Political sign is any sign erected for or against a candidate for city, county, state and federal office, and any sign for or against a ballot issue.~~

Comment: The description of a specific sign, having a specific purpose and content, has been removed for content neutrality.

Portable sign: Any sign which is manifestly designed to be transported by trailer or on its own wheels, including any such sign even though the wheels may be removed and the remaining chassis or support structure converted to an A or T-frame sign and attached temporarily or permanently to the ground. Any sign designed, used or intended for use on a bicycle or other human-powered vehicle while located upon a bicycle path.



Example of Portable Sign
(may also be on wheels)

Projected sign: Any sign which is affixed to any building wall or structure and extends no more than twelve (12) inches horizontally from the plane of the building wall.

~~Public access area means a street or road right-of-way, bicycle path, beach, beach access, public access easement or waterway.~~

Comment: Deleted. Term not used in sign code.

~~Publicly owned areas mean any property owned or under the control of a public body, including, but not limited to, a street or road right-of-way, bicycle path, beach, beach access, waterway, or public access area.~~

Comment: Deleted. Term not used in sign code.

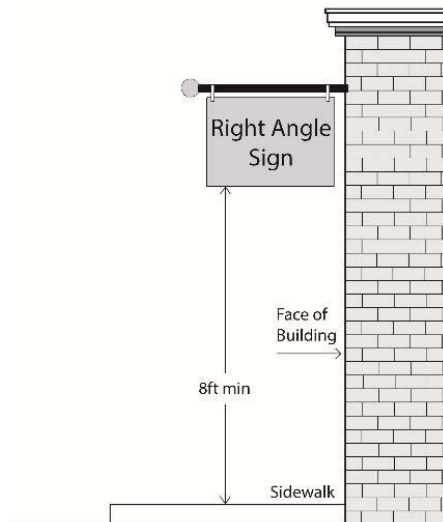
~~Readerboard signs means a changeable copy sign whether automatic or manual.~~

~~*Comment: Deleted. Now referred to as “Changeable Copy (Automatic)” and “Changeable Copy (Manual)” signs.*~~

~~Real estate sign means a temporary sign which is used to offer for sale, lease, or rental of the parcel upon which such sign is erected. For purposes of this chapter, an open house or a model home sign shall be considered a real estate sign.~~

~~*Comment: The description of a specific sign, having a specific purpose and content, has been removed for content neutrality.*~~

Right Angle Sign: A sign which extends, at a ninety degree (90°) angle, no more than five (5) feet from the building wall, or one-half (½) the width of the sidewalk, whichever is less. Right angle signs shall have a minimum eight (8) feet of clearance between the bottom of the sign and the sidewalk.



Example of Right Angle Sign

~~Right of way means all of state, county, or town roads, alleyways or easements.~~

~~*Comment: Deleted. Term already provided in 152-4.*~~

Roof line: The horizontal line which is the highest part of a roof.

Roof sign: Any sign erected or constructed and maintained above the eaves and under the roof line of any building.

~~Roof top sign means a sign placed above the roof line of a building.~~

~~*Comment: Deleted. This sign is not allowed and therefore does not need to be defined.*~~

Sandwich Board sign: A freestanding, self-supporting, temporary sign joined at the top to form an inverted “V” with up to two sign faces with each sign face totaling not more

than 12 square feet, and each sign face not more than 4 feet tall or 3 feet wide.



Example Sandwich Board Sign

Comment: Added “freestanding”, “self-supporting”, and “temporary” to the definition for greater clarity.

Scroll: A mode of message transition on a changeable copy (automatic) sign where the message appears to move vertically or horizontally across the display surface.

Searchlight: Any apparatus designed to project a beam of light for the purpose of advertisement during hours of darkness.

~~Service club sign is any logo sign for a nationally recognized service organization. The logo is to be counted as part of permitted sign as to height and size.~~

Comment: *The description of a specific sign, having a specific purpose and content, has been removed for content neutrality.*

Sign face (sign plane): The part of a sign that is or may be used for copy.

Sign face area (sign plane area): The area of any regular geometric shape (square, rectangle, parallelogram, triangle, circle, or semicircle) which contains the entire surface area of a sign upon which copy may be placed.

Sign structure: Any construction used or designed to support a sign, including all supports, braces, guys and anchors, electrical parts, wires and lighting fixtures, and all painted and display areas attached to or placed around the sign structure.

Comment: *New definition to support new term used in these sign regulations.*

Snipe sign: Any sign, made of any material, when such sign is tacked, nailed, posted, pasted, glued or otherwise attached to trees, or light, electric or telephone poles, fences, sticks or other objects, ~~including attachment to permanent accessory signs or sign structures.~~

Comment: *The deleted text describes a “parasite sign”, for which a new definition for that term has been provided.*

~~Statutory sign means signs required by a law of the county, the state, the United States Government or the town.~~

~~*Comment: Deleted. Term not used in sign code.*~~

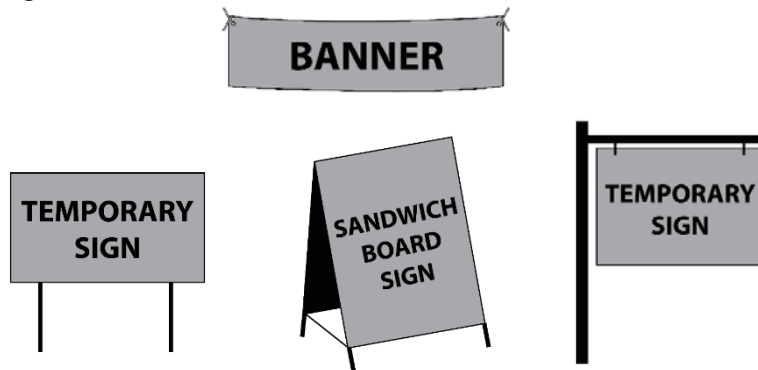
~~Street means a public or private right of way for vehicular traffic, including highways, thoroughfares, lanes, roads, ways and boulevards.~~

~~*Comment: Deleted. Definition already exists in 152-4 and 154-5.*~~

Tablet sign: A sign located on the permanent part of a building which denotes nameplates, the name of the building, date of construction, historical significance, dedication or other information.

Comment: New definition to support new term used in these sign regulations.

Temporary sign: Any sign designed, constructed, and intended to be used on a limited-term basis, and which is not permanently installed. A permanent sign with periodic changes to the message shall not be considered a temporary sign. any mobile or portable sign or sign structure not securely attached to the ground or to any other structure. This definition shall include, but is not limited to, such signs as banner signs, yard signs, and sandwich board signs.



Examples of Temporary Signs

Comment: Revised to support the use of this term in these sign regulations

~~**Trailer sign:** Is a~~Any sign mounted on a vehicle normally licensed by the state as a trailer and used for advertising or promotional purposes.

Travel: A mode of message transition on a changeable copy (automatic) sign where the message appears to move horizontally across the display surface.

~~Uniform traffic control sign means a sign which is in accordance with the Federal Highway Administration's Manual on Uniform Traffic Control Devices.~~

~~*Comment: Deleted. Term not used in sign code.*~~

Unsafe sign: Any sign that is not secure, in danger of falling or blown about, or otherwise unsafe in the opinion of the building official or town designee.

Vehicle sign: ~~Is a~~Any vehicle with commercial signage utilized in a fashion that simulates an actual freestanding sign, and not being used for transportation.

Wind Sign: Any sign or display including but not limited to balloons, inflatable devices, and rotating devices, fastened in such a manner to move upon being subjected to pressure by air, wind, or a breeze.

Comment: *Provided to define a listed "Prohibited Sign".*

~~Warning sign means a sign containing no advertising material, warning the public of the existence of danger, advising persons of conditions upon the premises, or warning persons to keep off the premises. Examples include, without limitation, dangerous condition signs, chemical advisories, premises security signs, "bad dog" signs, no trespassing signs, no solicitors signs, no parking signs, keep off grass signs, and the similar sign.~~

Comment: *Deleted. This term is not used in sign code.*

SECTION 2. SEVERABILITY. The divisions, sections, subsections, paragraphs, sentences, clauses and phrases of this Ordinance are severable, and if any phrase, clause, sentence, paragraph, subsection, section, or divisions of this Ordinance shall be declared invalid, unconstitutional or unenforceable by the valid judgment or decree of a court of competent jurisdiction, such invalidity, unconstitutionality or unenforceability shall not affect any of the remaining phrases, clauses, sentences, paragraphs, subsections, sections, and divisions of this Ordinance.

SECTION 3. INCLUSION IN THE CODE. When the text of this Ordinance is published for inclusion in the Lake Placid, Florida Code of Ordinances, the text marked for deletion by strike-through text shall be deleted and the additions appearing as underlined, double underlined, or highlighted shall be amended so that the text of the Code shall be as amended rather than in the legislative format used in this Ordinance to highlight the changes being made.

SECTION 4. CODE REVISIONS. It is the intention of the Town Council that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the Town; and that sections of this Ordinance may be renumbered or relettered and the word "ordinance" may be changed to "chapter", "section", "article", or such other appropriate word or phrase in order to accomplish such intentions; and regardless of whether such inclusion in the Code is accomplished, sections of this Ordinance may be renumbered or relettered and the correction of typographical and/or scrivener's errors which do not affect the intent may be authorized by the Town Administrator or his or her designee, without need of public hearing, by filing a corrected or recodified copy of same with the Town Clerk.

SECTION 5. CONFLICT. Any ordinance or part thereof in conflict with this Ordinance or any part hereof is hereby repealed to the extent of the conflict.

SECTION 6. EFFECTIVE DATE. This Ordinance shall become effective on _____, 2017.

ADOPTED AND ORDAINED during a regular meeting of the Lake Placid Town Council held this ____ day of _____, 2017.

TOWN OF LAKE PLACID,
a Florida municipal corporation

By: _____
John M. Holbrook, Mayor

Attest: _____
Eva Cooper Hapeman, Town Clerk

THIS ORDINANCE WAS READ in full or by title on at least two (2) separate days in two (2) Town Council meetings (on the ____ day of February, 2017 and on the ____ day of March, 2017). Notice of the proposed enactment containing the Ordinance title, stating that a copy may be obtained at Town Hall, and stating that adoption and advising that interested parties may appear at the meeting and be heard with respect to the proposed ordinance was published in Highlands Today on the ____ of _____, 2017 and the ____ day of _____, 2017 being at least thirty (30) days prior to adoption.

Eva Cooper Hapeman, Town Clerk