



**CITY OF OVIEDO FLORIDA**  
**400 ALEXANDRIA BLVD, OVIEDO, FL 32765**  
**COUNCIL AGENDA REGULAR SESSION**  
**MONDAY, APRIL 21, 2025**  
**CITY HALL 6:30 PM**

9. Ordinance No. 1756, Amendments to Land Development Code Article XIV Signs, Section 14.10 Temporary Signs

Pursuant to Section 286.0105, Florida Statutes, any person desiring to appeal any decision made by the City Council, with respect to any matter considered at any meeting or hearing, will need a record of the proceedings and may need to ensure that a verbatim record of the processing is made which includes the testimony and evidence upon which the appeal is to be based. This record is not provided by the City of Oviedo.

All services, programs and activities of the City of Oviedo are offered and solicited without regard to race, color, national origin, age sex, religion, disability or family status. For information regarding the City's Title VI nondiscrimination policy, plan and procedures please visit [www.cityofoviedo.net](http://www.cityofoviedo.net).

In accordance with the Americans with Disabilities Act, persons with disabilities needing assistance to participate in any of these proceedings should contact the City Clerk at 407-971-5500 at least 48 hours in advance of the meeting.

## Agenda Memorandum

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**To:** Honorable Mayor and City Council Members  
**Prepared By:** Debra Pierre, Deputy Development Services Director  
**From:** Bryan Cobb, City Manager  
**Date:** April 21, 2025  
**Subject:** **Ordinance No. 1756**, Amendments to Land Development Code Article XIV Signs, Section 14.10 Temporary Signs

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**Procedure:** Call Up Item  
Presiding Officer Asks Attorney to Read Ordinance by Title Only  
City Manager Background  
Council Motion to Schedule Public Hearing on Monday, May 5, 2025  
Council Action

**Introduction:** This is a request for the City Council to adopt amendments to Land Development Code Article XIV Signs, Section 14.10, Temporary Signs.

**Discussion:** Land Development Code (LDC) Section 14.10 addresses temporary signs, which includes campaign signs. Campaign signage has been a recurring topic of discussion during election cycles, prompting City Council to review existing regulations. On February 24, 2025, City Council held a work session to evaluate the current regulations governing campaign signs. Following the discussion, Council directed staff to propose amendments to LDC Section 14.10 to address concerns raised during the discussion. These revisions aim to clarify regulations concerning free speech and campaign signs and allow campaign signs in the right-of-way adjacent to polling locations.

City Council conducted two (2) meetings on February 3, 2025 and February 24, 2025 to discuss proposed amendments to the Code of Ordinance Section 30-3 and Land Development Code Section 14.10 regarding campaign signs. City Council directed the Staff to make the following changes to Land Development Code Section 14.10 Temporary Signs. *Italicized* language represents Staff's explanation. Additions are shown in underline. Deletions are shown in ~~strike-through~~.

1. *LDC Table 14.10.1, Temporary Sign Permitted Durations, provides summaries of the time periods for which temporary signs may be placed on private property. However, the subsequent sections addressing the individual temporary sign types contained more detailed information which is not included in the table. Staff was concerned about interpretative questions especially regarding which takes precedence, the table or the subsequent sections. Therefore, LDC Table 14.10.1 was revised to add language addressing any interpretive issues between the table and the subsequent sections addressing temporary signs.*

<b>TABLE 14.10.1 TEMPORARY SIGN PERMITTED DURATIONS</b>	
<b>Sign Type</b>	<b>Permitted Duration</b>
New Occupancy, New Use (B)	45 Days <u>or until installation of the allowable freestanding or wall sign, whichever occurs first.</u>
Grand Opening (B)(2)	45 Days <u>in conjunction with a grand opening. The grand opening sign may only be used in the event that the business engaged in the new occupancy has paid all local business taxes that are due to the City, as determined by the City, and only once upon the initial payment of the local business tax and, then, only within the period of sixty (60) days immediately following the date that the local business tax was initially paid.</u>
Temporary Sales Event (C)	17 Consecutive Days, once per quarter.
Attention Getting Devices (D)	17 Consecutive Days, once per quarter.
Residential Event (E)	17 Consecutive Days, once per quarter.
Real Estate (Individual Premise) (G)(1)	<u>Shall be removed 15 days following closure of sale or lease of the property.</u>
Real Estate (Subdivision) (G)(2)	<u>Shall be removed 15 days following closure of sale or lease of the property.</u>
Free Speech Signs (H)	Shall be removed within 5 days after the event or election has taken place.
Construction Signs (I)	May not be erected more than 60 days before the beginning of construction <u>or site work and shall be removed prior to issuance of a Certificate of Occupancy.</u>
A-Frame Signs (J)	During operational business hours.
<u>Campaign Signs (K)</u>	<u>Campaign signs on private property shall be temporary and shall be removed within 5 days after the election has taken place.</u>

2. As defined in LDC Article XVIII, a **Campaign Sign** refers to “A sign which concerns an election” while a **Free Speech Sign** is defined as “A sign implementing and protecting by action of a person’s First Amendment right to free speech in order to express any lawful non-commercial message.” Previously, LDC Section 14.10(H) grouped campaign signs under the same regulations as free speech signs. However, given that the LDC provides distinct definitions for these two (2) types of signage, an amendment is recommended to ensure regulatory clarity and consistency. To align with these distinctions, LDC Section 14.10(H) is amended to remove campaign signs from the provisions governing free speech signs. This revision enhances the precision of the Code, ensuring that campaign signs are regulated separately in accordance with their specific purpose and function.

**(H) Free Speech Signs.**

(1) Free speech signs shall not contain any commercial message that directs attention to a business operated for profit, or to a commodity or service for sale. Free speech signs which advertise an event, including but not limited to, a residential event, homeowner's association event, ~~or a political campaign~~ shall be temporary and removed within five (5) days after the event has taken place.

(1) All free speech signs shall be located on private property and shall not be located on ~~public property or the public right-of-way~~; provided, however, notwithstanding the provision of Subsection 14.36(B)(43) and (5), that persons supporting candidates non-commercial or issues may carry and display free speech signs on public sidewalks consistent with the public safety.

(2) The erection and removal of all free speech signs shall be the joint responsibility of the owner of the property upon which the sign is placed, or the owner of such sign, ~~and the candidate for whom such sign was placed.~~

(3) Free speech signs shall comply with the following standards:

<b>Table 14.10.8: Free Speech Signs Standards</b>			
Use Type	Maximum Area (sq. ft.)	Maximum Height (ft.)	Minimum Setbacks (ft.)
Residential uses in any permissible zoning district	6	4	Front: 2 Side: 5
Non-residential uses and multifamily in any permissible zoning district	6	5	Front: 2 Side: 5
	>6 up to 32	8	Front: 10 Side: 25

(4) Free speech signs with a sign area of six (6) square feet or less shall not require the issuance of a sign permit by the City.

(5) Free speech signs which do not advertise for an event shall not be subject to any time limitations. Free speech signs shall not contain any commercial message that directs attention to a business operated for profit, or to a commodity or service for sale.

*(I) To ensure appropriate regulation of Campaign Signs, a new subsection is created within LDC Section 14.10, separating Campaign Signs from Free Speech Signs. The revision establishes clear regulations for the placement of campaign signs on private property. Additionally, the proposed language also allows for the placement of campaign signs in the public right-of-way at designated polling places in accordance with the City's Code of Ordinances, Section 30-3. This revision seeks to balance the need for organized placement of signs while allowing civic engagement.*

**(K) Campaign Signs**

- (1) Except for campaign signs located on City-owned property used as a polling location in accordance with City of Oviedo Code of Ordinances, Section 30-3, Campaign signs shall be located on private property and shall not be located on public right-of-way; provided, however, notwithstanding the provisions of Subsections 14.6(B)(3) and (5), that persons supporting campaigns may carry and display campaign signs on public sidewalks in such a manner that does not obstruct others from using the sidewalk or endanger any person or property using the sidewalk and may be located within the public right-of-way at the designated polling places in accordance with the City Code of Ordinances, Section 30-3. At no time are campaign signs allowed to be placed on any public sidewalk.
- (2) Campaign signs on private property shall be removed within five (5) days after the election has taken place.
- (3) The erection or removal of a campaign sign shall be the joint responsibility of the owner of the property upon which the sign is placed, the owner of the sign, and the campaign for which the sign was placed.
- (4) Campaign signs with a sign area of six (6) square feet or less shall not require the issuance of a sign permit by the City.
- (5) Campaign signs shall comply with the following standards:

<b>TABLE 14.10.11: CAMPAIGN SIGN STANDARDS</b>			
<u>Use Type</u>	<u>Maximum Area (sq. ft.)</u>	<u>Maximum Height (ft.)</u>	<u>Minimum Setbacks (ft.)</u>
<u>Residential uses in any permissible zoning district</u>	<u>6</u>	<u>4</u>	<u>Front: 2 Side: 5</u>
<u>Non-residential uses and multifamily in any permissible zoning district</u>	<u>≤6</u>	<u>5</u>	<u>Front: 2 Side: 5</u>
	<u>&gt;6 up to 32</u>	<u>8</u>	<u>Front: 10 Side: 25</u>

The City Attorney reviewed the proposed amendments to LDC Section 14.10 and recommends approval. Staff recommends approval of Ordinance No. 1756. The Local Planning Agency conducted a public hearing on Ordinance No. 1756 and thereat, recommended adoption.

**Budget Impact:** There is no budget impact with the adoption of Ordinance No. 1756.

**Strategic Impact:** The proposed amendments are consistent with the goal, objectives and strategies of the High-Performance Governance Strategic Focus Area.

Honorable Mayor and City Council Members

April 21, 2025

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**Business Impact Estimate:** A Business Impact Estimate is provided in Attachment 1

**Recommendation:** It is recommended that City Council read Ordinance No. 1756 by title only, conduct a public hearing, and schedule a 2nd Public Hearing for Monday, May 5, 2025.

Attachment(s):        1. Business Impact Estimate

## ATTACHMENT 1



### **City of Oviedo Business Impact Estimate Form**

This Business Impact Estimate Form is provided to document compliance with and exemption from the requirements of Sec. 166.041(4), Fla. Stat. If one or more boxes are checked below under “Applicable Exemptions”, this indicates that the City of Oviedo has determined that Sec. 166.041(4), Fla. Stat., does not apply to the proposed ordinance and that a business impact estimate is not required by law. If no exemption is identified, a business impact estimate required by Sec. 166.041(4), Fla. Stat. will be provided in the “Business Impact Estimate” section the City of Oviedo may nevertheless choose to provide information concerning the proposed ordinance in the “Business Impact Estimate” section below. This Business Impact Estimate Form may be revised following its initial posting.

#### **Proposed ordinance’s title/reference:**

##### **ORDINANCE NO. 1756**

**AN ORDINANCE OF THE CITY OF OVIEDO, FLORIDA, AMENDING  
THE LAND DEVELOPMENT CODE OF THE CITY OF OVIEDO,  
SPECIFICALLY ARTICLE XIV SIGNS, SECTION 14.10 TEMPORARY  
SIGNS; PROVIDING FOR CONFLICTS, SEVERABILITY;  
CODIFICATION AS WELL AS THE CORRECTION OF SCRIVENER'S  
ERRORS; AND AN EFFECTIVE DATE**

#### **Applicable Exemptions:**

The proposed ordinance is required for compliance with Federal or State law or regulation;

- ☐ The proposed ordinance relates to the issuance or refinancing of debt;
- ☐ The proposed ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;

- ☐ The proposed ordinance is required to implement a contract or an agreement, including, but not limited to, any Federal, State, local, or private grant, or other financial assistance accepted by the municipal government;
- ☐ The proposed ordinance is an emergency ordinance;
- ☐ The ordinance relates to procurement; or
- ☐ The proposed ordinance is enacted to implement the following:
  - ☐ Part II of Chapter 163, Florida Statutes, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements, and development permits;
  - ☐ Sections 190.005 and 190.046, Florida Statutes, regarding community development districts;
  - ☐ Section 553.73, Florida Statutes, relating to the Florida Building Code; or
  - ☐ Section 633.202, Florida Statutes, relating to the Florida Fire Prevention Code.

**Business Impact Estimate:**

**The City of Oviedo hereby publishes the following information:**

- 1. A summary of the proposed ordinance (must include a statement of the public purpose, such as serving the public health, safety, morals and welfare):**

The proposed Ordinance amends the City of Oviedo Land Development Code to address the allowance of, and the restrictions upon, the placement of political campaign signs in the City and, in particular, the location of political campaign signs on City-owned property.

- 2. An estimate of the direct economic impact of the proposed ordinance on private, for-profit businesses in the municipality, including the following, if any:**

- (a) An estimate of direct compliance costs that businesses may reasonably incur if the ordinance is enacted:**

There will be no direct compliance costs that businesses in the City of Oviedo will incur If this Ordinance is enacted.



**(b) Identification of any new charge or fee on businesses subject to the proposed ordinance, or for which businesses will be financially responsible:**

There will be no new charges or fees that businesses which are subject to this Ordinance will incur or be financially responsible for if this Ordinance is enacted.

**(c) An estimate of the municipality's regulatory costs, including an estimate of revenues from any new charges or fees that will be imposed on businesses to cover such costs:**

There will be no new or increased regulatory costs that the City will incur if this Ordinance is enacted.

**3. A good faith estimate of the number of businesses likely to be impacted by the ordinance:**

No businesses will likely be impacted if this Ordinance is enacted.

**4. Additional information the governing body determines may be useful (if any):**

No additional useful information is available to be provided.

**Note:** *The City's provision of information in the Business Impact Estimate section above, notwithstanding an applicable exemption, shall not constitute a waiver of the exemption or an admission that a business impact estimate is required by law for the proposed ordinance. The City's failure to check one or more exemptions below shall not constitute a waiver of the omitted exemption or an admission that the omitted exemption does not apply to the proposed ordinance under Sec. 166.041(4), Fla. Stat., Sec. 166.0411, Fla. Stat., or any other relevant provision of law.*

**ORDINANCE NO. 1756**

**AN ORDINANCE OF THE CITY OF OVIEDO, FLORIDA, AMENDING *THE LAND DEVELOPMENT CODE OF THE CITY OF OVIEDO*, SPECIFICALLY ARTICLE XIV SIGNS, SECTION 14.10 TEMPORARY SIGNS; IMPLEMENTING ADMINISTRATIVE ACTIONS; PROVIDING FOR SAVINGS; PROVIDING FOR SAVINGS; PROVIDING FOR CONFLICTS, SEVERABILITY; CODIFICATION AS WELL AS THE CORRECTION OF SCRIVENER'S ERRORS; AND AN EFFECTIVE DATE**

**WHEREAS**, the City Council of the City of Oviedo (the "City Council") amended its Land Development Code ("LDC") in its entirety via Ordinance No. 1752 on November 18, 2024; and

**WHEREAS**, the City Council of the City of Oviedo, Florida, deems it necessary to amend the *Land Development Code of the City of Oviedo, Florida* to clarify requirements relating to temporary signs; and

**WHEREAS**, the City Council of the City of Oviedo, Florida, deems it necessary to amend the *Land Development Code of the City of Oviedo, Florida* to address campaign signs individually and other issues involving temporary signs; and

**WHEREAS**, the provisions of this Ordinance are consistent with the goals, objectives and policies of the *Comprehensive Plan of the City of Oviedo* and other controlling law; and

**WHEREAS**, this Ordinance is an exercise of the City of Oviedo's powers as a municipality under the provisions of Article VIII, Section 2 of the *Constitution of the State of Florida*; Chapter 163, *Florida Statutes*; Chapter 166, *Florida Statutes*, and other applicable law; and

**WHEREAS**, the City Council of the City of Oviedo, Florida has taken all actions in accordance with the requirements and procedures mandated by State law; and

**WHEREAS**, for purposes of this Ordinance, underlined type shall constitute additions to the original text, \*\*\* shall constitute ellipses to the original text and ~~strikethrough~~ shall constitute deletions to the original text.

**NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF OVIEDO, FLORIDA, AS FOLLOWS**

**SECTION 1. Legislative Findings and Intent.**

(a) The City staff report and City Council agenda memorandum relating to this Ordinance are incorporated into the provisions of this Ordinance, as if fully set forth herein.

(b) The City of Oviedo has complied with all requirements and procedures of controlling Florida law in processing and advertising this Ordinance.

(c) The foregoing recitals (whereas clauses) are hereby adopted as the legislative findings of the City Council of the City of Oviedo and incorporated into this Ordinance as if set forth *in haec verba*.

**SECTION 2.** The Land Development Code Article XIV, Section 14.10 Temporary Signs is amended as follows:

(A) Table 14.10.1 – TEMPORARY SIGN PERMITTED DURATIONS is deleted and replaced with the following table:

<b>TABLE 14.10.1 TEMPORARY SIGN PERMITTED DURATIONS</b>	
<b>Sign Type</b>	<b>Permitted Duration</b>
New Occupancy, New Use (B)	45 Days or until installation of the allowable freestanding or wall sign, whichever occurs first.
Grand Opening (B)(2)	45 Days in conjunction with a grand opening. The grand opening sign may only be used in the event that the business engaged in the new occupancy has paid all local business taxes that are due to the City, as determined by the City, and only once upon the initial payment of the local business tax and, then, only within the period of sixty (60) days immediately following the date that the local business tax was initially paid.
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Attention Getting Devices (D)	17 Consecutive Days, once per quarter.
Residential Event (E)	17 Consecutive Days, once per quarter.
Real Estate (Individual Premise) (G)(1)	Shall be removed 15 days following closure of sale or lease of the property.
Real Estate (Subdivision) (G)(2)	Shall be removed 15 days following closure of sale or lease of the property.
Free Speech Signs (H)	Shall be removed within 5 days after the event or election has taken place.
Construction Signs (I)	May not be erected more than 60 days before the beginning of construction or site work and shall be removed prior to issuance of a Certificate of Occupancy.
A-Frame Signs (J)	During operational business hours.

<b>TABLE 14.10.1 TEMPORARY SIGN PERMITTED DURATIONS</b>	
<b>Sign Type</b>	<b>Permitted Duration</b>
Campaign Signs (K)	Campaign signs on private property shall be temporary and shall be removed within 5 days after the election has taken place.

(B) Section 14.10(H) Free Speech Signs is amended as follows:

- (1) Free speech signs shall not contain any commercial message that directs attention to a business operated for profit, or to a commodity or service for sale. Free speech signs which advertise an event, including but not limited to, a residential event, homeowner's association event, ~~or a political campaign~~ shall be temporary and removed within five (5) days after the event has taken place.
- (2) All free speech signs shall be located on private property and shall not be located on public right-of-way; provided, however, notwithstanding the provision of Subsection 14.36(B)(43) and (5), that persons supporting ~~candidates~~ non-commercial ~~or~~ issues may carry and display free speech signs on public sidewalks consistent with the public safety.
- (3) The erection and removal of all free speech signs shall be the joint responsibility of the owner of the property upon which the sign is placed, or the owner of such sign; ~~and the candidate for whom such sign was placed.~~
- (4) Free speech signs shall comply with the following standards:

(C) Table 14.10.8: FREE SPEECH SIGNS STANDARDS is deleted and replaced with the following table:

<b>TABLE 14.10.8: FREE SPEECH SIGNS STANDARDS</b>			
Use Type	Maximum Area (sq. ft.)	Maximum Height (ft.)	Minimum Setbacks (ft.)
Residential uses in any permissible zoning district	6	4	Front: 2 Side: 5
Non-residential uses and multifamily in any permissible zoning district	6	5	Front: 2 Side: 5
	>6 up to 32	8	Front: 10 Side: 25

(D) A new Section 14.10(K) - Campaign Signs is added as follows:

**(K) Campaign Signs**

- (1) Except for campaign signs located on City-owned property used as a polling location in accordance with City of Oviedo Code of Ordinances, Section 30-3, Campaign signs shall be located on private property and shall not be located on public right-of-way; provided, however, notwithstanding the provisions of Subsections 14.6(B)(3) and (5), that persons supporting campaigns may carry and display campaign signs on public sidewalks in such a manner that does not obstruct others from using the sidewalk or endanger any person or property using the sidewalk and may be located within the public right-of-way at the designated polling places in accordance with the City Code of Ordinances, Section 30-3. At no time are campaign signs allowed to be placed on any public sidewalk.
- (2) Campaign signs on private property shall be removed within five (5) days after the election has taken place.
- (3) The erection or removal of a campaign sign shall be the joint responsibility of the owner of the property upon which the sign is placed, the owner of the sign, and the campaign for which the sign was placed.
- (4) Campaign signs with a sign area of six (6) square feet or less shall not require the issuance of a sign permit by the City.
- (5) Campaign signs shall comply with the following standards:

<b><u>TABLE 14.10.11: CAMPAIGN SIGN STANDARDS</u></b>			
<u>Use Type</u>	<u>Maximum Area (sq. ft.)</u>	<u>Maximum Height (ft.)</u>	<u>Minimum Setbacks (ft.)</u>
<u>Residential uses in any permissible zoning district</u>	<u>6</u>	<u>4</u>	<u>Front: 2 Side: 5</u>
<u>Non-residential uses and multifamily in any permissible zoning district</u>	<u>≤6</u>	<u>5</u>	<u>Front: 2 Side: 5</u>
	<u>&gt;6 up to 32</u>	<u>8</u>	<u>Front: 10 Side: 25</u>

**SECTION 3.** Implementing Administrative Actions. The City Manager is hereby authorized and directed to take such actions as he may deem necessary and appropriate in order to implement the provisions of this Resolution. The City Manager may, as deemed appropriate, necessary and convenient, delegate the powers of implementation as herein set forth to such City employees as deemed effectual and prudent.

**SECTION 4.** Savings. The prior actions and activities of the City of Oviedo relating to the comprehensive planning and regulatory programs and actions of the City are hereby ratified and affirmed.

**SECTION 5.** Codification; Scrivener's Errors.

(A). Section 2 of this Ordinance shall be codified into the Land Development Code and all other sections shall not be codified.

(B). The sections, divisions and provisions of this Ordinance may be renumbered or re-lettered as deemed appropriate by the Code codifier.

(C). Typographical errors and other matters of a similar nature that do not affect the intent of this Ordinance, as determined by the City Clerk and City Attorney, may be corrected with the endorsement of the City Manager, or designee, without the need for a public hearing.

**SECTION 6.** Conflicts. All ordinances or part of ordinances in conflict with this Ordinance are hereby repealed; provided, however, that any code or ordinance that provides for an alternative process to effectuate the general purposes of this Ordinance shall not be deemed a conflicting code or ordinance.

**SECTION 7.** Severability. If any section, sentence, phrase, word, or portion of this Ordinance is determined to be invalid, unlawful or unconstitutional, said determination shall not be held to invalidate or impair the validity, force or effect of any other section, sentence, phrase, word, or portion of this Ordinance not otherwise determined to be invalid, unlawful, or unconstitutional.

**SECTION 8.** Effective Date. This Ordinance shall become effective immediately upon adoption.

**FIRST READING:** April 21, 2025

**SECOND READING:** May 5, 2025

**PASSED AND ADOPTED on this 5<sup>th</sup> day of May, 2025.**

**ATTEST:**

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**MEGAN SLADEK**  
**MAYOR of the City of Oviedo, Florida**

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**ELIANNE RIVERA**  
**CITY CLERK**