

CITY OF MARGATE, FLORIDA

ORDINANCE NO. _____

AN ORDINANCE OF THE CODE OF THE CITY OF MARGATE, FLORIDA, AMENDING APPENDIX-A ZONING; ARTICLE XXXIX SIGN CODE, SECTION 39.2 DEFINITIONS; ARTICLE XXXIX SIGN CODE, SECTION 39.7 TEMPORARY SIGNS; ARTICLE XXXIX SIGN CODE; PROVIDING FOR FEATHER BANNER SIGNS AND INFLATABLE SIGNS; PROVIDING FOR MINIMUM STANDARDS; PROVIDING FOR REPEAL; PROVIDING FOR EXCEPTIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

SECTION 1: The Code of the City of Margate, Florida, Appendix-A Zoning, Article XXXIX Sign Code Section 39.2 Definitions is hereby amended to read as follows¹:

. . .

Feather banner sign: A temporary lightweight sign comprised of partial metal or plastic frame, pole, and/or base to which a vinyl, nylon, canvas or polyester fabric sign face is attached. Depending on the shape and type of movement, such signs may also be called a "flutter," "tear drop," "flying," "wing," "bow," "rectangular" banner, etc.

. . .

Inflatable sign: A temporary sign, including balloons, larger than twenty-four inches in diameter or height, which is structurally supported through the use of air, helium or other gas to provide structural support, including signs which contain air, helium or other gas in a sealed container or structure and signs which utilize a fan or blower to push air into or through the sign material.

. . .

¹CODING: Words in ~~struck through~~ text are deletions from existing text, words in underscored text are additions to existing text, and **shaded** text are changes between First and Second Readings.

SECTION 2: The Code of the City of Margate, Florida, Appendix-A Zoning, Article XXXIX Sign Code Section 39.7 Temporary signs is hereby amended to read as follows:

Section 39.7. - Temporary signs.

(A) General temporary sign regulations.

(1) A maximum of five (5) temporary signs of each type may be displayed per parcel or lot at any one (1) time.

(2) Each sign shall not be displayed for more than twelve (12) consecutive months unless otherwise noted in this section.

(3) Any such sign shall be located wholly on private property, and shall have a minimum setback of one (1) foot from the right-of-way for residential areas and five (5) feet from the right-of-way or interior property line for nonresidential areas, unless otherwise noted in this section.

(4) No temporary signs shall exceed six (6) feet in height unless otherwise noted in this section.

(B) The following temporary signs shall be permitted in residential and nonresidential districts.

(1) *Residential districts.*

(a) *Announcing sign:*

1. Number maximum: One (1) per project on-site.

2. Area maximum: Eight (8) square feet and a maximum of twenty-four (24) square feet for properties exceeding ten (10) acres in size.

3. An announcing sign may be displayed from the date of site plan approval until the date that the certificate of occupancy is issued, for a length of eighteen (18) months, or for a change in tenant during build out.

4. If desired, sign may be placed on construction fence.

(b) *Contractor sign:*

1. Number maximum: One (1) per project on site.

2. Area maximum: Six (6) square feet and a maximum of sixteen (16) square feet for properties exceeding ten (10) acres in size.

1 3. Contactor signs may be displayed from the
2 issuance date of a building permit until said permit
3 expires or date of the certificate of occupancy is
4 issued, whichever is less.

5 4. If desired, sign may be placed on construction
6 fence.

7
8 (c) *Election sign:*

9 1. Area maximum: Six (6) feet for single-family,
10 residential; thirty-two (32) square feet for multi-
11 family residential.

12 2. Election signs in multi-family areas may be
13 displayed for a maximum of sixty (60) days prior to
14 the election and must be removed within forty-eight
15 (48) hours after.

16 3. Each person wishing to post signs in multi-
17 family areas shall provide the city with a list of
18 the locations and descriptions of each sign, a
19 written consent from the property owner of his
20 authorized agent for each sign, and a local address
21 and telephone number at which s/he (the person
22 wishing to post the sign) may be contacted regarding
23 violations or requirements of this subsection.

24 4. Property owners, individuals filing for a permit
25 and the party erecting the sign shall each be liable
26 for violation of this subsection.

27 5. Election signs may be displayed for a maximum of
28 twelve (12) months within any calendar year for one-
29 and two-family dwelling districts only.

30
31 (d) *Opinion sign:*

32 1. Area maximum: Three (3) square feet.

33 2. Opinion signs may be displayed for a maximum of
34 twelve (12) months within any calendar year for one-
35 and two-family dwelling districts only.

36
37 (e) *Personal gain sign:*

38 1. Number maximum: One (1) per lot on-site; four
39 (4) off-site provided it is not posted in a public
40 right-of way or on other public property.

41 2. Setback minimum: One (1) foot.

42 3. Area maximum: Three (3) square feet per face;
43 two (2) face maximum.

44 4. Length of display: Maximum forty-five (45) days.

5. Height maximum: Three (3) feet above grade.

(f) *Grand opening ~~event~~ signs:*

1. Number maximum: ~~One (1) banner per project; one (1) balloon per project.~~

a. One banner sign per project; and

b. One inflatable sign per project; and

c. Three (3) feather banner signs per project.

2. Area maximum: ~~Sixteen (16) square feet.~~

a. Sixteen (16) square feet for banner.

b. Thirty (30) square feet for feather banner.

3. ~~Setback minimum~~ Location: ~~Banner sign may only be hung from the front of the building.~~

a. Banner sign may only be hung from the front of the building.

b. Feather banner(s) and inflatable sign are not permitted in any paved area of a parking lot.

c. No grand opening sign shall be permitted to be displayed in a hazardous location or condition.

4. Height maximum: ~~Roof line or top of parapet of building.~~

a. Banner may be installed up to the roof line or top of parapet of building.

b. Feather banner(s) and inflatable sign are limited to ten (10) feet above grade.

5. Length of display: ~~Sixty (60) consecutive days.~~

a. Sixty (60) consecutive days for banner sign.

b. Seven (7) consecutive days for feather banner(s) and inflatable.

6. Approval of ~~the banner~~ grand opening signs must be obtained within sixty (60) days of the release of a model home certificate of occupancy.

7. If ~~balloon~~ inflatable sign, feather banner(s), and grand opening banner sign are to be displayed, the ~~balloon~~ inflatable sign and feather banner(s) must be displayed within the sixty-day time period the banner is displayed.

1 ~~8. All banners may contain the words "grand~~
2 ~~opening."~~

3 ~~89. No advertising of specific products or pricing~~
4 ~~shall be included on any grand opening sign banner~~
5 ~~or balloon.~~

6 ~~910. A seventy-five dollar (\$75.00) bond shall be~~
7 ~~collected to ensure the banner is grand opening~~
8 ~~signs are removed after the sixty-day approved~~
9 ~~display period.~~

10 ~~101. All banners not removed after the approved~~
11 ~~sixty (60) days Any grand opening signs found to be~~
12 ~~displayed after the approved display period shall~~
13 ~~result in forfeiture of the seventy-five dollar~~
14 ~~(\$75.00) bond to the Ceity.~~

15 ~~112. All banners Any grand opening signs~~ found to
16 be installed without approval shall be immediately
17 removed until such time that approval is granted.

18
19 (2) *Nonresidential districts.*

20 (a) *Announcing sign:*

- 21 1. Number maximum: One (1) per project on-site.
22 2. Area maximum: Twenty-four (24) square feet.
23 3. An announcing sign may be displayed from the
24 date of site plan approval until the date that the
25 certificate of occupancy is issued, for a length of
26 eighteen (18) months, or for a change in tenant
27 during build out.
28 4. If desired, sign may be placed on construction
29 fence.
30

31
32 (b) *Contractor sign:*

- 33 1. Number maximum: One (1) per roadway.
34 2. Area maximum: Twenty-four (24) square feet.
35 3. Contactor signs may be displayed from the
36 issuance date of a building permit until said permit
37 expires or date of the certificate of occupancy is
38 issued, whichever is less.
39 4. If desired, sign may be placed on construction
40 fence.
41

42 (c) *Walkway sign:*

1. Number maximum: One (1) per business with a direct customer entrance from the exterior of the building.
2. Area maximum: Six (6) feet.
3. Location: Must be located within fifteen (15) feet of the customer entrance and not permitted in any parking lot.
4. Width maximum: Not permitted to reduce the walkway to less than five (5) feet in width.
5. Walkway signs are not permitted on any public sidewalk, except for urban greenways located within the TOC.
6. The sign must be freestanding. It is not permitted to be tied, or otherwise secured, to any structure or landscaping, etc. for support.

(d) *Election sign:*

1. Area maximum: Thirty-two (32) square feet.
2. Election signs may be displayed for a maximum of sixty (60) days prior to the election and must be removed within forty-eight (48) hours after.
3. Each person wishing to post signs pursuant to this subsection shall provide the city with a list of the locations and descriptions of each sign, a written consent from the property owner of his authorized agent for each sign, and a local address and telephone number at which s/he (the person wishing to post the sign) may be contacted regarding violations or requirements of this subsection.
4. Property owners, individuals filing for a permit and the party erecting the sign shall each be liable for violation of this subsection.

(e) *Opinion sign:*

1. Area maximum: Thirty-two (32) square feet.
2. Opinion signs may be displayed for a maximum of twelve (12) months.

(f) *Special event signs:*

1. Area maximum: ~~Twenty-four (24) square feet.~~
 - a. Twenty-four (24) square feet for banner or ground sign.

b. Thirty (30) square feet for feather banner.

2. Number maximum: One (1) banner or ground sign and three (3) feather banners per street frontage on-site.

3. Length of display:

a. Small events, approved by the DRC, shall be permitted to display event signage for up to fourteen (14) days prior to the event and throughout the duration of the event.

b. Large events, approved by the city commission, shall be permitted to display event signage for up to thirty (30) days prior to the event and throughout the duration of the event.

c. All event signage shall be removed upon close of the event.

4. Height maximum: ~~Six (6) feet above grade for ground sign or hung from the front of the building not to exceed roof line or top of parapet of building.~~

a. Six (6) feet above grade for ground sign.

b. Banner may be hung from the front of building, not to exceed roof line or top of parapet of building.

c. Ten (10) feet above grade for feather banners.

(g) Grand opening event signs:

1. Number maximum: ~~One (1) banner sign per project; one (1) grand opening ground sign per roadway frontage of the subject property.~~

a. One (1) banner sign per business; and

b. One (1) grand opening ground sign per roadway frontage of the subject property; and

c. Three (3) feather banner signs per business; and

d. One (1) inflatable sign per business.

2. Location: ~~Banner sign may only be hung from the front of the building.~~

- 1 a. Banner sign may only be hung from the
2 front of the building where business is
3 located.
4 b. Inflatable sign must be located within
5 fifteen (15) feet of customer entrance of
6 business.
7 c. Feather banner(s) and inflatable sign are
8 not permitted in any paved portion of a
9 parking lot.
10 d. No grand opening sign shall be permitted
11 to be displayed in a hazardous location or
12 condition.
13

14 ~~3. Setback minimum: Grand opening balloon must be~~
15 ~~located within fifteen (15) feet of customer~~
16 ~~entrance~~

17 4. Area maximum:

- 18 a. Sixteen (16) square feet for banners signs
19 on buildings with building frontage up to
20 thirty (30) feet.
21 b. An additional one (1) square foot may be
22 added to a banner for each additional two
23 (2) feet of building frontage.
24 c. Grand opening ground signs shall contain a
25 twenty-four (24) square feet frame pre-
26 constructed by the City of Margate with an
27 eighteen (18) square feet (three (3) feet
28 x six (6) feet) space available on each
29 side for businesses to utilize for
30 personalized copy.
31 d. Thirty (30) square feet for feather
32 banners.

33 5. ~~Height maximum: Roof line or top of parapet of~~
34 ~~building.~~

- 35 a. Banner may be installed up to the roof
36 line or top of parapet of building.
37 b. Feather banner(s) and inflatable sign are
38 limited to ten (10) feet above grade.

39 6. ~~Length of display: Sixty (60) consecutive days~~
40 ~~for banner sign.~~

- 41 a. Banner and grand opening ground sign may
42 be displayed for a maximum of sixty (60)
43 consecutive days.

b. Feather banner(s) and inflatable sign may be displayed for a maximum of seven (7) consecutive days.

7. Approval of the banner grand opening sign(s) must be obtained within sixty (60) days of the issuance of the first local business tax receipt for a business at a new location or within sixty (60) days of the transfer of an existing business.

8. If ~~balloon~~, inflatable sign, grand opening ground sign, feather banner(s), and grand opening banner sign are to be displayed, the ~~balloon inflatable sign, grand opening ground sign, and/or ground sign~~ feather banner(s) must be displayed within the sixty-day time period the banner is displayed.

~~9. All banners may contain the words "grand opening" or "reopening."~~

~~109. No advertising of specific products or pricing shall be included on any grand opening ground sign, banner, or balloon.~~

~~110. A seventy-five dollar (\$75.00) bond shall be collected to ensure the banner is~~ all grand opening signs are removed after the sixty-day approved display period.

~~121. All banners not removed after the approved sixty (60) days~~ Any grand opening signs found to be displayed after the approved display period shall result in forfeiture of the seventy-five dollar (\$75.00) bond to the Ceity.

~~132. All banners~~ Any grand opening signs found to be installed without approval shall be immediately removed until such time that approval is granted.

~~143. A fee of one hundred fifty dollars (\$150.00) shall be charged for all rental or pre-constructed grand opening ground sign frames. Businesses shall be responsible for providing the Ceity with individualized portion of grand opening ground sign (copy), at their expense.~~

~~154. Reopening event banners:~~

a. Shall only be approved for a business that is closed for a minimum of ten (10) days for either reorganization, renovation, or as a result of a declared emergency, immediately prior to said reopening.

b. Shall be subject to all rules and regulations pertaining to grand opening banners, as specified above.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are and the same is hereby repealed to the extent of such conflict.

SECTION 4: If any section, sentence, clause, or phrase of this ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this ordinance.

SECTION 5: It is the intention of the City Commission that the provisions of this ordinance shall become and be made a part of the City of Margate Code, and that the sections of this ordinance may be renumbered or relettered and the word "ordinance" may be changed to "section", "article" or such other appropriate word or phrase in order to accomplish such intentions.

SECTION 6: This ordinance shall become effective immediately upon adoption at its second reading.

PASSED ON FIRST READING THIS ____ day of _____ 2017.

PASSED ON SECOND READING THIS ____ day of _____ 2017.

ATTEST:

JOSEPH KAVANAGH
CITY CLERK

MAYOR TOMMY RUZZANO

RECORD OF VOTE - 1ST READING RECORD OF VOTE - 2ND READING

Caggiano	_____	Caggiano	_____
Simone	_____	Simone	_____
Peerman	_____	Peerman	_____
Schwartz	_____	Schwartz	_____
Ruzzano	_____	Ruzzano	_____