

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; AND 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 24 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.

¹ CODING: 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.

1 **SECTION 2:** The Code of the City of Margate,
2 Florida, Appendix-A Zoning, Article XXXIX Sign Code Section
3 39.7 Temporary signs is hereby amended to read as follows:
4

5 **Section 39.7. - Temporary signs.**
6

7 (A) General temporary sign regulations.

- 8 (1) A maximum of five ~~(5)~~ temporary signs of each
9 type may be displayed per parcel or lot at any
10 one ~~(1)~~ time.
11 (2) Each sign shall not be displayed for more than
12 ~~twelve (12)~~ consecutive months unless otherwise
13 noted in this section.
14 (3) Any such sign shall be located wholly on
15 private property, and shall have a minimum
16 setback of one ~~(1)~~ foot from the right-of-way
17 for residential areas and five ~~(5)~~ feet from
18 the right-of-way or interior property line for
19 nonresidential areas, unless otherwise noted in
20 this section.
21 (4) No temporary signs shall exceed six ~~(6)~~ feet in
22 height unless otherwise noted in this section.
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24 (B) The following temporary signs shall be permitted in
25 residential and nonresidential districts.

26 (1) *Residential districts.*

27 (a) *Announcing sign:*

- 28 1. Number maximum: One ~~(1)~~ per project
29 on-site.
30 2. Area maximum: Eight ~~(8)~~ square feet
31 and a maximum of ~~twenty four (24)~~
32 square feet for properties exceeding
33 ten (10) acres in size.
34 3. An announcing sign may be displayed
35 from the date of site plan approval
36 until the date that the certificate
37 of occupancy is issued, for a length
38 of ~~eighteen (18)~~ months, or for a
39 change in tenant during build out.
40 4. If desired, sign may be placed on
41 construction fence.
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43 (b) *Contractor sign:*

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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.
3. Contactor signs may be displayed from the issuance date of a building permit until said permit expires or date of the certificate of occupancy is issued, whichever is less.
4. If desired, sign may be placed on construction fence.

(c) *Election sign:*

1. Area maximum: Six ~~(6)~~ **square** feet for single-family, residential; ~~thirty-two~~ ~~(32)~~ square feet for multi-family residential.
2. Election signs in multi-family areas 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 in multi-family areas 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.
5. Election signs may be displayed for a maximum of ~~twelve~~ ~~(12)~~ months within any calendar year for one- and two-family dwelling districts only.

(d) *Opinion sign:*

1. Area maximum: Three ~~(3)~~ square feet.
2. Opinion signs may be displayed for a maximum of ~~twelve~~ ~~(12)~~ months within any calendar year for one- and two-family dwelling districts only.

(e) *Personal gain sign:*

1. Number maximum: One ~~(1)~~ per lot on-site; four ~~(4)~~ off-site provided it is not posted in a public right-of way or on other public property.
2. Setback minimum: One ~~(1)~~ foot.
3. Area maximum: Three ~~(3)~~ square feet per face; two ~~(2)~~ face maximum.
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 feather banner signs per project.
2. Area maximum: ~~Sixteen (16) square feet.~~
 - a. Sixteen (16) square feet for banner.
 - b. Thirty-five (35) 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 where a local business tax receipt is issued.
 - b. Feather banner(s) and inflatable sign are not permitted in any paved area of a parking lot.

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- c. No grand opening sign shall be permitted to be displayed in a hazardous location or condition.
- d. Inflatable signs shall be setback from right-of-way at least equal to the height of the inflatable sign.
- 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 banners are limited to a maximum overall height of 17 feet, and a banner height of 14 feet.
 - c. Inflatable signs are limited to a maximum of 25 feet in height.
- 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 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 60 day time period the banner is displayed.
- ~~8. All banners may contain the words "grand opening."~~
- ~~89.~~ No advertising of specific products or pricing shall be included on any grand opening sign banner or balloon.
- ~~910.~~ A \$75.00 bond shall be collected to ensure the banner is grand opening signs are removed after the sixty-day approved display period.
- ~~101.~~ All banners not removed after the approved sixty (60) days Any grand

1 opening signs found to be displayed
2 after the approved display period
3 shall result in forfeiture of the
4 ~~seventy-five dollar (\$75.00)~~ bond to
5 the Ceity.

6 112. ~~All banners~~ Any grand opening signs
7 found to be installed without
8 approval shall be immediately removed
9 until such time that approval is
10 granted.

11
12 (2) *Nonresidential districts.*

13 (a) *Announcing sign:*

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

26 (b) *Contractor sign:*

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

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38 (c) *Walkway sign:*

- 39 1. Number maximum: One ~~(1)~~ per business
40 with a direct customer entrance from
41 the exterior of the building.
42 2. Area maximum: Six ~~(6)~~ feet.
43 3. Location: Must be located within
44 ~~fifteen (15)~~ feet of the customer

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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.

1 (f) Special event signs:

2 1. Area maximum: ~~Twenty-four (24) square~~
3 ~~feet.~~

4 a. Twenty-four (24) square feet for
5 banner or ground sign.

6 b. Thirty-five (35) square feet for
7 feather banner.

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

11 3. Length of display:

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

18 b. Large events, approved by the
19 city commission, shall be
20 permitted to display event
21 signage for up to ~~thirty (30)~~
22 days prior to the event and
23 throughout the duration of the
24 event.

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

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

32 a. Six feet above grade for ground
33 sign.

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

38 c. Feather banners are limited to a
39 maximum overall height of 17
40 feet, and a banner height of 14
41 feet.

42 (g) Grand opening event signs:

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

3 a. One banner sign per business; and

4 b. One grand opening ground sign per
5 roadway frontage of the subject
6 property; and

7 c. Three feather banner signs per
8 business; and

9 d. One inflatable sign per business.

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

13 a. Banner sign may only be hung from
14 the front of the building where
15 business is located.

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

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

22 d. Inflatable signs shall be setback
23 from right-of-way at least equal
24 to the height of the inflatable
25 sign.

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27 3. ~~Setback minimum: Grand opening~~
28 ~~balloon must be located within~~
29 ~~fifteen (15) feet of customer~~
30 ~~entrance~~

31 43. Area maximum:

32 a. Sixteen (16) square feet for
33 banners signs on buildings with
34 building frontage up to thirty
35 (30) feet.

36 b. An additional one (1) square
37 foot may be added to a banner
38 for each additional two (2) feet
39 of building frontage.

40 c. Grand opening ground signs shall
41 contain a twenty-four (24) square
42 feet frame pre-constructed by the
43 City of Margate with an eighteen
44 (18) square feet (three (3) feet

x six ~~(6)~~ feet) space available on each side for businesses to utilize for personalized copy.

d. Thirty-five (35) square feet for feather banners.

~~54.~~ 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 banners are limited to a maximum overall height of 17 feet, and a banner height of 14 feet.

c. Inflatable signs are limited to a maximum of 25 feet in height.

~~65.~~ Length of display: Sixty ~~(60)~~ consecutive days for banner sign.

a. Banner and grand opening ground sign may be displayed for a maximum of 60 consecutive days.

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

~~76.~~ Approval of the banner grand opening sign(s) must be obtained within 60 days of the issuance of the first local business tax receipt for a business at a new location or within 60 days of the transfer of an existing business.

~~87.~~ 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 60 ~~sixty~~ day time period the banner is displayed.

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

~~108.~~ No advertising of specific products or pricing shall be included on any grand

opening ground sign, ~~banner, or~~
~~balloon.~~

119. A ~~seventy-five dollar (\$75.00)~~ bond shall be collected to ensure the banner, inflatable sign, and feather banners ~~is~~ are removed after the sixty-day approved display period.

120. ~~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.

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

142. 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.

153. 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 are 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

1 remaining portions of this Ordinance.

2
3 **SECTION 5:** It is the intention of the City
4 Commission that the provisions of this Ordinance shall become
5 and be made a part of the City of Margate Code, and that the
6 sections of this Ordinance may be renumbered or relettered and
7 the word "ordinance" may be changed to "section", "article" or
8 such other appropriate word or phrase in order to accomplish
9 such intentions.

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11 **SECTION 6:** This Ordinance shall become effective
12 immediately upon adoption at its second reading.

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14 PASSED ON FIRST READING THIS 23rd day of August, 2017.

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16 PASSED ON SECOND READING THIS 6th day of September, 2017.

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18 ATTEST:

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21 _____
22 JOSEPH J. KAVANAGH
23 CITY CLERK

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25 _____
26 MAYOR TOMMY RUZZANO

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

Caggiano	<u>YES</u>	Caggiano	_____
Simone	<u>YES</u>	Simone	_____
Peerman	<u>YES</u>	Peerman	_____
Schwartz	<u>YES</u>	Schwartz	_____
Ruzzano	<u>YES</u>	Ruzzano	_____