

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 39.8 SUPPLEMENTAL REGULATIONS; PROVIDING FOR WINDOW SIGNS; PROVIDING FOR MINIMUM STANDARDS; PROVIDING FOR AMORTIZATION; 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 39.8 Supplemental regulations is hereby amended to read as follows:

Section 39.8. - Supplemental regulations.

. . .

(G) *Window signs:* The total area of all window signs (interior, exterior and illuminated) may be no greater than fifty (50) per cent of the total window area of each frontage, including glass doors per window.

(1) *Interior window signs.*

(a) Located within ten (10) feet of the window;

~~(b) Shall be professionally drawn or constructed;~~

~~(c) May be a maximum of five (5) colors;~~

~~(b)~~ (d) Shall be nonilluminated;

~~(e) Letters must be no more than eight (8) inches in height;~~

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

~~(f) No flashing or strobe lights are permitted.~~

(2) *Exterior window signs:*

(a) Signs must be constructed from vinyl and ~~may feature letters no greater than twelve (12) inches in height;~~

~~(b) Logos may be five (5) colors and a maximum of four (4) square feet;~~

~~(c) Said signs shall not state any price;~~

~~(b)~~ (d) Signs shall not be applied to or cover any divider between individual panels in a window;

~~(e) Signs shall be kept in a condition that will maintain their original aesthetic appearance.~~

(3) *Illuminated window signs:*

(a) Two (2) ~~One (1)~~ illuminated (including neon) signs may be permitted ~~per bay per occupied business premises.~~ Signs shall be installed inside of the occupied business premises frontage, with the number of bays being determined by the number of water meters on record for any subject property;

(b) Each ~~The sign(s)~~ shall not exceed four (4) square feet in area;

~~(c) A maximum of five (5) colors are permitted on the sign;~~

~~(d) Letters shall be no greater than twelve (12) inches in height;~~

~~(c)~~ (e) The total area of signs in the window shall not exceed twenty-five (25) per cent of the total window area per window.

(d) No flashing or strobe illumination is permitted.

(e) Illuminated window signs that are not battery operated must have a permanent power source that has been professionally installed and permitted by the Margate Building Department.

~~(f) In addition, one (1) illuminated sign that reads "open" may be permitted per bay per frontage, provided that,~~

~~(i) The sign does not exceed four (4) square feet in area;~~

~~(ii) The sign has a maximum of five (5) colors;~~

~~(iii) The letters are no greater than twelve (12) inches in height;~~

~~(iv) The total area of signs in the window does not exceed twenty-five (25) percent of the total window area per window;~~

~~(v) No flashing or strobe illumination is permitted. The installation and display of an illuminated window sign shall require a permit to insure compliance with the South Florida Building Code and any other applicable codes.~~

(4) ~~{Year round provisions.}~~ Window lighting. Any nNeon, LED, rope lighting, window outlining or other similar lighting devices are not permitted year round unless otherwise noted when professionally installed inside of a business. Said lighting shall not count toward limitations of window sign area.

(5) Window transparency. Sunscreening material, such as tint or film, may be applied to non-residential

1 windows and glass doors, subject to the following
2 limitations:

3
4 (a) No sunscreening material may be applied to
5 windows and glass doors at convenience stores and
6 any business offering massage services that has the
7 effect of making said windows or glass doors
8 nontransparent. Sunscreening material(s) shall be
9 limited to the solar reflectance and light
10 transmittance limitations provided in Florida
11 Statute 316.2953, as amended; and

12
13 (b) Sunscreening material shall not count toward
14 window sign coverage, unless said material displays
15 lettering or images.
16

17
18 [Note to Municipal Code: The rest of this section shall
19 remain as codified.]

20
21 **SECTION 2:** The Code of the City of Margate, Florida,
22 Appendix-A Zoning, Article XXXIX Sign Code Section 39.14
23 Legal nonconforming signs, nonconforming signs, abandoned
24 signs, is hereby amended to read as follows:
25

26 **Section 39.14.** - Legal nonconforming signs, nonconforming
27 signs, abandoned signs.
28

29
30 (D) Amortization. Window signs which are found to be non-
31 conforming to this article shall be altered to conform
32 to the provisions of these regulations no later than
33 July 31, 2018.
34

35 [Note to Municipal Code: The rest of this section shall
36 remain as codified.]

37
38 **SECTION 3:** The Code of the City of Margate, Florida,
39 Appendix-A Zoning, Article XXXIX Sign Code Section 39.16
40 Signs exempt from permit requirements, is hereby amended to
41 read as follows:
42

1 **Section 39.16 - Signs exempt from permit requirements.**
2

3 (A) The following signs shall be exempt from permit
4 requirements of this section:
5

6 (1) Signs required by federal, state, county and/or
7 municipal agencies.
8

9 (2) Temporary window signs. Window signs that are
10 permanently applied or affixed to a window, such
11 as vinyl lettering or decals, require a permit.
12 ~~(except illuminated window signs as provided for~~
13 ~~in section 39.8(C) (3)).~~
14

15 (3) Up to five (5) temporary and single-purpose
16 signs, not exceeding six (6) square feet on any
17 residentially zoned property.
18

19 (4) Flags allowed under this Code. Flag poles
20 require a permit.
21

22 (5) Nameplate, and building address signs.
23

24 (6) Tablets, such as memorials, cornerstones, date of
25 erection, when built into the walls of a
26 building.
27

28 (7) Professionally drawn or constructed general
29 information signs, such as trespass signs,
30 private driveway, and no dumping, when such signs
31 do not exceed four (4) square feet in area each,
32 are not illuminated, and do not project over a
33 public right-of-way provided total number of
34 signs on a property or in a complex will not
35 exceed five (5), unless additional signs are
36 required for compliance with state or federal
37 regulations.
38

39 (8) Changing of copy in permitted changeable copy
40 signs.
41

42 (9) Changing of directory listing in a permitted
43 directory sign provided the size, style, and

color of the listing to be changed conforms with the existing lettering on the sign.

(10) Traffic regulatory signs with approval from city engineer.

(11) Special event signs and nonprofit sale signs as allowed in section 39.7(B)(7).

(12) Replacement tenant panels as provided in section 39.8(O).

(13) Promotional advertising banners. Permanent poles for banners require a permit.

(14) Car dealership signs as provided for in section 39.8(P).

(B) This exemption in no way waives the requirements of structural and/or safety requirements outlined by these regulations and/or the Florida Building Code.

SECTION 4: All ordinances or parts of ordinances in conflict herewith are and the same is hereby repealed to the extent of such conflict.

SECTION 5: 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 6: 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 7: 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 _____
Simone _____
Peerman _____
Schwartz _____
Ruzzano _____

Caggiano _____
Simone _____
Peerman _____
Schwartz _____
Ruzzano _____