

**City of Prineville**

**ORDINANCE NO. 1171**

**AN ORDINANCE AMENDING CHAPTER 152 OF THE CITY OF PRINEVILLE CODE OF ORDINANCES**

THE PEOPLE OF THE CITY OF PRINEVILLE ORDAIN AS FOLLOWS:

**Chapter 152 of the Code of Prineville is amended to read as follows:**

**CHAPTER 152: SIGN ORDINANCE**

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***Section:***

- 152.01 Title
- 152.02 Findings
- 152.03 Purpose and intent
- 152.04 Terminology
- 152.05 General Definitions
- 152.06 Specific Definitions

***General Provisions and Procedures***

- 152.10 General Provisions
- 152.11 Sign Permit
- 152.12 Procedure
- 152.13 Sign Measurement
- 152.14 Permit Exceptions

***Exempt, Temporary and Prohibited Signs***

- 152.20 Exempt Signs
- 152.21 Temporary Signs (no permit require)
- 152.22 Prohibited Signs

***Signs Permitted by Zones***

- 152.30 Signs Permitted in the Open Space Park Reserve Zone
- 152.31 Signs in Residential Zones
- 152.32 Signs Permitted in General Commercial Zones
- 152.33 Signs Permitted in Industrial Zones and Airport Zones

***Signs Regulated by Class***

- 152.40 Wall Signs
- 152.41 Roof Signs
- 152.42 Free-Standing (pole) Signs
- 152.43 Ground Mounted or Monument Signs
- 152.44 Projecting Signs
- 152.45 Awnings and Canopy Signs
- 152.46 Marquee Signs
- 152.47 Directional Signs
- 152.48 Billboards

**Staff Report**

**April 27<sup>th</sup>, 2010**

**City of Prineville City Council Meeting**

**Staff: Scott Edelman Dept: Community Development**

**Subject: Corrections to Sign Code**

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Per City Council feedback at the hearing on April 13<sup>th</sup>, corrections have been made to the proposed sign code ordinance. The corrections are highlighted in green lettering on the following four pages.

Scott Edelman  
Senior Planner

**152.14 Permit Exceptions.** The following signs or procedures shall not require a sign permit. However, these signs shall be subject to the provisions of Section 152.22 (Prohibited signs) and Section 152.21 (Temporary signs) of this chapter.

1. Exempt signs listed in Section 152.20.
2. Temporary signs listed in 152.21.
3. The changing of advertising or message on an approved painted or printed sign or sign specifically designed for the use of replaceable copy, except for changing the name of the business or use advertised.
4. The painting, repainting, cleaning and normal maintenance and repair of an existing sign.

### EXEMPT, TEMPORARY AND PROHIBITED SIGNS

**152.20 Exempt Signs.** The following signs are exempt from this ordinance.

1. Institutional signs. Any sign or bulletin board setting forth or denoting the name of any public, charitable, fraternal or religious institution, when located on the premises of the institution, provided the sign or bulletin board shall not exceed 32 sq. ft. in surface area. Reader board signs are permitted with a maximum surface area of 32 sq. ft., either wall-mounted or pole-mounted, with the maximum height of a pole sign being 8 feet from the ground or curb line to the base of the reader board.
2. Public signs. Signs of a public, noncommercial nature, which shall include safety signs, danger signs, no trespassing signs, memorial plaques, historical markers, kiosks and all signs erected by a public officer in the performance of a public duty.
3. Noncommercial nature. Provided, however, the permitted area for said signs shall be subject to the area and location requirements of the pertinent zone in which they are located. (also see "Temporary Signs" number 11)
4. Directional signs. Provided they are in compliance with Section 152.47 (Directional signs).
5. Historic Signs. Signs determined to have historical value as determined in accordance with Section 152.80 of this chapter.
6. Memorial signs and tablets. Non-illuminated memorial signs or tablets indicating the name of a building or date of erection, not exceeding 2 square feet in surface area, which are part of the building construction, or are attached as wall signs.
7. Residential. Signs for Individual dwelling units such as name plates, residential garage or yard sale signs, neighborhood watch or speed signs or the like.
8. Name plates and directories. Non-illuminated name plates and building directories relating only to the address, location and use of occupancy of the building to which attached and not exceeding 12 sq. ft. of surface area, which are part of the building construction, or are attached as wall signs.
9. Small signs. Signs not exceeding 6 square feet in area; also a commercial wall sign not exceeding 16 square feet in area provided it is the only sign over 6 square feet on the building or in the case of a mall the leasable tenant space. These signs shall not cause a business to exceed the requirements of this chapter.

7th Draft Sign Standards April 2010 2<sup>nd</sup> Council Meeting

10. Daily advertising. Signs taken in at night advertising commercial sales such as sandwich boards not exceeding 8 square feet per side and 1 per business. Signs are allowed within the public right-of-way (not street) provided they do not block vehicle or pedestrian ways, or clear vision areas and shall be place to minimize any other possible conflicts with vehicles or pedestrians.
11. Interior signs. Signs designed primarily to be viewed from a sidewalk or street when maintained inside a building, including but not limited to, signs attached to or painted on the window.
12. Machine Signs. Signs or coin operated vending machines, gasoline pumps, and telephone booths and not exceeding the dimensions of said machines.
13. Mural. Graphics that do not advertise any business, commercial product or service. Provided, however, graphics covering more than 32 sq. ft. of a building facade shall be subject to review by the Planning Commission.
14. Seasonal decorations. Seasonal decorations shall be permitted for annual and/or special community events, including but not limited to the Carnival, Rodeo and Christmas Season activities. These decorations may be on public or private property, providing the decorations are safely maintained. When on public property, approval of the City Manager or its designate is required, along with the appropriate public body owning the property.
15. Seasonal signs. Seasonal signs shall be permitted for Christmas tree sales lots during the period from December 1 to January 1 and for fireworks sales during the period from June 24 to July 6, provided the sign shall not exceed 32 sq. ft. in surface area.
16. Off premise. Commercial advertising signs located within recreational athletic fields, parks arenas, and other public property operated by public or non-profit civic organizations; provided however, that the signs face inward toward the respective athletic fields and do not extend above any of the perimeter fences. These signs shall be non-illuminated, and shall not have any flashing or animated components.
17. Emergency. Any sign placed during an emergency operation as declared by the City Manager or designee or by any city, state or federal law enforcement or public safety official. Such signage shall be specifically for the direction and management of emergency personnel, victim's assistance, and/or directions for the general public.
18. Wind activated or attention attracting devices. Such as balloons, inflatables, streamers and the like shall be regulated on a case by case basis by the City Manager or designee, appealable to City Council, to mitigate a nuisance or abuse of the exemption law.

**152.21 Temporary Signs. (No Permit Required)** The following signs are allowed according to the terms specified herein.

1. Construction signs. Signs which identify the architects, engineers, contractors and other individuals or firms involved with the construction or renovation of a building. Said signs shall be located on the site of construction, shall not exceed 32 square feet in area and shall be removed within 14 days of the beginning of the intended use of the project.
2. Real estate. Signs advertising the sale, rental or lease of the premises or part of the premises on which the signs are displayed up to a total area of 24 square feet, except for such signs in a

residential zone which shall not exceed a total of 6 square feet. Such signs shall not be located in such a manner as to cause a public safety hazard and shall be removed within 14 days of the sale, rental or lease.

3. Off premise real estate. Signs for the purpose of directing the public to the sale of multiple residential properties only with written permission of the property owner to include the City for signs erected in the public right-of-way and limited to:
- A. A maximum of 5 off premise signs.
  - B. 8 square feet in area except 1 of the 5 permitted signs may be allowed up to 16 square feet if on an arterial road.
  - C. Up to 1 year after final phase is constructed.
  - D. Signs in public right-of-way (not street) shall not block vehicle or pedestrian ways, or clear vision areas and shall be place to minimize any other possible conflicts with vehicles or pedestrians.

4. Public street banners. Banners advertising public entertainment or an event. Such banners and their location shall be approved by the City Manager or designate. Street banners may be displayed for 14 days before and 7 days after the event.

5. Land development. Signs pertaining to the sale, lease, rent or development of a subdivision, office complex, shopping center, industrial park or similar parcel are allowed up to 1 year after final phase is constructed. Size of signs shall be controlled by the following schedule:

<u>PROJECT SIZE</u>	<u>TOTAL # OF SIGNS</u>	<u>MAXIMUM AREA PER SIGN</u>
2 acres or less	1/street frontage	32 sq. ft.
over 2 acres	2/street frontage	96 sq. ft.

6. Promotional Banners. Signs associated with a promotional event of a business. Such banners shall be in compliance with the following standards:
- A. A business may display a banner or banners 14 days prior and 7 days after the event.
  - B. Exceptions. The following shall be exempt from the restrictions listed above:
    - 1. Banners used as permanent signage that are approved through the regular sign review process under the condition that such banners are contained by a permanent frame.
    - 2. A business may utilize banners as its primary signage for the first 60 days of operation. The total area for these banners shall be within the signage area that would generally be allowed for permanent signage.
    - 3. Any banner placed or sponsored by a public or non-profit civic organization for a charitable event.

7. Reader boards. Portable reader boards only when associated with a promotional event of a business may be displayed for a maximum of 30 days in any calendar year.

8. Political. Campaign signs on private property that pertain to a certain election date shall be removed within 10 days after the election to which the signs pertain.

9. Non-Profit. Signs identifying or advertising a non-profit civic, charitable or benevolent event not exceeding 32 sq. ft., may be erected on or off premise for the period not to exceed 2 weeks before the event advertised. All signs shall be removed by the sponsoring organization no later than 7 days following the event.

10. Garage Sale. No signs may be placed on any utility pole or regulatory signs or posts. No signs shall be placed in the street. Signs may be placed on private property with permission of the property owner. Each sign must have the name and address of the person conducting the garage sale advertised by the sign. All signs must be removed by 8:00 p.m. of the last day of the garage sale. Signs may not be displayed more than 1 day prior to the day the garage sale commences.

~~11.~~ Directional Noncommercial. Signs used to direct people to personal events that are removed the following day such as weddings, funerals, birthdays, anniversaries etc. These signs may be allowed in the public right-of-way (not street) provided they do not block vehicle or pedestrian ways, or clear vision areas and shall be placed to minimize any other possible conflicts with vehicles or pedestrians.

~~11.12.~~ No temporary sign, other than signs installed by a public agency, advertising a community event or specifically allowed by this chapter shall be allowed in or over the public right-of-way or attached to any public property, including street trees, light poles, and other utilities and/or structures unless specifically allowed by this chapter.

**152.22 Prohibited Signs.** The following signs are prohibited:

1. Signs which bear or contain statements, words or pictures of an obscene, indecent or immoral character, such as will offend public morals or decency as determined on a case by case basis by City Council.
2. Signs which purport to be, or are an imitation of, or resemble official traffic signs or signals, or which bear the words "stop," "go slow," "caution," "danger," "warning" or similar words.
3. Signs which, by reason of size, location, movement, content, coloring or manner of illumination may be confused with or construed as traffic control devices; or which hide from view any traffic or street sign or signal.
4. Signs which are located so as to substantially obstruct the view of a sign on adjoining property.
5. Signs which advertise or publicize an activity, business, product or service not conducted on the premises upon which the signs are maintained unless specifically allowed in this chapter.
6. Signs that contain, include or are illuminated by any rapidly flashing, intermittent, revolving, rotating or moving lights or moves or has any animated moving parts that is considered distracting to drivers evaluated on a case by case basis by the City Manager or designee appealable to City Council. Traffic control signs or signs providing public service information such as time, date, temperature, weather or similar information are not considered distracting.
7. Signs that are placed on, affixed to or painted on a motor vehicle or trailer and placed on public or private property for the primary purpose of providing a sign not otherwise permitted by these standards. Signs on vehicles used in the normal course of business shall not be subject to this provision.
8. Signs or sign structures that create a hazard by obstructing clear view of pedestrian and vehicular traffic.