

## ORDINANCE NO. 05-02-2019

### AN ORDINANCE AMENDING THE SANTAQUIN CITY CODE RELATED TO THE SIGN REGULATIONS, PROVIDING FOR CODIFICATION, CORRECTION OF SCRIVENER'S ERRORS, SEVERABILITY, AND AN EFFECTIVE DATE FOR THE ORDINANCE.

**WHEREAS**, the City Council has specific authority pursuant to Title 10, Chapter 9a Utah Code Ann. (1953 as amended) to adopt a zoning plan including an ordinance and map which divide the municipality into districts or zones and within such districts to regulate the erection, construction, reconstruction, alteration, repair and uses of buildings and structures and the uses of land; and

**WHEREAS**, the state legislature has granted general welfare power to the City Council, independent, apart from, and in addition to, its specific grants of legislative authority, which enables the city to pass ordinances which are reasonably and appropriately related to the objectives of that power, i.e. providing for the public safety, health, morals, and welfare; and

**WHEREAS**, the City Council desires to amend Santaquin City Code Title 10 Chapter 13 regarding sign regulations; and

**WHEREAS**, the Santaquin City Planning Commission held a public hearing on April 23, 2019, which hearing was preceded by the posting of public notice in at least three public places within the City limits of Santaquin City, and which notice of public hearing was published in a newspaper in accordance with Section 10-9a-205 of the Utah State Code; and

**WHEREAS**, after the noted public hearing, the Santaquin City Planning Commission forwarded a recommendation to the City Council;

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of Santaquin City, State of Utah, as follows:

#### Section I. Amendments

**Title 10 Chapter 13 is amended as follows:** (underlined text is added, stricken text is deleted)

#### **10-13-6: PROHIBITED SIGN DEVICES:**

A. Prohibited Sign Devices: The following devices used to attract pedestrian or vehicular attention are prohibited in any zone in Santaquin City. Any sign not specifically allowed herein is also prohibited.

1. Hot or cold air balloons or inflatables, except as specifically allowed by this title for temporary signs or as part of a grand opening period or special promotion.
2. Any sign which flashes, blinks, uses chaser lights, etc., ~~or moves in any way, animate or inanimate~~. Commercial signs may be approved with time/temperature or electronic message center capability. ~~Subtle lighting changes of low intensity~~ Animate or inanimate images of low intensity are allowed in accordance with applicable standards.

3. Statuary bearing the likeness or suggestion of any product or logo.
4. Projecting sign.
5. Roof sign.
6. Wind sign.
7. Temporary sign.
8. Any truck, trailer, or other vehicle conspicuously or regularly parked on or off premises with an advertising message or logo displayed to attract attention to a business, product, or promotion. The zoning administrator, or other authorized officer, may require a business to remove same if in his opinion such vehicle is being utilized for advertising purposes.
9. Graffiti.
10. Spotlights directed into the night sky except as part of an approved promotional period for temporary signs.

#### **10-13-8: SIGNS THAT REQUIRE A PERMIT:**

##### **C. On Premises Freestanding Signs:**

###### **1. Parcels Where Freestanding Signs Are Allowed:**

- a. Commercial Parcels With Seven Acres And Three Hundred Feet Of Frontage: One freestanding sign shall be allowed per frontage on a collector or higher class road for any parcel that has at least seven (7) acres and three hundred feet (300') of street frontage. No freestanding signs are allowed for parcels with less than seven (7) acres and three hundred feet (300') of street frontage, except as provided in subsections C1b and C1c of this section.
- b. Commercial Parcels Fronting I-15: Commercial properties not associated with a planned commercial center and having three hundred feet (300') of frontage on the I-15 corridor may have one freestanding sign along the fronted I-15 corridor.
- c. Commercial Parcels Within One Thousand Five Hundred Feet Of An I-15 Off Ramp Terminus: Commercial properties along Main Street, Highway 198, Highland Drive or between South Ridge Farms Road and I-15, which are not associated with a planned commercial center and are located within one thousand five hundred feet (1,500') of an I-15 off ramp terminus, may have one freestanding sign per frontage along the before mentioned roads. However, such properties must have at least one hundred feet (100') of frontage on the listed road or only a monument sign will be allowed along that frontage.

###### **2. General Freestanding Sign Standards: On parcels where freestanding signs are allowed pursuant to subsection C1 of this section, the following standards shall apply unless noted:**

- a. Height Standards:

- (1) Properties fronting the I-15 corridor may have freestanding signs that do not exceed forty five feet (45') above adjacent average grade and no more than fifteen feet (15') above the nearest traveled freeway lane, whichever is less. However, for those properties fronting I-15 and not able to have a minimum fifteen foot (15') tall sign due to natural topographic circumstances relative to freeway grades, a maximum fifteen foot (15') tall sign is permitted as measured from natural grade directly below the sign.
- (2) Properties along other designated public streets may have freestanding signs that do not exceed twenty five feet (25') above the grade of closest paved edge of the fronted street. For those properties within the areas listed in this subsection, which are not able to have a minimum fifteen foot (15') tall sign due to natural topographic circumstances relative to adjacent public street grades, a maximum fifteen foot (15') tall sign is permitted as measured from natural grade directly below the sign.
- (3) Sign height increases may be allowed in accordance with subsection B2 of this section.

b. Area Standards:

(1) Properties with at least one hundred fifty feet (150') of frontage on the I-15 corridor may have an on-premises freestanding sign with total signage area that does not exceed three hundred and fifty square feet (350 SF).

(2) Properties along other designated public streets may have freestanding signs that do ~~Sign-area may~~ not exceed the size set forth in attachment A or B, section 10-13-15 of this chapter, where applicable. Sign area increases may be allowed in accordance with subsection B2 of this section.

c. Location Standards: Signs must be located as follows:

- (1) At least one hundred feet (100') from a monument sign or one hundred fifty feet (150') from another freestanding sign on the same side of the street,
- (2) Outside of visibility triangles at intersections and site ingress/egress points,
- (3) On private property not less than five feet (5') behind sidewalk or property line whichever is furthest from the street,
- (4) Located within thirty feet (30') of the property line fronting the public road to which the sign is facing,
- (5) If by government action a freestanding sign is condemned for health or safety issues the sign may be reconstructed and relocated on the same property to a location which complies with the above location standards where possible.

d. Architectural Considerations:

- (1) Signs must be in architectural harmony with associated uses and thematic elements of the associated development.

- (2) All on premises freestanding signs must have the structural supports covered or concealed with pole covers (pylon covers) at least thirty six inches (36") wide. The actual structural supports shall not be exposed, and the covers must be architecturally and aesthetically designed to match the building or development to which it is associated.
- (3) Materials, colors, illumination methods, and sign design should complement the rural and agrarian character of Santaquin City.
- (4) Landscaping and/or architectural elements shall be provided under the copy area to integrate the sign with the landscape and not create isolated and barren structures on a site.

e. Reader Boards And Message Centers:

- (1) No reader boards, ~~changeable copy areas~~ or electronic message centers may exceed thirty percent (30%) of the total sign copy area of the sign. Amber lighting of electronic message centers is encouraged.
- (2) If electronic message centers are utilized in signs along I-15, the message changes may not be more frequent than eight (8) seconds and the actual message rotation process must be accomplished in three (3) seconds or less. (Ord. 07-01-2018, 7-18-2018, eff. 7-19-2018)

f. Animate and Inanimate Images:

- (1) On-premises freestanding signs along the I-15 corridor may have signs with inanimate images. If inanimate images are utilized, the image changes may not be more frequent than eight (8) seconds and the actual image rotation process must happen instantly. Animate images on freestanding signs along I-15 are prohibited.
- (2) Properties along other designated public streets may have freestanding signs with animate or inanimate images that are no more than twenty-five square feet (25 SF). Such area shall be included within the maximum total sign area allowed.

D. Monument Signs: The following standards shall apply:

1. Street Frontage Requirement For Monument Signs: Monument signs are allowed for any size parcel provided that the parcel has thirty feet (30') of street frontage. The sign area allowed is determined by the following formula: thirty two (32) square feet plus one square foot per one linear foot of street frontage over fifty feet (50'), maximum size is eighty (80) square feet. Parcels with two (2) street frontages are allowed a sign on each street. However, the signs must be separated by at least one hundred feet (100') as measured diagonally across the property from center to center of both signs or only one sign will be allowed. Signs within the visibility triangle may be allowed with the permission of the Santaquin City Engineer.
2. Monument Signs For Planned Commercial Centers:
  - a. Monument sign shall have a logo/identification theme as part of the sign.

- b. Planned commercial centers with two (2) or more street frontages are allowed one sign on each street frontage. The signs must be separated by at least one hundred feet (100') as measured diagonally across the property from center of sign. In no case shall the approved monument sign be placed closer than one hundred feet (100') to any other sign (monument or freestanding/pole) located on the same side of street.
- c. The area of the sign is determined by the length of the frontage along which the sign is to be placed, including the frontage of any freestanding buildings included within the planned commercial center. The sign area is determined as provided in subsection D1 of this section.
- d. In the case of the development of a planned commercial center on multiple parcels of property having common frontages, regardless of the number of separately owned parcels or buildings of separate occupancy within the planned commercial center, the frontage shall be considered to be the composite of the entire commonly used parcels or buildings and not the frontage of each individual business or occupancy. The overall frontage shall be used to calculate allowable sign area for the center identification sign as provided in subsection D1 of this section.
- e. In the event that a planned commercial center has several freestanding buildings (single or multi-occupant), each permitted monument sign shall be separated from each other by no less than one hundred feet (100').

### 3. Freestanding Building Within A Planned Commercial Center:

- a. A freestanding building within an approved planned commercial center may request a monument sign provided that the freestanding building lot is contiguous to a major arterial street and has at least one hundred feet (100') of street frontage.
- b. Freestanding buildings with two (2) or more street frontages are allowed one sign on each frontage. The signs shall be separated by at least one hundred feet (100') as measured diagonally across the property from center of sign. In no case shall the approved monument sign be placed closer than one hundred feet (100') to any other sign (monument or freestanding/pole) located on the same side of street.
- c. The business or tenant occupying the freestanding building shall be allowed a monument sign upon determination of the community development department that the sign is not in conflict with the purpose of this chapter and is in architectural harmony with uses adjacent to the development.
- d. The sign area is determined as provided in subsection D1 of this section.

### 4. Freestanding Building Not Associated With A Planned Commercial Center:

- a. A freestanding building not associated with a planned commercial center is allowed one monument sign provided that the parcel has at least one hundred feet (100') of street frontage.

b. In the case of the freestanding building having two (2) or more frontages, one sign may be placed on each street frontage provided that the signs are separated by at least one hundred feet (100') as measured diagonally from center of sign. In no case shall the permitted monument sign be placed closer than one hundred feet (100') to any other sign (monument or freestanding/pole) located on the same side of street.

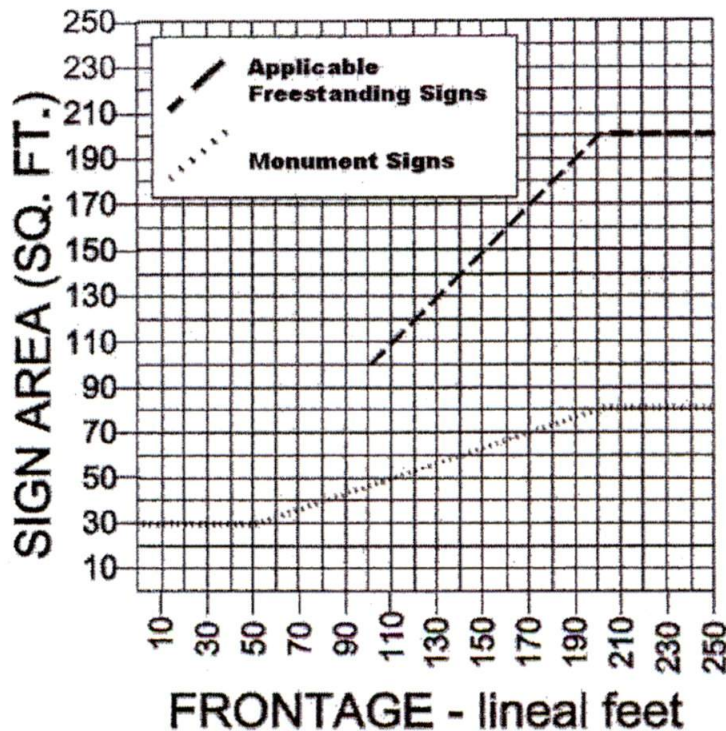
c. The sign area is determined as provided in subsection D1 of this section.

5. Height Requirements For Monument Signs: Monument signs must have at least a one foot (1') pedestal, and the illuminated cabinet may not exceed five feet (5') for a total of six feet (6'). The height to the top of the sign as measured from the street curb may vary depending upon landscaping, but the combined height of the sign and berming/landscaping may not exceed nine feet (9'). The entire frontage of the property must be randomly bermed for this to occur, not just where the sign is to be positioned. The sign base shall be landscaped.

6. Reader Boards And Electronic Message Centers: Reader boards (changeable copy areas) and electronic message centers may be allowed, however, such devices shall not exceed fifty percent (50%) of the total sign area.

7. Animate and Inanimate Images: Monument signs may have animate or inanimate images that are no more than twenty-five square feet (25 SF). Such area shall be included within the maximum total sign area allowed.

#### 10-13-15: ATTACHMENTS AND GRAPHS:



Attachment A  
Size Allowance For Monument And  
Applicable Freestanding Signs


**Section II. Severability**

If any part of this ordinance or the application thereof to any person or circumstances shall, for any reason, be adjudged by a court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this ordinance or the application thereof to other persons and circumstances, but shall be confined to its operation to the section, subdivision, sentence or part of the section and the persons and circumstances directly involved in the controversy in which such judgment shall have been rendered. It is hereby declared to be the intent of the City Council that this section would have been adopted if such invalid section, provisions, subdivision, sentence or part of a section or application had not been included.

**Section III. Posting and Effective Date**

This ordinance shall become effective at 5:00 p.m. on Wednesday, May 8, 2019. Prior to that time, the City Recorder shall deposit a copy of this ordinance in the official records of the City and place a copy of this ordinance in three places within the City.

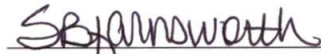
PASSED AND ADOPTED this 7<sup>th</sup> day of May 2019.

  
Kirk Hunsaker, Mayor



Councilmember Elizabeth Montoya	Voted	Aye
Councilmember Lynn Mecham	Voted	Aye
Councilmember Keith Broadhead	Voted	Absent
Councilmember Nick Miller	Voted	Aye
Councilmember Chelsea Rowley	Voted	Aye

ATTEST:

  
Susan Farnsworth, City Recorder