

## PROPOSED ORDINANCE

**Drafted by DPZ Staff with revisions from Planning Commission at 8/12/20, 8/26/20 work sessions. (Revisions in bold and italic; deletions are strikethroughs.)**

The following is a proposed ordinance to amend the Code of the Town of Vienna, Chapter 18, Zoning, Article 19, Sections 18-175, 18-177, 18-178, and 18-185.

BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF VIENNA, VIRGINIA THAT:

**Section 1:** The Town Code, Chapter 18 - Zoning, Article 19, Nameplates and Signs, Section 18-175 Definitions, is amended as follows:

Sec. 18-175. – Definitions.

~~*Banner, pennants or streamers, standards or flags*~~ means any temporary sign consisting of lightweight, flexible material, which is supported by a frame, ropes, cables, wires or other anchoring devices.

***Banner. A sign constructed of flexible material affixed to a framework or flat surface.***

~~*Temporary sign. means any sign, banner, valance or advertising display which may easily be dismantled or removed and which may only be displayed for a limited period of time at any one location. A sign constructed of cloth, canvas, vinyl, paper, plywood, fabric, or other lightweight material not well suited to provide a durable substrate or, if made of some other material, is neither permanently installed in the ground nor permanently affixed to a building or structure which is permanently installed in the ground.*~~

~~*Window sign. means any permanent or temporary sign which can be read from a public street or parking lot, and which is placed on the inside surface of a glass window or within a distance of six feet inside the window. Show window displays are not included within this definition. A sign visible outside the window and attached to or within 18 inches in front of or behind the surface of a window or door.*~~

***Yard sign. A temporary sign placed upon or supported by the ground independently of any other structure, or affixed to a framework.***

***Yard sign, for sale or rent. A temporary sign placed upon or supported by the ground independently of any structure, or affixed to a framework during the duration of construction or sale of a property.***

**Section 2:** The Town Code, Chapter 18 - Zoning, Article 19, Nameplates and Signs, Section 18-177 Exempt Signs, is amended as follows:

Sec. 18-177. - ~~Exempt signs.~~ ***Signs not requiring a permit.***

~~Exempt signs~~ ***Signs not requiring a permit*** shall include the following:

1. Signs not exceeding 1.5 square feet in area, and not otherwise prohibited by section 18-178. Any sign over 1.5 square feet and not otherwise prohibited by section 18-178 shall require a permit as specified in section 18-176.

- ~~2. Temporary window signs. Signs made of paper, cardboard, cloth or similar material may be displayed in buildings in the commercial and industrial zones, provided the area of such signs shall not exceed 25 percent of the total area of transparent glass.~~
- 2.3- Bulletin boards. One white lighted bulletin board is permitted, not exceeding 18 square feet in area for nonprofit organizations.
- 3.4-Residential nameplate. One residential nameplate for each dwelling unit shall be permitted not exceeding 1.5 square feet in area. Such sign may be at but not project over any street sign.
- ~~5. For sale or for rent signs. One unlighted sign will be permitted to advertise property for sale or for rent, provided such sign is located on the property to which it pertains and provided the total area of such sign does not exceed six square feet.~~

**4. Temporary banners, window signs, and yard signs as follows:**

<i>Zoning District</i>	<i>Land Use</i>	<i>Banners</i>	<i>Window Signs</i>	<i>Yard Signs</i>	<i>Duration</i>
<i>RS-10, RS-12.5, RS-16, RM-2, RTH, PR, PC</i>	<i>Residential, Parks, and Institutions</i>	<i>Maximum area: 24 square feet</i>	<i>Lesser of 25% of window area or 10 square feet</i>	<i>Maximum area: 12 square feet for any single sign</i>	<i>Banners, window signs, and yard signs: 90 days; Yard signs, for sale or rent: during the duration of construction or sale</i>
<i>C-1, C-1A, C-1B*, C-2, MAC, CM, CMP, T</i>	<i>Commercial and Industrial</i>	<i>Maximum area: 32 square feet</i>	<i>Lesser of 25% of window area or 10 square feet</i>	<i>Maximum area: 16 square feet for any single sign</i>	<i>Banners, window signs, and yard signs: 90 days; Yard signs, for sale or rent: during the duration of construction or sale</i>

*\*Note: C-1B Church Street Vision Design guidelines for signs provided in Sec. 18-87.5.K.*

- 5.6-Other similar signs as determined by the zoning administrator or designee.

**Section 3:** The Town Code, Chapter 18 - Zoning, Article 19, Nameplates and Signs, Section 18-178 Prohibited Signs and Sign Structures, is amended as follows:

Sec. 18-178. – Prohibited signs and sign structures.

6. Moving or rotating signs and pennants, banners, streamers, etc., are prohibited. Signs which involve motion or rotation of any part, or display flashing or intermittent lights are prohibited. Standards, banners, flags, streamers, and similar devices used for advertising purposes are prohibited, unless provided by the zoning administrator for not more than 30 days. Sponsorship banners at facilities where recreational uses occur, as defined in this chapter, may be permitted in the discretion of the zoning administrator for a period not to exceed 120 days. The zoning

administrator shall exercise ~~his~~ **their** discretion with due regard for the intent provision of this article set forth in section 18-174 A.3, **subject to appeal to the Board of Zoning Appeals per section 18-232.**

**Section 4:** The Town Code, Chapter 18 - Zoning, Article 19, Nameplates and Signs, Section 18-185 Special Regulations for Certain Uses and Signs, is amended as follows:

Sec. 18-185. – Special regulations for certain uses and signs.

~~E. *Temporary signs.* A temporary real estate sign and signs of a public and semi-public nature not exceeding 50 square feet in area may be erected upon issuance of a temporary six-month renewable permit. Such sign shall not be illuminated, nor shall it be less than 75 feet from any dwelling. No such temporary permit shall be granted unless a \$25.00 bond has been posted. All temporary real estate signs and public and semi-public signs shall be dismantled within five days after expiration date of the temporary permit.~~

- ~~1. Temporary signs of a public or semi-public nature pertaining to elections. Five temporary signs not exceeding 20 square feet total may be posted on residential property after securing the necessary permits and posting of a \$25.00 bond, for a period of 30 days prior to election day and shall be removed not more than five days after election day. Failure to remove signs shall constitute forfeiture of all bonds posted and all material will become property of the Town.~~
- ~~2. A banner across Maple Avenue at the intersection of Maple Avenue and Center Street shall be erected two weeks before election day to announce Town elections, such wording shall be "Town Council Election, Tuesday, May (date)" and removed the day after election.~~
- ~~3. Temporary signs during construction:
  - ~~a. In the event an existing approved exterior sign permitted under section 18-184 requires temporary removal due to reconstruction or renovation of the building exterior where located, a temporary business identification sign of a size not exceeding the original may be substituted therefor during the period of actual reconstruction or renovation, or six months, whichever is less. All such temporary business identification signs shall be subject to approval of the Board of Architectural Review.~~
  - ~~b. One construction sign identifying a construction site or project, located on the identified project site and meeting the permit requirements of this article, may be erected no more than five days prior to the beginning of construction and must be removed prior to issuance of an occupancy permit in the case of new construction. In the case of renovation or other construction during occupancy, such signs shall be removed on or before that date provided in the application for the sign permit as the date of estimated completion of renovation or other construction.~~
  - ~~c. The zoning administrator is authorized to extend the time periods provided for in subsections E.3.a and b of this section, for one additional period not to exceed six months, for good cause shown.~~~~

~~E.F. *Informational municipal and institutional signs.*~~

**Section 5:** This Ordinance shall become effective ten (10) days following notice of adoption by the Town Council.

Passed and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2020

\_\_\_\_\_  
Linda J. Colbert, Mayor

ATTEST:

\_\_\_\_\_  
Town Clerk