

## **ARTICLE IX. SIGN REGULATIONS**

### **Sec. 28-250. Intent.**

The purpose of this article is to regulate signs and outdoor advertising within the City of Jackson to protect public safety, health, and welfare; minimize abundance and size of signs to reduce motorist distraction and loss of visibility; promote public convenience; preserve property values; support and complement strategies of the City of Jackson Master Plan; and enhance the aesthetic appearance and quality of life within the city. Additional objectives, above and beyond those found within this article, are as follows:

- (a) Protect the public right in accordance with the First Amendment of the United States Constitution.
- (b) Recognize that the principal intent of commercial signs is to serve the public interest, for providing accurate information to the public, not for creating visual blight, and not for compromising traffic safety.
- (c) Recognize that the proliferation of signs is unduly distracting to motorists and non-motorized travelers, reduces the effectiveness of signs directing and warning the public, causes confusion, reduces desired uniform traffic flow, and creates potential for accidents.
- (d) Prevent signs that are potentially dangerous to the public due to structural deficiencies or disrepair.
- (e) Enable the public to locate goods, services, and facilities without excessive difficulty and confusion by restricting the placement of signs.
- (f) Prevent placement of signs which will conceal or obscure signs of adjacent uses.
- (g) Preserve and improve the aesthetics and character of the city by encouraging signs of consistent size which are compatible with and complementary to related buildings and uses, and harmonious with their surroundings.
- (h) Provide a predictable form-based ordinance that focuses on regulating the time, place, manner, and physical characteristics of signs, but not focus on regulating the message content of signs.

(Ord. No. 2016.07, § 2, 3-29-16)

### **Sec. 28-251. Interpretation.**

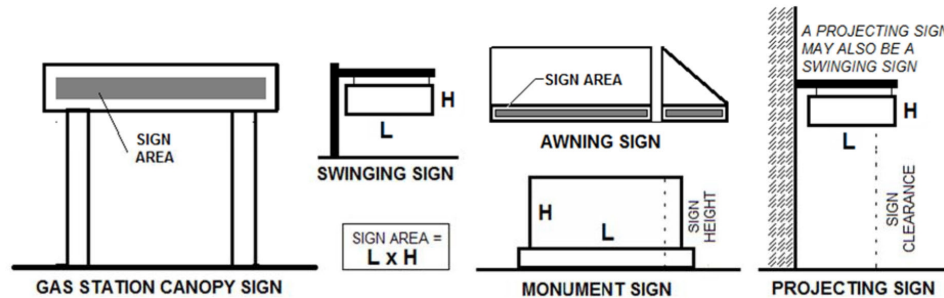
Please refer to section 28-4 regarding how the wording utilized in this and the other articles which comprise this chapter shall be interpreted.

(Ord. No. 2016.07, § 2, 3-29-16)

### **Sec. 28-252. General provisions.**

- (a) *Character.* All signs must be designed, constructed, and maintained to be appropriate in appearance with the existing or intended historic character of the city and to maintain the essential character of the area. Signs must be discernible and easy to read for both pedestrian and vehicular traffic.

- (b) *Location/projection.* Unless otherwise permitted herein, no signs, except those established by the city, county, state, or federal government, may be located in, projected onto, or overhang any city-owned public right-of-way unless a revocable license is issued by the Community Development Department (see section 28-166). Signs cannot extend above the roof or parapet of the structure to which it is attached. Signs cannot be located within ten (10) feet of a fire hydrant.
- (c) *Enlargement, alteration or relocation.* Signs cannot be enlarged, structurally altered, or relocated except to increase their conformity to the provisions of this chapter.
- (d) *Calculation of total sign area.* The area of a sign is limited to the size of the cabinet or structure (excluding the base) except awnings and gas station canopies (see section 28-253 and the following diagram).



- (e) *Setbacks.* All signs, unless otherwise provided for, shall be located outside any public street right-of-way line, unless a revocable license is granted, and shall comply with section 28-262, visibility at intersections.
- (f) *Substitution.* The owner of any sign which is otherwise allowed by this sign ordinance may substitute non-commercial copy in lieu of any other commercial or non-commercial copy. This substitution of copy may be made without any additional approval or permitting. The purpose of this provision is to prevent the favoring of commercial speech over non-commercial speech, or favoring of any particular non-commercial message over any other non-commercial message.
- (g) *Illumination.* Signs shall be illuminated only by steady, stationary, shielded light sources directed solely at the sign (i.e. front lit signs) or internal to it (i.e. back lit signs). No sign shall be illuminated by any open spark or flame, intermittent, or flashing illumination, except as otherwise permitted by this chapter.
- (1) *Front lit signs.* "Front lit signs" are signs that are illuminated by an external light source. An example of a front lit sign is a monument sign that is illuminated by a spot light that is located several feet in front of the sign. The background of front lit signs may be any color, provided they are not reflective at night. However, such signs may use light reflecting lettering and messaging.
  - (2) *Back lit signs.* "Back lit signs" are signs that are illuminated by an internal light source. An example of a back lit sign is a monument sign that is illuminated by several fluorescent bulbs that are located within the sign cabinet. The background of back lit signs may be any color—which complements the character of the surrounding area (except white)—provided the background is blacked out at night so that only the lettering and message is illuminated.
  - (3) *[Illumination of signs.]* Illumination of signs shall meet the standards included in section 28-109; and shall be directed or shielded downward, so that no direct ray from such illumination shall interfere with the vision of persons on the adjacent streets or of adjacent property owners. The use of colored lights that could reasonably be confused with traffic signals shall not be permitted. Underground wiring shall be required for all illuminated signs not attached to a building.

(Ord. No. 2016.07, § 2, 3-29-16; Ord. No. 2022-04, § 2, 5-24-22)

**Sec. 28-253. Signs subject to permit or other approval.**

The signs outlined in the following table are subject to a permit or other approval as indicated. Unless stated otherwise within the article, all other sign types are exempt from the permit requirements. The design requirements and other provisions for such sign are also prescribed. Permit application requirements are found in section 28-254. These signs include the following and are defined in section 28-5.

Table of Sign Standards for Signs Subject to a Permit Unless Otherwise Specified (in this Table)			
	Sign Types, Districts Permitted, Required Approvals	Size Restrictions	Additional Restrictions
(a)	<i>Awning Signage.</i> Permitted in the R-4, R-6, C-1, C-2, I-1 and I-2 Districts, subject to the sign permit.	<i>Number.</i> One (1) per property or business entrance. <i>Total Sign Area.</i> Message shall not cover more than 1/3 of the apron of each awning.	All or a portion of the permitted awning signage area may be used towards wall signage. The apron of the awning must be at least nine (9) feet above ground level or sidewalk. Awnings must meet the building design standards (see section 28-115(f)(3)). Sign materials and sign colors must complement the building(s) located on the site and emulate the neighborhood. Awnings that overhang a public right-of-way require a revocable license (see section 28-166).
(b)	<i>Billboards.</i> Permitted only in the I-2 Zoning District, subject to a Conditional Use Permit (see section 28-145).		
(c)	<i>Construction Site Signs.</i> [Permitted] in the R-4, R-5, R-6, C-1, C-2, C-3, C-4, I-1 and I-2 Districts, subject to the sign permit.	<i>Total Sign Area.</i> Nonresidential construction site sign size shall not exceed an aggregate of sixty-four (64) square feet; no one sign shall exceed thirty-two (32) square feet. <i>Height.</i> Shall not exceed ten (10) feet.	All signs shall be erected during the construction period. Such signs shall be removed no more than fourteen (14) days after the date that development or phase is completed. The developer may request a permit renewal from the zoning administrator, or his/her designee, following all of the pertinent procedures of the original approval if additional time is needed for the project or for additional phases. In addition to permit requirements, permit renewal requests will consider the current condition and quality of the existing sign and whether replacement or repair is necessary.

			No construction site signs shall be located in the public right-of-way.
(d)	<p><i>Electronic and Other Changeable Message Board.</i> Permitted in the R-4, R-6, C-1, C-2, C-3, C-4, I-1 and I-2 Districts, subject to a sign permit. Electronic Message Boards are only allowed on lots with at least one hundred (100) feet of continuous street frontage.</p>	<p><i>Number.</i> One (1) per lot. <i>Total Sign Area.</i> The electronic or other changeable message board sign shall not exceed twenty-five percent (25%) of the total monument sign area proposed.</p>	<p>Only permitted as part of a permitted monument sign, cannot stand alone. An electronic or other changeable message board located on street frontage shall only have a static message or image that changes if the rate of change between two (2) static messages or images does not exceed more than one (1) change per five (5) minutes, each change is complete in one (1) second or less, and the maximum daylight sign luminance level does not exceed sixty-two thousand (62,000) candelas per meter squared at forty thousand (40,000) lux illumination beginning one-half (½) hour after sunrise and continuing until one-half (½) hour before sunset and does not exceed three hundred seventy-five (375) candelas per meter squared at four (4) lux illumination at all other times. In addition, any sign permitted to have this changeable copy, must configure to default to a static display in the event of mechanical failure.</p>
(e)	<p><i>Gas Station Canopy Signage.</i> Only permitted in the C-4, I-1, and I-2 Districts, subject to a sign permit.</p>	<p><i>Number.</i> Up to three (3). <i>Total Sign Area.</i> Shall not exceed eight (8) square feet per sign and each sign shall be contained in the canopy facade.</p>	<p>The face of the canopy shall not be internally illuminated, if proposed as such, the entire canopy area will be considered part of the sign, unless the canopy is a dark color and the letters are light and illuminated.</p>
(f)	<p><i>Monument (Ground) Signs.</i> Permitted in the R-4, R-6, C-1, C-2, C-3, C-4, I-1, and I-2 Districts subject to a sign permit. Permitted in the R-1, R-2, and R-3 Districts subject to conditional use approval (section 28-147)</p>	<p><i>Number.</i> One (1) monument/ground sign per lot in addition to permitted wall, awning, and window signage. <i>Total Sign Area.</i> Twenty (20) square feet per sign face in the R-4 and R-6 Districts, forty (40) square feet in the C-1, C-2 and C-3 Districts, and sixty (60)</p>	<p>No part of monument sign may be placed within five (5) feet of a front lot line or within five (5) feet of a side lot line. In no case may the sign violate the provisions of section 28-126, visibility at intersections. Sign materials and sign colors must complement the building(s) located on the site and emulate the high quality traditional character of the city.</p>

		<p>square feet in the C-4, I-1 and I-2 Districts.</p> <p><i>Height.</i> Five (5) feet above grade in the R-1 through R-3, R-4, R-6, C-1, and C-2 Districts and six (6) feet above grade in the I-1 and I-2 Districts.</p>	
(g)	<p><i>Murals Without Signage.</i> Permitted only in R-4, R-6, C-1, C-2, C-3, C-4, I-1 and I-2 Districts and public parks, subject to site plan approval (see section 28-135). A mural can be a portion of a construction site sign as defined by this chapter. Murals must be constructed of appropriate materials and reasonably maintained.</p>	<p><i>Number.</i> No more than two (2) walls per building address may contain a mural.</p> <p><i>Total Sign Area.</i> While up to 100% of the wall area may contain a mural no more than fifty (50) percent of any one wall area may contain business signage.</p>	<p>Colors and design shall complement the structure and neighborhood. This determination shall be made by the Jackson Public Arts Commission.</p>
(h)	<p><i>Projecting Signs.</i> Only permitted in the C-3 District, subject to a sign permit.</p>	<p><i>Total Sign Area.</i> The sign shall not exceed sixteen (16) square feet in area with a maximum width of two (2) feet measured from the inside edge of the sign which shall be no more than six (6) inches from the exterior wall of the structure.</p> <p><i>Height.</i> Projecting signs must be affixed to the front façade of the business and allow a nine (9) foot clearance from the bottom of the sign to the sidewalk. The top of the sign shall not be installed at a height taller than the bottom of the second floor or between the parapet and the windows of a single story structure.</p>	<p>The applicant is permitted a projecting sign in place of one (1) of the allowable wall signs. A revocable license is needed if the sign projects into a public right-of-way (see section 28-166).</p>
(i)	<p><i>Sandwich Boards (A-Frame</i></p>	<p><i>Number.</i> One (1) per</p>	<p>Each sign shall be placed outside only</p>

	<p><i>Signs</i>. Permitted in the C-1, C-2, and C-3 Districts subject to a sign permit.</p>	<p>building, regardless of the number of tenants. <i>Total Sign Area</i>. Shall not exceed a length of two (2) feet and a height of three (3) feet.</p>	<p>during the hours of operation and shall be stored indoors at all other times. Signs shall not be physically secured to light poles, vegetation, street furniture, or other permanent structures. Each sign shall be placed next to the building wall or adjacent to the curb in a manner which provides four (4) feet of free passage for pedestrians and does not interfere with normal pedestrian or automobile traffic. No sign shall be in the sight clearance triangle. No revocable license is required if the sandwich board is placed in a public right-of-way. The owner of the sandwich board shall provide a certificate of insurance and insurance endorsement listing the City of Jackson as an additional insured, and this certificate must be in a coverage amount established by the city attorney to ensure the city's protection. All sign frames shall be constructed of a weatherproof material and shall be kept in good repair.</p>
(j)	<p><i>Temporary Banners</i>. Permitted in all districts subject to a sign permit.</p>	<p><i>Number</i>. One (1) per street front. <i>Total Sign Area</i>. Shall not exceed an area of thirty-two (32) square feet.</p>	<p>Shall be permitted to be displayed for up to thirty (30) days. Signs are limited to no more than three (3) events per calendar year. If mounted to the ground, a two sided sign is permitted but shall not exceed the maximum sign dimensions. No sign shall be in the sight clearance triangle. Any banner positioned within or suspended above a public right-of-way requires a revocable license (see section 28-166).</p>
(k)	<p><i>Temporary Event Signs</i>. Permitted in all districts subject to a sign permit.</p>	<p><i>Number</i>. One (1) per event. <i>Total Sign Area</i>. Shall not exceed an area of twelve (12) square feet. Signs in the right-of-way may not be</p>	<p>Shall be permitted to be displayed for up to thirty (30) days. Signs are limited to up to three (3) events per calendar year. If mounted to the ground, a two sided</p>

		more the four (4) feet tall or four (4) feet wide.	sign is permitted but shall not exceed the maximum sign dimensions. No sign shall be in the sight clearance triangle. Any sign projecting greater than fifteen (15) inches into a public right-of-way requires a revocable license (see section 28-166).
(I)	<i>Wall Signs.</i> Permitted in the R-4, R-6, C-1, C-2, C-3, C-4, I-1 and I-2 Districts, subject to a sign permit.	<i>Number.</i> One (1) wall sign or projecting sign per façade as permitted below. <i>Total Sign Area.</i> The sign's surface shall not exceed two (2) square feet for each lineal foot of the length of the primary building façade up to a maximum of one hundred (100) square feet. <i>Height.</i> Signs to be placed on the wall below the roof line for one story buildings and below the bottom of the second floor for multiple story buildings in the downtown (C-3 district) and as a conditional land use when located above the second floor of a building.	Wall signs may be placed anywhere on a building or accessory structure (such as a gas station or drive-through window canopy) provided it meets the height requirements. All or a portion of the permitted wall sign area may be used towards awning signage provided the proposed area meets the size restrictions of this chapter and the awning meets design standards of section 28-115(f)(3). Any sign projecting greater than fifteen (15) inches into a public right-of-way requires a revocable license (see section 28-166).

(Ord. No. 2016.07, § 2, 3-29-16; Ord. No. 2016-29, § 3, 11-15-16; Ord. No. 2020-19, § 2, 10-27-20)

**Sec. 28-254. Permit requirements.**

It shall be unlawful for any person to erect, structurally alter, or relocate any sign as defined herein unless specifically exempted hereunder, without first obtaining a permit from the zoning administrator and making payment of any fee required by the city. The zoning administrator shall review the sign permit applications for conformance with the requirements of this chapter. The zoning administrator shall not issue a permit for erection of a proposed sign that is not in conformance with the requirements of this chapter unless a variance is otherwise issued by the zoning board of appeals.

(Ord. No. 2016.07, § 2, 3-29-16)

**Sec. 28-255. Application procedures.**

Application for sign permits shall be made upon forms provided by the city and shall have attached thereto the following information:

- (a) Applicant must fill out a city sign application form obtained from the zoning administrator.
- (b) Information that must be included in the application is:
  - (1) *Location.* A written description of the sign as well as an adequate staking of the requested sign location that would allow for on-site inspection.
  - (2) A drawing of the sign and any structural supports, which gives all dimensions of the sign and structure (i.e., length, width, and height).
  - (3) A schematic sketch or drawing of the site showing its relationship to the roadway and adjacent land uses and any landscaping to be used in conjunction with the sign. The sketch shall be drawn at a readable scale with a scale bar.
  - (4) A schematic sketch or drawing of the building façade with dimensions (width) and schematic sketch or drawing with dimensions (length, width, and height) of all other signs on the property.
  - (5) Information to confirm the sign will be installed or altered by a contractor registered with the city. No person shall engage in the business of erecting or installing signs without registering with the city to conduct such operations.
- (c) Signs shall conform to all aspects of this chapter.
- (d) Application shall be made to the zoning administrator.
- (e) Where it is alleged that there is an error in any order, requirement, decision, grant or refusal made by the zoning administrator in the interpretation of this chapter, the zoning board of appeals shall have the power to hear and decide appeals, filed as provided in section 28-244.

(Ord. No. 2016.07, § 2, 3-29-16)

**Sec. 28-256. Permit fees.**

A fee shall be paid for the issuance of a sign permit or renewal in accordance with a schedule of fees, which shall be adopted by the city council. Such schedule of fees shall be designed to reimburse the city for all reasonable costs incurred to process, review, inspect, administer, and any other act that is necessary for the zoning administrator to make a decision.

(Ord. No. 2016.07, § 2, 3-29-16)

**Sec. 28-257. Signs that do not require a permit.**

The following signs do not require a permit but remain subject to the conditions and limitations set forth herein:

Table of Sign Standards for Signs That Do Not Require a Permit (in this Table)			
	Sign Types, Districts Permitted, Required Approvals	Size Restrictions	Additional Restrictions
(a)	<i>Drive-Thru Boards.</i> Permitted in the C-1, C-2, C-3, C-4, I-1 and I-2 Districts.	<i>Total Sign Area.</i> Total surface area not to exceed forty-eight (48) square feet.	Direct illumination is prohibited.



		<i>Height.</i> No sign shall exceed a maximum height of six (6) feet from grade.	
(b)	<i>Flags.</i> Permitted in all districts.	<i>Total Sign Area.</i> Aggregate of all signs shall not exceed thirty-two (32) square feet	
(c)	<i>Incidental Signs.</i> <i>Permitted in all districts.</i>	<i>Total Sign Area.</i> Total number of signs shall not exceed an aggregate side face area of six (6) square feet. <i>Single Sign Area.</i> The total sign's surface for a single sign shall not exceed two (2) square feet.	Any sign located in a public right-of-way requires a revocable license (see section 28-166). Direct illumination is prohibited.
(d)	<i>Ingress/Egress Signs.</i> Permitted in all districts.	<i>Total Sign Area.</i> Total surface area not to exceed three (3) square feet per sign face. <i>Height.</i> No sign shall exceed a maximum height of five (5) feet from grade if mounted to the ground.	Such signs must be attached to existing sign posts if available or as otherwise allowed the zoning administrator. The plan for the location of such signage must be approved by the zoning administrator. Any sign located in a public right-of-way requires a revocable license (see section 28-166). Direct illumination is prohibited.
(e)	<i>Murals Without Signage.</i> Permitted only in R-4, R-6, C-1, C-2, C-3, C-4, I-1 and I-2 Districts and public parks. A mural can be a portion of a construction site sign as defined by this chapter. Murals must be constructed of appropriate materials and reasonably maintained.	<i>Number.</i> No more than two (2) walls per building address may contain a mural. <i>Total Sign Area.</i> Up to 100% of the wall area may contain a non-signage mural	Colors and design shall complement the structure and neighborhood. This determination shall be made by the Jackson Public Arts Commission.
(f)	<i>Parking Lot Signs.</i> Permitted in all districts.	<i>Total Sign Area.</i> Total surface area shall not exceed sixteen (16) square feet per sign face. <i>Height.</i> No sign shall exceed a maximum height of six (6) feet from grade if mounted to the ground.	Any sign located in a public right-of-way requires a revocable license (see section 28-166). Direct illumination is prohibited.

(g)	<p><i>Temporary Freestanding Commercial and Industrial Yard Signs and Swinging Signs.</i> Permitted in the C-1, C-2, C-3, C-4, I-1 and I-2 Districts.</p>	<p><i>Number.</i> Total number of signs shall not exceed an aggregate side face area of twenty (20) square feet. <i>Single Sign Area.</i> The total sign's surface for a single sign shall not exceed eight (8) square feet. <i>Height.</i> No sign shall exceed a maximum height of four (4) feet.</p>	<p>No sign shall be in place for a period exceeding six (6) consecutive months. Swinging signs may be wall or ground mounted and only in the C-3 district. Any sign located in a public right-of-way requires a revocable license (see section 28-166). Direct illumination is prohibited.</p>
(h)	<p><i>Temporary Freestanding Residential Yard Signs and Swinging Signs.</i> Permitted in the R-1, R-2, R-3, R-4, R-5 and R-6 Districts</p>	<p><i>Number.</i> Total number of signs shall not exceed an aggregate side face area of eighteen (18) square feet. <i>Total Sign Area.</i> The total sign's surface for a single sign shall not exceed six (6) square feet. <i>Height.</i> No sign shall exceed a maximum height of four (4) feet.</p>	<p>No sign shall be in place for a period exceeding three (3) consecutive months. Swinging signs may be wall or ground mounted and only in the R-4 and R-6 districts. Any sign located in a public right-of-way requires a revocable license (see section 28-166). Direct illumination is prohibited.</p>
(i)	<p><i>Warning Signs.</i> Permitted in all districts.</p>	<p><i>Total Sign Area.</i> For warning signs located in the R-1, R-2, R-3 and R-5 Districts, the total surface area for a single sign face shall not exceed three (3) square feet. For warning signs located in the R-4 and R-6 Districts, the total surface area for a single sign face shall not exceed four (4) square feet. For warning signs located in the C-1, C-2, C-3, C-4, I-1 and I-2 Districts, the total surface area for a single sign face shall not exceed six (6) square feet.</p>	<p>When required by local, state or federal law, the sign shall be placed in a conspicuous location that is reasonably expected to notify persons of potential hazard. Unless state or federal law requires a different size. Any sign located in a public right-of-way requires a revocable license (see section 28-166). Direct illumination is prohibited.</p>
(j)	<p><i>Window Signs.</i> Permitted in all districts.</p>	<p><i>Total Sign Area.</i> In total the message shall cover no more than ¼ of the front window area.</p>	<p>Signs shall be affixed directly to the window. Front lit illumination is prohibited in all districts. Back lit illumination is allowed in the C-1, C-2, C-3, C-4, I-1, and I-2 districts.</p>

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(Ord. No. 2016.07, § 2, 3-29-16; Ord. No. 2020-19, § 2, 10-27-20)

**Sec. 28-258. Similar sign determination.**

It is recognized by the city that not all sign types can be identified within the scope of this chapter. Therefore, the city's zoning administrator has the authority to make a "similar sign determination." The zoning administrator shall evaluate the physical characteristics, location, and other relevant factors in determining which sign type defined in this chapter is most similar. Based on that determination, this sign type shall always be included in the comparable sign category.

(Ord. No. 2016.07, § 2, 3-29-16)

**Sec. 28-259. Nonconforming signs.**

The goal is to eliminate nonconforming signs, except as otherwise specifically set forth in this section. Any lawfully erected sign, which is made unlawful by this chapter, may continue exactly as the sign existed at the time when the sign became unlawful under the provisions of this chapter.

(Ord. No. 2016.07, § 2, 3-29-16)

**Sec. 28-260. Prohibited signs.**

Unless otherwise permitted by this chapter, it shall be unlawful for any person to erect, structurally alter, restore, or relocate any of the following signs:

- (a) A sign which copies or imitates or in any way approximates an official highway sign or any word phrase, symbol or character in such a manner as to interfere with, mislead, or confuse traffic; any sign which obscures a sign displayed by a public authority for the purpose of giving traffic instruction or direction or other public information; or any sign that is erected in such a manner as to interfere with, obstruct the view of, or be confused with an authorized traffic sign, signal or device.
- (b) Any sign that has been unlawfully erected, structurally altered, or relocated in violation of any of the provisions of this chapter or of any other chapter of the City Code shall be prohibited and removed in accordance with the provisions of section 28-130.
- (c) A sign which displays flashing or intermittent lights or lights of changing degrees of intensity, or a sign that moves either by mechanical means or reaction to air currents, other than as noted in this chapter.
- (d) A sign that obstructs any window or door opening used as a means of egress or a sign that interferes with an opening required for legal ventilation.
- (e) A sign or illumination that causes any direct glare into or upon any building other than the building to which the sign is accessory.
- (f) Off-premises signs and billboards, except as otherwise specified in this chapter.
- (g) Swinging signs, except in the C-3 District.
- (h) Abandoned signs (see section 28-5).

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- (1) Any text or images displayed upon the face(s) of an abandoned sign must be removed or replaced with blank faces.
  - (2) Abandoned nonconforming signs, including the structure, shall be removed immediately.
  - (3) The zoning administrator shall require the removal of other abandoned signs which have fallen into disrepair.
- (i) Signs which contain statements, words, or pictures of an obscene or pornographic nature.
  - (j) Signs which emit audible sound.
  - (k) Exterior string lights including rope lights, fiber optics or other similar types of lights intended to draw attention to a sign.
  - (l) Non-regulatory signs (e.g., posters, notices, advertisements, etc.) placed in any public right-of-way, attached to a utility pole, meter posts or affixed to a tree in or along any street right-of-way within the city.
  - (m) Portable signs, as defined, unless otherwise provided for in this chapter.
  - (n) Signs affixed to a parked vehicle or truck trailer which is being used principally for advertising purposes and parked in a location that is selected for that purpose (e.g., a vehicle parked close to a street in a large commercial parking lot, etc.).
  - (o) Banners, balloons, pennants, festoons, spinners, or streamers, unless specifically permitted in this chapter.
  - (p) Inflatables.
  - (q) Roof signs.
  - (r) Shingled roof signs.
  - (s) Any sign which:
    - (1) Is structurally unsafe;
    - (2) Is constructed of a material that is determined by the permit issuing authority to be temporary in nature or a weak material such as oriented strand board (OSB), tarp, canvas, large balloon, banner, or plastic;
    - (3) Constitutes a hazard to safety or health by reason of inadequate maintenance, dilapidation, or abandonment;
    - (4) Constitutes a hazard to safety or health by reason of blocking views;
    - (5) Is capable of causing electric shock to a person who comes in contact with it;
    - (6) Is located in public street or utility right-of-way, except where expressly permitted herein; or
    - (7) Is not kept in good repair, such that it has broken or missing parts, missing letters or panels, or nonoperational lights.
    - (8) Is attached to a tree or other vegetation.

(Ord. No. 2016.07, § 2, 3-29-16)

## **Sec. 28-261. Construction and maintenance requirements for signs.**

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- (a) Signs shall be designed to be compatible with the building materials and landscaping used on the property to promote an overall unified and aesthetic effect in accordance with the standards set forth herein.
  - (b) Signs shall not be constructed from materials that are remnants or manufactured for a different purpose.
  - (c) All monument signs shall have a combination of low shrubbery and annual plantings at the base.
  - (d) The maximum distance between parallel sign faces on a double-faced sign shall be twenty (20) inches, excluding billboards.
  - (e) Every sign shall be constructed and maintained in a manner consistent with Michigan Building Code provisions and maintained in good structural condition at all times. All signs shall be kept neatly painted, stained, sealed or preserved including all metal parts and supports. All lighting shall be functional.

(Ord. No. 2016.07, § 2, 3-29-16)

**Sec. 28-262. Visibility at intersections.**

In no case shall the sign violate the provisions of section 28-126, visibility at intersections.

(Ord. No. 2016.07, § 2, 3-29-16)