

## ORDINANCE NO. 411-2012

### AN ORDINANCE AMENDING ORDINANCE NO. 1994-20 OF THE CITY OF SPANISH FORT, ALABAMA

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SPANISH FORT, ALABAMA, THAT ORDINANCE NO. 1994-20, AS AMENDED BY ORDINANCE NO. 63-96, BE AMENDED AS FOLLOWS:**

1. Section 2.7 (a) (1) through (19) of Ordinance No. 1994-20, as amended, is hereby amended to read in its entirety as follows:

#### **2.7 Exempt Signs.**

- (a) Except as otherwise provided, the following on-site signs are exempt from the provisions of this Ordinance and may be erected without securing a permit, subject, however, to meeting all other applicable codes and regulations.
- (1) One (1) professional nameplate for each occupant. Each professional nameplate shall not exceed six (6) square feet in area.
  - (2) One (1) identification sign for each premise, denoting only the name, street, number and business of an occupant in a commercial building or public institutional building. An identification sign shall not exceed six (6) square feet in area.
  - (3) One (1) bulletin board or identification sign per site for public, charitable, educational or religious institution located on the premises of said institution and not exceeding thirty-two (32) square feet in area.
  - (4) Legal notices and official instruments.
  - (5) Flags or insignias of a governmental organization mounted on a single pole.
  - (6) Flags or insignias of a religious, charitable, fraternal, or special interest organization, mounted on a single pole for a seven (7) day period. Flags or insignias shall be limited to fifty (50) total square feet in area.
  - (7) Decorative flags, banners and bunting authorized by the City Council for a city-wide celebration, conventions or commemorations.
  - (8) Seasonal or holiday lights and decoration only during customary duration of holiday period.
  - (9) Memorial signs, tablets or cornerstones, names of buildings and date of erection when cut into any masonry surface or when constructed of bronze or other noncombustible materials.
  - (10) Nonadvertising (not to exceed two (2) square feet in area) directional signs or symbols (e.g. entrance, exit, caution, slow, no trespassing) located on and pertaining to a parcel of non-commercial private property.

- (11) Identification signs at the entrance drive of residences, estates, farms, ranches, and plantations which do not exceed two (2) square feet in area.
- (12) One (1) non-illuminated, double-faced, temporary, real estate for sale sign per street frontage not exceeding in face area:
  - a. In residential zoning districts:
    1. Six (6) square feet where the property being advertised has a frontage of less than five hundred (500) lineal feet.
    2. Sixteen (16) square feet where the property being advertised has a frontage of five hundred (500) lineal feet or more.
  - b. In all other districts, sixteen (16) square feet where the property or structure being advertised has a frontage of less than two hundred (200) lineal feet.
  - c. In all other districts, thirty-two (32) square feet where the property or structure being advertised has a frontage of two hundred (200) lineal feet or more.
  - d. Multiple-listing strips and sold signs may be allowed when attached to a real estate for sale sign. Signs shall be removed immediately when ownership has changed or the property is no longer for sale, rent, or lease. Open for inspection signs not exceeding two (2) square feet in area may be allowed on property that is open for inspection.
- (13) One (1) construction sign per street frontage located on property where building is actually in progress under a current building permit. This shall be a ground sign not to exceed thirty-two (32) square feet for non-residential structures and sixteen (16) square feet for residential structures and may include the names of persons and firms performing services or labor, or supplying materials to the premises. Such sign must be removed before a certificate of occupancy is issued.
- (14) Political signs, on private property provided such signs shall not exceed 16 sq. ft. in area (6 sq. ft. in a residential district), such signs shall not be erected more than 90 days before an election and must be removed within 3 days after the election.
- (15) Window signs which identify or advertise activities, services, goods or products available within the building and which collectively cover twenty (20) per cent or less of the window glass surface area.
- (16) Signs incorporated on machinery or equipment at the manufacturer's or distributor's level, which identify or advertise only the product or service dispensed by the machine or equipment, such as signs customarily affixed to vending machines, newspaper racks, telephone booths, and gasoline pumps and do not exceed two (2) square feet per piece of equipment.
- (17) Directional and regulatory signs erected by an agency of government or any lawfully constituted utility.

- (18) One under-canopy sign per business not to exceed 3 sq. ft., in area, not lower than 8 ft. clear above the walkway surface and not illuminated.
- (19) Historical signs erected by a state or government agency or any lawfully constituted historical society. Historical signs shall be in conformity with this ordinance.

**SECTION 2. Repealer Clause.**

Any ordinance heretofore adopted by the City Council of the City of Spanish Fort, Alabama, which is in conflict with this Ordinance is hereby repealed to the extent of such conflict. Except as expressly amended herein, all terms and provisions contained in Ordinance No. 1994-20, as amended, shall remain in full force and effect.

**SECTION 3. Severability Clause.**

If any part, section or subdivision of this Ordinance shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this Ordinance, which shall continue in full force and effect notwithstanding such holding.

**SECTION 4. Effective Date.**

This Ordinance shall become effective immediately upon its adoption or as otherwise required by state law.

**ADOPTED AND APPROVED** this *19<sup>th</sup>* day of **March, 2012**.