ORDINANCE NO. 05-_____

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF LEON COUNTY, FLORIDA, AMENDING CHAPTER 10, THE LAND DEVELOPMENT CODE OF THE CODE OF LAWS OF LEON COUNTY, FLORIDA; AMENDING SECTION 10-1, ENTITLED "DEFINITIONS"; AMENDING ARTICLE XIII, DIVISION 3, ENTITLED "OFF-SITE OR ADVERTISING SIGNS AND OFF-SITE DIRECTIONAL SIGNS"; AMENDING SECTION 10-1826, RELATING TO THE LOCATION OF OFF-SITE OR ADVERTISING SIGNS; AMENDING SECTION 10-1829, RELATING TO THE SIZE OF OFF-SITE OR ADVERTISING SIGNS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF LEON COUNTY, FLORIDA, that:

Section 1. Chapter 10, Article I, Section 10-1, of the Code of Laws of Leon County, Florida, is hereby amended to read as follows:

Section 10-1. Definitions.

* * *

Animated sign shall mean any sign of which all or any part thereof visibly moves in any electronic fashion whatsoever; and any sign which contains or uses for illumination any light, lights, or lighting device or devices which change color, flash or alternate, show movement or motion, or change the appearance of said sign or any part thereof automatically. The term animated sign shall not include revolving signs or multi-face mechanical (tri-vision) signs.

* * *

Section 2. Chapter 10, Article XIII, Division 3, of the Code of Laws of Leon County, Florida, is hereby amended to read as follows:

DIVISION 3. Off-Site or Advertising Signs and Off-Site Directional Signs

Sec. 10-1826. Location.

(a) Off-site or advertising signs shall be located only in the following zoning districts:

(1) CP - Commercial Parkway District

(2) C-2 – General Commercial

(~~2~~3) M-1 - Light Industrial District

(~~3~~4) I - Industrial District

(~~4~~5) IC - Interchange Commercial District

(6) LP – Lake Protection, when located within one hundred (100) feet of a principal arterial street and fifteen hundred (1,500) feet of an intersection with a principal arterial/minor collector street (or above).

Sec. 10-1827. Spacing.

Off-site or advertising signs shall not be placed within 1,500 feet of each other on the same side of the road.

Sec. 10-1828. Height.

The height of an off-site or advertising sign, as measured from the grade of the road or highway adjacent to the location of the sign shall be a minimum of ten feet at the bottom of the sign and a maximum of 50 feet at the top of the sign.

Sec. 10-1829. Size.

An off-site or advertising sign shall have a size, including border and trim but excluding the supporting framework ~~supports~~, of a maximum of 380 square feet per structure.

Sec. 10-1830. Setback.

An off-site or advertising sign shall be set back at least 15 feet from the nearest right-of-way line and 35 feet from the right-of-way line intersection point measured at any angle.

Sec. 10-1831. Off-site directional signs.

Each business or institution which is not located on an arterial street or a major collector street may display one off-site directional sign subject to the following requirements:

(1) *Locational requirements:*

a. Off-site directional signs may be located in any zoning district.

b. Off-site directional signs shall not be allowed where visible only from a local street.

c. Off-site directional signs shall be located at the major intersection nearest to the business or institution displaying the sign.

(2) *Type of sign allowed:* Ground sign.

(3) *Maximum sign surface areas:* Up to 16 square feet, which must be deducted from the allowance for on-site signs allowed under this article and provided only one such sign shall be allowed per intersection corner.

(4) *Maximum sign height:* Ten feet.

(5) *Minimum setback:* Five feet from the nearest right-of-way line.

(6) *Illumination:* Off-site directional signs shall not be illuminated. This does not include reflective copy.

(7) *Permission required for placement:* No off-site directional sign shall be located on any property without the written consent of the owner, holder, lessee, agent, or trustee, and requires a sign permit.

Section 3. Conflicts. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, except to the extent of any conflicts with the Tallahassee-Leon County 2010 Comprehensive Plan as amended, which provisions shall prevail over any parts of this ordinance which are inconsistent, either in whole or in part, with the said Comprehensive Plan.

Section 4. Severability. If any word, phrase, clause, section or portion of this ordinance shall be held invalid or unconstitutional by a court of competent jurisdiction, such portion or words shall be deemed a separate and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 5. Effective Date. This ordinance shall have effect upon becoming law.

DULY PASSED AND ADOPTED BY the Board of County Commissioners of Leon County, Florida, this _____ day of _____, 2005.

LEON COUNTY, FLORIDA

BY:_____
CLIFF THAELL, CHAIRMAN
BOARD OF COUNTY COMMISSIONERS

ATTESTED BY:
BOB INZER, CLERK OF THE COURT

BY:_____
CLERK

APPROVED AS TO FORM:
COUNTY ATTORNEY'S OFFICE
LEON COUNTY, FLORIDA

BY:_____
HERBERT W.A. THIELE, ESQ.
COUNTY ATTORNEY

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