

AN ORDINANCE AMENDING APPENDIX A OF THE CITY CODE, ENTITLED "ZONING," ARTICLE 3, SECTION 3-403; ARTICLE 6, SECTION 6-2206; ARTICLE 7, SECTIONS 7-512 AND 7-513; ARTICLE 10, SECTIONS 10-402 AND 10-452; ARTICLE 11, SECTIONS 11-803 AND 11-1114; ARTICLE 12, SECTIONS 12-605, 12-606, AND 12-708; ARTICLE 13, SECTIONS 13-605 AND 13-1402; ARTICLE 14, SECTIONS 14-104, 14-206 AND 14-700 THROUGH 14-710; ARTICLE 16, SECTION 16-105; ARTICLE 19, SECTION 19-403; ARTICLE 20, SECTION 20-202 AND ENACTING ARTICLE 14, SECTION 14-703.1, TO AMEND THE PROVISIONS REFERENCING SIGNS TO BE IN COMPLIANCE WITH CONSTITUTIONAL REQUIREMENTS AND TO AMEND OTHER SECTIONS TO UPDATE REFERENCES TO MAINTAIN CONSISTENCY.

PHASE 3: AN ORDINANCE AMENDING APPENDIX A OF THE CITY CODE, ENTITLED "ZONING," ARTICLE 14, ENTITLED "ACCESSORY USES AND STRUCTURES," SECTION 14-704; TO AMEND THE TABLES OF BASIC DESIGN ELEMENTS FOR PERMANENT AND TEMPORARY SIGNS, INCORPORATE THE STANDARD OPERATING PROCEDURES FOR ADDRESSING MANUAL BY REFERENCE, AMEND THE REQUIREMENTS REGARDING MISCELLANEOUS TEMPORARY SIGNS TO CLARIFY PERMITTING AND DURATIONAL REQUIREMENTS, CORRECT CLERICAL ERRORS AND REMOVE CONTENT-BASED SIGN NAMES TO COMPLY WITH CONSTITUTIONAL REQUIREMENTS.

WHEREAS, the Council of the City of Chesapeake finds the public necessity, convenience, general welfare and good zoning practice so requires;

BE IT ORDAINED by the Council of the City of Chesapeake, Virginia that Appendix A of the City Code, entitled "Zoning," Article 14, entitled "Accessory Uses and Structures," Section 14-704; be amended and reordained, as follows:

Section 14-704. - General requirements.

General requirements apply to all signs and are in addition to the regulations contained elsewhere in this ordinance.

- A. *Table of basic design elements.* A table of basic design elements for signs is hereby attached to and made a part of this Ordinance. Any sign which is erected, displayed or structurally altered or reconstructed shall be in conformance with the applicable provision of the table of basic design elements, except as otherwise specified elsewhere in this Ordinance. However, when only a sign graphic is altered, only the

new graphic shall be required to conform to the requirements for sign graphics in this Ordinance.

TABLE OF BASIC DESIGN ELEMENTS

TABLE A — Permanent Signage

<u>Land Use</u>	<u>Freestanding Signs</u>	<u>Wall Signs</u>	<u>Ground Signs</u>	<u>Permit Required and/or other Limitations</u>
Signs Permitted in Residential Districts				
<u>Single-family and Two-family</u>	<u>Number of signs: 1 per dwelling unit</u> <u>Maximum cumulative sign area: 2 square feet</u> <u>Maximum height: 4 feet</u> <u>Setback: 6 feet from property line</u>	<u>Number of signs: 1 per dwelling unit</u> <u>Maximum cumulative sign area: 2 square feet</u>	<u>Not permitted</u>	<u>Yes</u>
<u>Multi-family; uses not otherwise noted</u>	<u>Number of signs:</u> <u><100 ft. lot frontage: 0</u> <u>>=100 ft lot frontage: 1</u> <u>Maximum cumulative sign area: 32 square feet</u> <u>Setback: 5 feet from right-of-way</u>	<u>Number of signs: 1 per 50 feet of building frontage</u> <u>Maximum cumulative sign area: 32 square feet</u> <u>Maximum area per sign face: 8 square feet</u>	<u>Number of signs: Located at a vehicular entrance to the site: 1 per entrance</u> <u>All other locations: no maximum</u> <u>Maximum sign area per face: 9 square feet</u> <u>Maximum height: 2.5 feet</u>	<u>Yes</u>

<u>Signs Permitted in Agricultural and Conservation Districts</u>		
<u>Residential use</u>	<p><u>Number of signs: 1 per dwelling unit</u> <u>Maximum cumulative sign area: 2 square feet</u> <u>Maximum height: 4 feet</u> <u>Setback: 6 feet from property line</u></p>	<p><u>Not permitted</u></p>
<u>Non-residential use</u>	<p><u>Number of signs: 1 sign at each principal entrance or frontage of any use</u> <u>Maximum sign area: 16 square feet</u></p>	<p><u>Not permitted</u></p> <p><u>Number of signs: 1 per principal entrance or frontage of any use</u> <u>Maximum cumulative sign area: 9 square feet</u> <u>Maximum height: 2.5 feet</u></p>
<u>Signs Permitted in Business, Assembly Center, Office & Institutional and Industrial Districts</u>		
<u>Any use</u>	<p><u>Number of signs: 1 per frontage</u> <u>If property is 2 acres or less then: Setback: 15 feet from the street right-of-way</u> <u>Maximum cumulative sign area: 64 square feet</u> <u>Maximum height: 12 feet</u></p> <p><u>If property is more than 2 acres up to but less than 5 acres: Setback: 35 feet from the street right-of-way</u> <u>Maximum cumulative sign area: 96 square feet</u> <u>Maximum height: 12 feet</u></p>	<p><u>Maximum cumulative sign area: 1 square foot per 1 foot linear building frontage</u></p> <p><u>Number of signs: Located at the vehicular entrances to the site: 2</u> <u>Maximum cumulative sign area: 4 square feet</u> <u>Maximum height: 4 feet</u> <u>Setback: 5 feet from the right-of-way</u></p>

	<p>If property is 5 acres or more: <u>Setback: 50 feet from the right-of-way</u> <u>Maximum cumulative sign area: 125 square feet</u> <u>Maximum height: 16 feet</u></p>			
Signs Permitted in Planned Unit Development Districts				
Any use				As set out in the Development Criteria

Note: Unless otherwise stated in the text of this Ordinance, the table above provides standards for permanent signs. The table above does not provide an exhaustive list of the standards required for signs under this Ordinance. Consult the text of the Ordinance for all applicable standards.

TABLE B- Temporary Signage

<u>Land Use</u>	<u>Yard Signs, Banners, or Festoons</u>	<u>Signs located on property for sale or for rent</u>	<u>Permit Required and/or other Limitations</u>
<u>Signs Permitted in Residential Districts</u>			
<u>Single-family and Two-family</u>	Number of signs: 1 sign per each 25 feet of lot line adjoining a public street. Maximum height: 4 feet Maximum area per sign: 4 feet	Number of signs: 1 sign per each 100 feet of lot line adjoining a public street, up to a total of 4 signs. Any property having less than 100 feet of lot line adjoining a public street may have 1 sign. Maximum cumulative sign area: 16 square feet	No permit required. Maximum total duration: up to 90 calendar days a year
<u>Multi-family; uses not otherwise noted</u>	Number of signs: 1 sign per each 25 feet of lot line adjoining a public street. Maximum area per sign: 8 square feet Maximum height: 6 feet	Number of signs: 1 sign per each 100 feet of lot line adjoining a public street up, to a total of 4 signs. Any property having less than 100 feet of lot line adjoining a public street may have 1 sign. Maximum cumulative sign area: 32 square feet	No permit required. Maximum total duration: up to 90 calendar days a year
<u>Signs Permitted in Agricultural and Conservation Districts</u>			
<u>Residential Use</u>	Number of signs: 1 sign per each 25 feet of lot line adjoining a public street. Maximum height: 4 feet Maximum area per sign: 4 feet	Number of signs: 1 sign may be erected per each 100 feet of lot line adjoining a public street, up to a total of 2 signs. Maximum cumulative sign area: 8 square feet	No permit required. Maximum total duration: up to 90 calendar days a year
<u>Non-residential Use</u>	Number of signs: no more than 1 sign for each 100 feet of lot line adjoining a public street	Number of signs: 1 sign may be erected per each 100 feet of lot line adjoining a public street, up to a total of 4 signs.	Yes, with the exception of signs located on property for sale or for rent and signs located on property

<p><u>Maximum cumulative sign area:</u> 32 square feet</p> <p><u>Note: yard signs are not permitted.</u></p>	<p><u>Maximum cumulative sign area:</u> 16 square feet</p>	<p><u>zoned or used for agricultural purposes only at test plot locations under cultivation.</u></p> <p><u>Maximum total duration: up to 90 calendar days a year</u></p>
<p><u>Signs Permitted in Business, Assembly Center, Office & Institutional and Industrial Districts</u></p>		
<p><u>Any use</u></p>	<p><u>Sign abuts road with a speed limit of 25 miles per hour or less: no more than 1 sign with a cumulative total area of up to eight (8) square feet and a maximum height of four (4) feet</u></p> <p><u>Sign abuts a road with a speed limit greater than 25 miles per hour: not more than one (1) sign with a cumulative total area of up to thirty two (32) square feet and a maximum height of eight (8) feet</u></p>	<p><u>Yes, with the exception of signs located on property for sale or for rent.</u></p> <p><u>Maximum total duration: up to 90 calendar days a year</u></p>
<p><u>Signs Permitted in Planned Unit Development Districts</u></p>		
<p><u>Any use</u></p>		<p><u>As required in the Development Criteria</u></p>

Note: Unless otherwise stated in the text of this Ordinance, the table above provides standard for temporary signs. The table above does not provide an exhaustive list of the standards required for signs under this Ordinance. Consult the text of the Ordinance for all applicable standards.

RESIDENTIAL, AGRICULTURAL & CONSERVATION ZONES

Sign Type	Wall Sign	Freestanding Sign	Required Permit	Setback
Residential Identification [Refer: Sec. 14-704(I)(10)]				
	Maximum sign area: 2-square feet	Maximum sign area: 2-square feet	No	N/A
Residential Development-Subdivision Identification [Refer: Sec. 14-705(G)]				
	N/A	Maximum sign area: 48-square feet Maximum sign height: 8 feet	Yes	15-ft.-from-street right-of-way
Home-Occupation [Refer: Sec. 14-704(I)(11)]				
	Maximum sign area: 2-square feet	N/A	No	N/A
Real Estate (Lot) [Refer: Sec. 14-705(C)]				
Primary	Maximum sign area: 4-square feet	Maximum sign area: 4-square feet Riders permitted: 2 Maximum size: 2-square feet each	No	15-ft.-from-street right-of-way
Open House	N/A	Maximum 4-square feet on site Maximum 4-square feet off site See section 14-705(C)	No	

Real Estate (Tract) [Refer: Sec. 14-705(D)]			
N/A	Maximum sign area: 120 square feet Maximum sign height: 8 feet	No	15 ft. from street right-of-way
Development & Construction [Refer: Sec. 14-705(D)]			
Public Service Special Events [Refer: Sec. 14-704(H)(a)]			
Maximum sign area: 32 square feet	Maximum sign area: 32 square feet Maximum sign height: 8 feet	No	25 ft. from street right-of-way or 5 ft. edge of sidewalk
Business Establishment Identification			
Maximum sign area: 32 square feet	Maximum sign area: 32 square feet Maximum sign height: 12 feet	Yes	15 ft. from street right-of-way
Agricultural Crop Identification			
Maximum sign area: 2 square feet	Maximum sign area: 2 square feet	No	N/A

Note: This chart does not provide an exhaustive list of the standards for signs under this Ordinance. Consult the text of the Ordinance for all applicable standards.

BUSINESS, ASSEMBLY CENTER, OFFICE & INSTITUTIONAL & INDUSTRIAL ZONES

Sign Type	Wall Sign	Freestanding Sign	Required Permit	Setback
Directional [Refer: Sec. 14-704(D)(12)]	Maximum sign area: 4 square feet	Maximum sign area: 4 square feet Maximum sign height: 4 feet	No	5 ft. from street right-of-way
Commercial/Industrial Centers or Parks [Refer: Sec. 14-705(A) & (H)]				
2 acres or less	1 square foot per 1 linear foot of bldg. frontage	Maximum size: 64 square feet Maximum height: 12 feet	Yes	15 ft. from street right-of-way
More than 2 acres up to but less than 5 acres (optional signing may use #1 in lieu of #2)	1 square foot per 1 linear foot	Maximum sign area: 96 square feet Maximum height: 12 feet	Yes	35 ft. from street right-of-way
*5 acres or more (optional signing may use either #1 or #2 in lieu of #3)	1 square foot per 1 linear foot	Maximum sign area: 125 square feet Maximum height: 16 feet	Yes	50 ft. from street right-of-way
*Directory sign	N/A	Maximum sign area: 16 square feet Maximum height: 6 feet		
Directional sign [Refer: Sec. 14-705(H)(1)]	N/A	Maximum sign area: 64 square feet	Yes	N/A

Note: Individual establishments with a commercial/industrial center or park shall have no individual freestanding signing			
Real Estate (Tract) [Refer: Sec. 14-705(C)]	N/A	Maximum sign area: 120 square feet Maximum sign height: 8 feet	No 15 ft. from street right-of-way
Real Estate (Lot) [Refer: Sec. 14-705(C)]		Maximum sign area: 32 square feet Maximum sign height: 8 feet	No 15 ft. from street right-of-way
Development & Construction [Refer: Sec. 14-705(D)]			
Future site signs	N/A	Maximum sign area: 64 square feet Maximum sign height: 8 feet	No 15 ft. from existing street right-of-way
Construction signs	N/A	See section 14-705(D)(2)(e)	
Public Service Special Events [Refer: Sec. 14-704(H)(a)]			
	Maximum sign area: 32 square feet	Maximum sign area: 32 square feet	No 25 ft. from edge of

				street pavement
Business Establishment Identification Sign				
2 acres or less	1 square foot per 1 linear foot of bldg. frontage	Maximum sign area: 64 square feet Maximum sign height: 12 feet	Yes	15 ft. from street right-of-way
More than 2 acres up to but less than 5 acres	1 square foot per 1 linear foot	Maximum sign area: 96 square feet Maximum sign height: 12 feet		35 ft. from street right-of-way
5 acres or more	1 square foot per 1 linear foot	Maximum sign area: 125 square feet Maximum sign height: 16 feet		50 ft. from street right-of-way
Temporary Signs [Refer: Sec. 14-704(H)]				

Note: This chart does not provide an exhaustive list of the standards required for signs under this Ordinance. Consult the text of the Ordinance for all applicable standards.

B. *Permit requirement.* Unless a sign is specifically exempted from a permit requirement by the other provisions of this Ordinance, no person shall erect, alter, repair, relocate or modify any sign without first obtaining a permit for such work from the Zoning Administrator of the City of Chesapeake.

C. *Permitted signs; general types; sign areas; and heights and content.*

~~1.~~ Signs permitted under this Ordinance are generally intended to pertain to a use conducted on the lot or tract on which such signs are located; provided, however, that any sign authorized in this Ordinance is allowed to contain any otherwise lawful noncommercial message.

~~2.1.~~ Freestanding signs, wall signs, offsite signs, temporary signs and projecting signs are the only signs permitted as regulated by ~~under~~ this Ordinance.

a. Unless otherwise provided elsewhere in this Ordinance, the sign area allowed for any freestanding sign, up to the maximum prescribed in the table of basic design elements, shall be based upon the lot frontage of the premises on which the sign is erected along the street where the sign is placed, in accordance with the following formula: one (1) square foot of sign area for every one (1) foot of lot frontage.

b. Unless otherwise provided elsewhere in this Ordinance, the sign area allowed for any wall sign or projecting sign, up to the maximum prescribed in the table of basic design elements, shall be based upon the building frontage along the street (or along the area where the principal public entry into the building occurs) where the sign is placed, in accordance with the following

formula: one (1) square foot of sign area for every one (1) foot of building frontage.

c. With the exception of temporary signs ~~and off-site directional signs approved under Section 14-705(H)(1) of this ordinance~~, all freestanding signs shall be ground mounted signs.

d. Unless otherwise provided elsewhere in this Ordinance, all signs and displays shall comply with the respective tables for permanent and temporary signs, setback and other related requirements of this Ordinance.

~~2.3.~~ The maximum sign area for a free standing sign located on the same parcel as for a regional shopping mall shall be two hundred twenty-five (225) square feet. The minimum setback from existing public right-of-way shall be fifteen (15) feet. This provision shall supersede any other applicable maximum sign area and setback requirements.

D. *Street address.*

1. The street address shall be required to appear on every building constructed in the City. In the case of commercial and industrial buildings, such address shall appear on the freestanding sign erected for any such building. In the case of commercial/industrial centers and parks, the address of the center or park shall appear on the freestanding sign. Where there is no freestanding sign, the address shall appear on the wall of the building. In the case of residential buildings, the address shall appear on the wall of the building or on a lawfully permitted front yard structure.

2. Letters/numbers for the street address are to be no larger than twenty-four (24) inches and no less than six (6) inches in height (four (4) inches for residential dwelling units). The portion of any sign displaying the street number shall not be deemed a part of the sign for purposes of measuring the sign area of such sign.
3. All street addresses shall be in compliance with Chapters 14 and 70 of the City Code, the *Standard Operating Procedures for Addressing* manual, as amended, and the requirements of the Director of Planning or designee.

E. *Freestanding signs; multiple frontages.*

1. Any establishment or commercial/industrial center shall have no more than one (1) freestanding sign, unless such establishment or center has multiple frontages, as set out below. An establishment which is part of a commercial/industrial center may not have an independent freestanding sign in addition to the freestanding sign allowed for the center, except as provided for in section 14-705(A)(2)(c) below.
2. If an establishment or a commercial/industrial center has frontage on two or more public rights-of-way, each frontage of the building is to be separately considered for purposes of determining compliance with the provisions of this Ordinance and of the table of basic design elements, subject to the following conditions:
 - a. An establishment or center may have up to two (2) freestanding signs, provided that each sign is erected along a different street frontage.
 - b. Where such an establishment or center has three (3) or more street frontages, up to three (3) freestanding signs may be erected, provided that each sign is erected along a different street frontage and each sign is a minimum of five hundred (500) feet, measured in any direction, from each of the other signs.

G. *Message boards.*

1. *In general.* Message boards may be erected as part of a permitted freestanding or wall sign, subject to the following requirements:
 - a. The sign area of the message board may cover up to a maximum of fifty percent (50%) of the total sign area authorized for the sign of which the message board is a part.
 - b. Except as otherwise provided for electronic message boards, the individual letters or numbers of the message board sign copy shall be made of durable plastic, metal or other similar material and shall be firmly secured to the sign face.
2. *Electronic message boards.* In addition to the area requirements set out above, electronic message boards shall also comply with the following:
 - a. The message visible on such boards at any one time may change not more than every twenty (20) seconds. ~~eight (8) times each calendar day.~~ Each change in the message visible at any one time on a message board, even when the change is to a message previously displayed on the message board on the same day, shall be counted toward this maximum. ~~The sole exception shall be for time/temperature signs, which may display a continuing change in message between time and temperature, at intervals of five (5) seconds or more, without limitation.~~
 - b. There shall be no sense of motion when the message is displayed or when the message changes. The entire message shall turn on or off as a single entity.
 - c. The message shall not roll on or off the ~~field of copy~~ sign face.

- d. The message shall not turn on or off by the random illumination or extinguishing of lights within the field of copy sign face.
3. ~~Electronic message board signs in Greenbrier TIF district.~~ Electronic message boards may be placed on public signs in the Greenbrier TIF district in accordance with subsection 14-705.L.

H. *Temporary signs.*

2. The Zoning Administrator, at the Administrator's discretion, may require a specific site plan and other information as part of the information to be provided to the Administrator ~~notice to be provided~~ and may require the person responsible for the display to modify the display, if the Administrator determines that the proposed arrangement of the temporary signage poses traffic or related safety problems.
3. Miscellaneous permitted temporary signs. Subject to the other applicable terms and conditions of this Ordinance, the following temporary signs shall not require a permit and may be erected without prior notice to or review by the Zoning Administrator. Further, the following temporary signs shall only be subject to the durational limits provided in the tables for temporary signs if specifically stated below.
- a. Official notices posted or displayed by or under the direction of any public or court officer in the performance of his official or directed duties;
provided that all such signs shall be subject to the durational limits put forth in the tables for temporary signs. ~~removed no more than ten (10) days after their purpose has been accomplished.~~

- b. Up to four (4) flags signs per parcel, provided that no freestanding pole shall be erected in the public right-of-way nor be within five (5) feet of a service drive, travel lane or adjoining street. If the property on which the flag is placed abuts a road with a speed limit of 25 miles per hour or less, then the maximum cumulative area of all flags shall be sixteen (16) square feet in size. If the property on which the flag is placed abuts a road with a speed limit greater than 25 miles per hour, then each flag may be up to sixteen (16) square feet in size and the maximum cumulative area of all flags shall be sixty-four (64) square feet in size.
- c. Seasonal displays and decorations; provided that all such signs shall be subject to the durational limits put forth in the tables for temporary signs.
- d. Sandwich Board signs shall be permitted in the Business, Assembly Center, Office & Institutional and Industrial Districts. Each business, assembly or group shall be entitled to one (1) sign per establishment. All such signs shall not exceed four (4) feet in height or six (6) square feet per sign face and shall not be artificially illuminated. In addition, all such signs shall be more than fifty (50) feet from the nearest public right-of-way or shall meet all of the following requirements:
- i) The sign does not block any sidewalk and maintains a travel width of at least eight (8) feet on public sidewalks; and
 - ii) The sign is placed no farther than two (2) feet from the façade and five (5) feet from the primary entrance of the establishment that has placed the sign; and

- iii) The sign shall only be allowed during the hours in which the business, group or assembly that is the subject of the sign is open: and
- iv) No merchandise or other material shall be placed on or hang from any such sign.
- e. Temporary signs affixed to or clearly visible through windows or doors in commercial or industrial establishments are permitted, provided no individual temporary sign shall exceed twelve (12) square feet in sign area. For purposes of this provision, an individual temporary sign shall equal the sign area in one window panel.
- f. Yard signs. Yard signs shall be permitted on property used or zoned for residential purposes if said signs comply with the following:
 - i) Setbacks. Yard signs shall be set back five (5) feet from the edge of the pavement of any public street, or five (5) feet from the back of curbing where curbing has been installed or one (1) foot from a public sidewalk if present.
 - ii) Yard signs are prohibited from being placed on any improved or unimproved portion of public right-of-way, including but not limited to median areas and sidewalks.
 - iii) Yard signs shall be subject to the durational limits put forth in the tables for temporary signs.
- g. Public Service Signs.
- h. Signs located on property zoned or used for agricultural purposes only at test plot locations under cultivation are permitted if the maximum sign area

does not exceed two (2) square feet; provided that all such signs shall be subject to the durational limits put forth in the tables for temporary signs.

- a. ~~Signs announcing a special civic or cultural event, such as a fair or exposition, play, concert or meeting sponsored by a school, student association or a governmental, charitable or nonprofit organization, and off-site directional signs for such events, subject to the following conditions: (i) such signs shall have a sign area of not more than thirty two (32) square feet and a height of not more than eight (8) feet; (ii) no such signs shall be erected on property used for residential purposes; (iii) such signs shall be displayed no sooner than forty five (45) days before and no later than ten (10) days after the event involved, and (iv) no more than one (1) such sign shall be permitted along each public right of way abutting a single lot or parcel of land; provided that, however, in the case of public school grounds, more than one (1) such temporary sign for school related events may be permitted so long as the combined area of all temporary signs erected along each public right of way abutting and exterior to the school site does not exceed thirty two (32) square feet. Signs erected on public school grounds under this subsection may be attached to a building or the ground in any reasonable manner, provided that they are not affixed to utility poles, towers, fence posts, trees and similar objects as snipe signs. Signs erected on public school grounds under this subsection shall be made of materials enabling the signs to maintain their structural integrity and clarity of graphics for as long as the signs are to be maintained on the premises. When, in the opinion of the Zoning~~

~~Administrator, any such sign has become dilapidated, the Zoning Administrator may remove and dispose of the sign upon twenty four hours notice to the public school in question.~~

- ~~b. Temporary signs affixed to or clearly visible through windows in commercial or industrial establishments advertising the sale or promotion of specific products, services or events. no individual temporary sign, however, shall exceed twelve (12) square feet in sign area.~~
- ~~e. Political signs, subject to the terms of section 14-705(E) below.~~
- ~~d. Real estate signs, subject to the terms of section 14-705(C) below.~~
- ~~e. Development and construction signs, subject to the terms of section 14-705(D) below.~~
- ~~f. Agricultural directional and crop identification signs.~~
- ~~g. Garage sale signs, subject to the provisions of chapter 58 of the City Code; provided, however, that no sign permitted under that section [chapter] shall exceed four (4) square feet in sign area and four (4) feet in height.~~
- ~~h. Signs on residential property which announce a special family event or function, such as a birth, anniversary or school graduation, provided that any such sign must comply with the following requirements:
 - ~~(1) The sign does not exceed twenty (20) square feet in sign area.~~
 - ~~(2) The sign does not include any commercial message or advertising or any commercial name visible beyond the lot where the sign is located.~~
 - ~~(3) The sign is located outside the public right of way and does not obscure traffic visibility.~~~~

- (4) ~~The sign is displayed for not more than ten (10) calendar days.~~
- i. ~~Sandwich board signs placed at an eating and drinking establishment,~~
~~provided that any such sign must comply with the following requirements:~~
- (1) ~~The sign does not exceed four (4) feet in height or six (6) square feet per sign face; and~~
 - (2) ~~The sign shall be placed no farther than two (2) feet from the façade and five (5) feet from the primary entrance of the business that is the subject of the sign; and~~
 - (3) ~~The sign shall not block the sidewalk and shall maintain a travel width of at least eight (8) feet on public sidewalks; and~~
 - (4) ~~The sign shall not be artificially illuminated; and~~
 - (5) ~~The sign shall only be allowed during the hours in which the business that is the subject of the sign is open; and~~
 - (6) ~~Each eating and drinking establishment shall be entitled to one (1) sign per establishment; and~~
 - (7) ~~No merchandise or other material shall be placed on or hang from any such sign.~~
4. If the sign faces of a temporary sign are identical in size and content, only the area of one sign face shall be used in computing the sign's total sign area, provided that the arrangement of the sign faces complies with one of the following requirements: (a) the sign faces are not more than twenty-four (24) inches from each other at any point ~~all points~~; or (b) the sign faces are joined at one side,

creating a wedge having an angle of not more than 22½ degrees between the sign faces.

J. *Freestanding sign height limitations.*

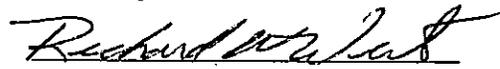
1. The height limitations established in the table of design elements and in other sections of this Ordinance may be exceeded, upon approval by the Planning Commission, in the following circumstances:
 - a. Where the topography or layout of a site or of surrounding sites, the relationship of the site to adjoining rights-of-way, the nature and location of natural vegetation on the site or other factors unique to the property on which a freestanding sign is proposed are such that the freestanding sign height limitations otherwise imposed by this Ordinance would create a substantial hardship for the owner of the site by significantly reducing or eliminating the capacity of the sign to provide any meaningful communication to persons off of the property, the Planning Commission may approve a freestanding sign height of up to a maximum of sixteen (16) feet on such site.
 - b. Where any portion of a site is located within two hundred fifty (250) feet of the end of a ramp from an interstate highway or a ramp from a similar major highway cloverleaf pattern, the Planning Commission may approve a freestanding sign height of up to a maximum of twenty (20) feet on such site.
2. ~~Greenbrier TIF district signs as described in section 14-705.L are exempt from height limitations set out in this Ordinance.~~
23. The maximum height for one (1) freestanding sign located at ~~for~~ a regional shopping mall shall be twenty-five (25) feet. This provision shall supersede any

other applicable height limitation, except that all other permitted free-standing signs shall comply with the normal maximum height requirements.

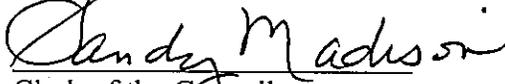
This ordinance is an emergency and shall become effective upon adoption.

ADOPTED by the Council of the City of Chesapeake, Virginia, this 20th day of February _____, 2018.

APPROVED:


Mayor

ATTEST:


Clerk of the Council