

**ORDINANCE NO. 2011 - 06**  
**CITY OF ST. CLAIR**  
**COUNTY OF ST. CLAIR, MICHIGAN**

**AN ORDINANCE AMENDING THE CITY OF ST. CLAIR**  
**ZONING ORDINANCE, ARTICLE 6, SIGNS**

**THE CITY OF ST. CLAIR ORDAINS:**

**SECTION 1. AMENDMENT**

The Code of Ordinances, Appendix B, Zoning, Article 6, Signs, is hereby amended by the addition of Sections 6.5.3 B., 6.5.8, and 6.5.9 to read as follows:

**6.5.3 Special Events**

**B. Civic and charitable event signs.**

1. Permission to display a sign or banner for civic or charitable events shall require Zoning Administrator and sign permit approval.
2. Non-profit community groups may display temporary signs in a C-1 or C-2 zoned district, in an adjacent right-of-way to such district or in any residentially zoned district upon written permission of the property owner. Signs shall not be erected more than twenty-one (21) days prior to an event and shall be removed within forty-eight (48) hours after the close of the event. In the case of placement in the C-1 and C-2 districts, civic or charitable signs do not count as part of the allowable business signs
3. Event signs shall be ground mounted, not exceed six (6) square feet in size and shall not exceed thirty-six (36) inches in height as measured from the ground.

**6.5.8. Light Pole Banners**

- A. Promotional light pole banners are permitted upon zoning and sign permit approval of the Zoning Administrator.
- B. Only civic or charitable organizations or municipal banners are permitted within City rights-of-way.
- C. Light pole banners may be placed on private or public poles located wholly within C-2, or P, R, & PF districts.
- D. The applicant is responsible for the installation, maintenance and removal of the banners.
- E. For installation, banners must be attached to banner hardware, which must be attached to the light poles with proper banding materials. Municipal light poles

cannot be penetrated, altered or damaged by the installation, wear or removal of banners or banner hardware.

- F. An applicant is responsible for monitoring and maintaining the safety and attractiveness of banners. An applicant shall remove, replace, repair, or otherwise correct the problem within 48 hours of public notice for non-public safety matters. All banners which are not properly maintained shall be removed at the order of the Zoning Administrator.
- G. An applicant shall act immediately correct a public safety matter upon notification of the City. Failing to immediately correct such matter may result in the City of St. Clair correcting the matter at the applicant's expense.
- H. Promotional or business banners shall be displayed for no more than to ninety (90) consecutive days in a calendar year. Civic or charitable organization or municipal banners may be displayed for no more than one hundred-eighty (180) days in a calendar year.
- I. Banners shall conform to the following dimensional standards.
  - 1. Banners shall be a maximum thirty (30) inches in width and one hundred (100) inches length and shall not exceed 20 square feet in area.
  - 2. Banners shall be at least 12 feet above grade.
  - 3. Banners shall not project more than three (3) feet from the pole on that it is mounted.
  - 4. No more than 25% of the banner shall be used for sponsor or business name or logo identification.
  - 5. Banners shall be constructed of lightweight, pliable and durable fabric or similar material especially designed for outdoor display and use and shall be mounted at one or more edges.
  - 6. Banners shall be attached to light poles capable of withstanding wind loads generated by banner attachments. Civic, charitable, or municipal banners shall only be placed on City approved poles.
- J. Civic, charitable or municipal banners are allowed to cross streets subject to written approval from the Director of Public Services to the Zoning Administrator. Street crossing banners shall not be erected more than thirty (30) days prior to an event, and shall be removed within forty-eight (48) hours following the event.
- K. Flags shall not be considered banners.
- L. All other promotional banners, pennants, streamers or inflatable devices are strictly prohibited.

### **6.5.9 Cross-Street Banners**

- A. Civic, charitable or municipal banners are allowed to cross streets subject to written approval from the Director of Public Services to the Zoning Administrator. Street crossing banners shall not be erected more than thirty (30) days prior to an event, and shall be removed within forty-eight (48) hours following the event.
- B. The applicant is responsible for the installation, maintenance and removal of the banners.
- C. For installation, banners must be attached to banner hardware, which must be attached to the City approved poles with proper banding materials. Municipal light poles cannot be penetrated, altered or damaged by the installation, wear or removal of banners or banner hardware.
- D. Banners shall conform to the following dimensional standards.
  - 1. Banners overhanging a street shall be at least 15 feet above the immediate grade.

Banners shall be constructed of lightweight, pliable and durable fabric or similar material especially designed for outdoor display and use and shall be mounted at one or more edges.
  - 3. Banners shall be attached to light poles capable of withstanding wind loads generated by banner attachments and shall only be placed on City approved poles.
- E. An applicant is responsible for monitoring and maintaining the safety and attractiveness of banners. An applicant shall remove, replace, repair, or otherwise correct the problem within 48 hours of public notice for non-public safety matters. All banners which are not properly maintained shall be removed at the order of the Zoning Administrator.
- F. An applicant shall act immediately correct a public safety matter upon notification of the City. Failing to immediately correct such matter may result in the City of St. Clair correcting the matter at the applicant's expense.

### **SECTION 2. SEVERABILITY**

This Ordinance and each of the various parts, sections, subsections, sentences, phrases and clauses hereof are hereby declared to be severable. If any part, section, subsection, sentence, phrase or clause is determined to be invalid or unenforceable by a court of competent jurisdiction, it is hereby provided that the remainder of this Ordinance shall not be affected thereby and shall remain in full force and effect.

### **SECTION 3. REPEAL OF ORDINANCES IN CONFLICT HEREWITH**

Any and all Ordinances of the City of St. Clair or any parts or provisions thereof, to the extent that they are contrary to or inconsistent with the provisions of the within Ordinance, are hereby expressly repealed.

### **SECTION 4 RATIFICATION**

All other provisions of the Code of Ordinances of the City of St. Clair, Michigan except as herein modified or amended are hereby expressly ratified and affirmed.

### **SECTION 5 PUBLICATION**

This Ordinance shall be published in accordance with the terms, provisions and requirements of the City Charter of the City of St. Clair, Michigan, and in accordance with and to the extent required by the statutes of the State of Michigan.

### **SECTION 6. EFFECTIVE DATE OF ORDINANCE**

This Ordinance shall take immediate effect upon adoption and shall be published in accordance with the provisions and requirements of the City Charter of the City of St. Clair.

### **ORDINANCE DECLARED ADOPTED**

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Bill Cedar, Jr, Mayor  
City of St. Clair, Michigan

### **CERTIFICATION**

The foregoing is a true and complete copy of an Ordinance adopted by the City Council of the City of St. Clair, County of St. Clair, State of Michigan, at a regular meeting of the City Council held on the 1st day of August 2011, and public notice of said meeting was given pursuant to and in accordance with the requirements of Act No. 267 of the Public Acts of 1976, as amended, being the Open Meetings Act, and the Minutes of said meeting have been or will be made available as required by said Act.

Members Present: Mayor Cedar, Members Burns, Foley, Krebs, LaPorte  
Members Absent: Kindsvater, McCartney

It was moved by Member LaPorte supported by Member Foley to adopt the Ordinance

Members voting yes: Burns, Foley, Krebs, LaPorte, Cedar

Members voting no: None

The Ordinance was declared adopted by the Mayor and has been recorded in the Ordinance Book of the City of St. Clair.

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Janice B. Winn, City Clerk  
City of St. Clair, Michigan

INTRODUCED: July 18, 2011  
ADOPTED: August 1, 2011  
EFFECTIVE: August 1, 2011  
PUBLISHED: August 17, 2011