

OCT 19 2004 *KS/BS*

EFFECTIVE DATE  
MAR 01 2005

ORDINANCE NO. 2004-16

AN ORDINANCE RELATING TO OFF-SITE DIRECTIONAL SIGNS, INCLUDING OFF-SITE DIRECTIONAL SIGNS IN THE PUBLIC RIGHTS-OF-WAY; AMENDING THE ORANGE COUNTY SIGN ORDINANCE (CHAPTER 31.5 OF THE ORANGE COUNTY CODE); AMENDING THE ORANGE COUNTY RIGHT-OF-WAY UTILIZATION REGULATIONS (CHAPTER 21, ARTICLE VI, OF THE ORANGE COUNTY CODE); AND PROVIDING AN EFFECTIVE DATE

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY, FLORIDA:

*Section 1. Amendments to Chapter 31.5.* Section 31.5-5, Section 31.5-14 and Section 31.5-127 of the Orange County Code ("Sign Ordinance") are amended to respectively read as follows, with underlines showing additions and strike-throughs showing deletions:

**Sec. 31.5-5. Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

\* \* \*

*Off-site directional sign* shall mean a sign which is used solely for the purpose of indicating the direction or physical location of any sale, object, place, use, business, event, service or area which is not located on the same parcel as the sign. A sign that does not include the physical location or street address of a sale, object, place, etcetera, such as a sign with the name of a sale, business, event, or service and only a corresponding telephone number, website, and/or an email address, or a sign with the name of a sale, business, event, or service and only a corresponding telephone number and directional arrow, does not fall within the meaning of this definition.

\* \* \*

In all other respects, Section 31.5-5 shall remain unchanged.

**Sec. 31.5-14. Prohibited signs.**

Except as may be expressly allowed or exempted elsewhere in this chapter, the following signs are prohibited:

(1) Any sign erected on public property by a private entity or individual, including on a public right-of-way, ~~unless and until expressly authorized by the governing authority.~~

\* \* \*

In all other respects, Section 31.5-14 shall remain unchanged.

**Sec. 31.5-127. Off-site directional signs.**

(a) Off-site directional signs not in public rights-of-way may be permitted, subject to the following requirements and restrictions:

~~(a)~~ (1) Any such sign ~~Off-site directional signs~~ may be permitted in all commercial, all industrial and the professional-office districts, and may be permitted as a special exception in all residential and agricultural districts.

~~(b)~~ (2) The maximum copy area of any such sign ~~an off-site directional sign~~ shall be sixteen (16) square feet.

~~(c)~~ (3) The maximum height of any such sign ~~an off-site directional sign~~ shall be ten (10) feet.

~~(d)~~ (4) Any such sign ~~An off-site directional sign~~ shall be located within two thousand (2,000) feet of the subject being advertised.

~~(e)~~ (5) Any such sign ~~An off-site directional sign~~ shall be set back at least five (5) feet from any right-of-way line.

~~(f)~~ (6) Only one (1) such ~~off-site directional~~ sign may be permitted per parcel.

(7) Any such sign shall be made of a durable, weather resistant material.

(b) Except as may be prohibited by Chapter 479, Florida Statutes, including Section 479.11, Florida Statutes, off-site directional signs in public rights-of-way may be permitted, subject to the following requirements and restrictions:

(1) Any such sign shall be erected no earlier than 5:00 p.m. on Friday and shall be removed no later than 8:00 a.m. on the following Monday, except that whenever Monday is an official holiday, the sign shall be removed no later than 8:00 a.m. on Tuesday.

(2) The maximum copy area of any such sign shall be four square feet.

(3) The maximum height of any such sign shall be three feet.

(4) Any such sign shall be erected no further than three miles from the sale, object, place, use, event, service, business, or area being advertised in the sign, except that if the sale, object, place, use, event, or area being advertised in the sign is located within a residential subdivision, the distance shall be measured from the sign to the entrance of the subdivision (or if more than one entrance exists, to the entrance closest to the sign).

(5) Any such sign shall be set back at least four feet from the paved or traveled portion on the right-of-way. No such sign shall be placed in a median, and no such sign shall be a snipe sign as prohibited by this article.

(6) No more than six of any such signs may be permitted per sale, object, place, use, event, service, business, or area being advertised. No more than one of such signs may be placed in the right-of-way directly adjacent to the private property where the object, place, use, event, service, business, or area being advertised is located. Notwithstanding anything to the contrary, when off-site directional signs advertise sales, objects, places, uses, events, services, businesses, or areas in a multi-tenant non-residential parcel or lot, not more than a total of six such signs may be permitted for the entire multi-tenant non-residential parcel or lot.

(7) Any such sign shall be made of a durable, weather resistant material. Furthermore, in order to reduce the risk of damaging any cables, lines, or pipes that may be buried in the right-of-way, the sign post(s) shall be a wire material that does not exceed nine gauge in diameter.

(8) Any such sign shall not be placed in the right-of-way without a permit having been applied for and issued by the Zoning Division. Applications for such signs shall be processed in order of receipt. A non-refundable fee shall be paid at the time the application is filed. The amount of the fee shall be as set forth in the Orange County Fee Directory, and may be changed from time to time by the Board of County Commissioners. The fee program may require affixing a decal on any such sign for which a permit is issued.

(9) No physical location or street address may be the subject of off-site directional signs in the public rights-of-way more than three weekends per calendar year.

**Section 2. Amendment to Chapter 21, Article VI. Section 21-173 (“Definitions”)**

of the Orange County Right-of-Way Utilization Regulations is amended by revising the definition of “facility” to read as follows, with underlines showing additions and strike-throughs showing deletions:

*Facility*, for purposes of these regulations, shall mean a structure which has been and/or is being placed and maintained along, across, on or under any road right-of-way within the jurisdiction of the county, including but not limited to any electric transmission, telephone, cablevision, or telegraph lines; pole lines; poles; railways; ditches; sewers; water, heat, or gas lines; heat or gas mains; pipelines; wells; fences; gasoline tanks and pumps; irrigation; landscaping; signage (except off-site directional signs as permitted under Chapter 31.5); or specialty paving.

**Section 3. Effective date.** This ordinance shall become effective on March 1, 2005.

ADOPTED THIS 11 DAY OF OCTOBER 2004.

**ORANGE COUNTY, FLORIDA**

By: Board of County Commissioners

By: *Richard T. Crotty*

Richard T. Crotty, County Chairman

ATTEST: Martha O. Haynie, County Comptroller  
As Clerk of the Board of County Commissioners

By: *Martha O. Haynie*

Deputy Clerk

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