

1ST READING:
7/13/2001
REFERRED TO (NAME OF) COMMITTEE:
PS&RS
PUBLIC HEARING:
8/1/2001
2ND READING AND FINAL PASSAGE:
8/10/2001

2001-Or- 094

# AN ORDINANCE of the CITY OF MINNEAPOLIS

Ostrow

presents the following ordinance:

## Amending Title 5, Chapter 109 of the Minneapolis Code of Ordinances relating to Building Code: Signs and Billboards.

The City Council of The City of Minneapolis do ordain as follows:

Section 1. That Section 109.165 of the above-entitled ordinance be and is hereby repealed.

~~**109.165. Designated commercial nodes restricted.** (a) No person shall erect, construct, place or install any new or additional sign, nor any lights, lighting devices or reflectors, marquees or illuminated or nonilluminated canopies less than twenty-five (25) feet above the sidewalk, whether attached to a sign or not which projects into a sidewalk, street, alley or public place within any comprehensive plan designated commercial nodes at or along the intersections of 50th Street and Bryant Avenue South, 50th Street and Penn Avenue South, 50th Street and Xerxes Avenue South, and 50th Street and France Avenue South.~~

~~(b) Exceptions. This provision shall not apply to signs, lights, lighting devices or reflectors that are placed flat against a building, no part of which projects more than one foot from such building; neither shall it apply to marquees properly installed in accordance with the provisions of sections 95.10, 95.80 and 95.85; nor to signs installed in or upon such marquees in accordance with the requirements of section 109.430; neither shall it apply to the signs on fixed awnings in accordance with the provisions of section 109.430; and neither shall it apply to signs on fixed canopies, whether illuminated or nonilluminated in accordance with the provisions of sections 109.420 and 109.430, provided such illuminated canopies and lighting affixed thereto are also approved by Underwriters' Laboratory (U.L.).~~

Section 2. That Section 109.170 of the above-entitled ordinance be and is hereby repealed.

~~**109.170. Signs over Nicollet Avenue restricted.** (a) No person shall place, keep, use or maintain upon Nicollet Avenue, from Third Street to Twelfth Street South, any sign which overhangs any sidewalk, street, alley or public place within said area.~~

~~(b) No person shall build, use, keep or maintain any sign whatever in the above-described area, except signs that are placed flat against a building, no part of which project more than one foot from the building.~~

~~(c) No person shall place, keep, use or maintain upon Nicollet Avenue, from Washington Avenue to Grant Street, any new or additional sign, nor any lights, lighting devices or reflectors less than twenty-five (25) feet above the sidewalk, whether attached to a sign or not, which were not in use in the said area prior to May 13, 1955, and which overhang any sidewalk, street, alley or public place within the said area, except signs, lights, lighting devices or reflectors that are placed flat against a building, no part of which projects more than one foot from the building.~~

Section 3. That Section 109.180 of the above-entitled ordinance be and is hereby repealed.

~~**109.180. Lake Calhoun restricted.** No person shall erect, construct, place or install any new or additional sign, nor any lights, lighting devices or reflectors less than twenty-five (25) feet above the sidewalk, whether attached to a sign or not, which projects into a sidewalk, street, alley or public place within the area bounded by and including the east side of Dupont Avenue South on the east and East Calhoun Boulevard and Calhoun Drive on the west, and including the south side of West Thirty-first Street on the south and the Chicago, Milwaukee, St. Paul and Pacific railroad tracks (between Twenty-eighth and Twenty-ninth Streets) on the north. However, this provision shall not apply to signs, lights, lighting devices or reflectors that are placed flat against a building, no part of which projects more than one foot from such building; neither shall it apply to marquees properly installed in accordance with the provisions of sections 95.10, 95.80 and 95.85, nor to signs installed in or upon such marquees in accordance with the provisions of section 109.430; and neither shall it apply to signs on fixed awnings or canopies in accordance with the provisions of section 109.430.~~

Section 4. That Section 109.190 of the above-entitled ordinance be and is hereby repealed.

~~**109.190. Signs over Central Avenue restricted.** (a) No person shall erect, construct, place or install any new or additional sign that overhangs any sidewalk, street or public place upon Central Avenue Northeast, from the center line of Eighteenth Avenue Northeast on the south, to Thirty-sixth Avenue Northeast on the north.~~

~~(b) However, this provision shall not apply to signs, lights, lighting devices or reflectors that are placed flat against a building, no part of which projects more than fifteen (15) inches from such building onto Central Avenue.~~

~~(c) No existing sign or lights, lighting devices or reflectors that project more than fifteen (15) inches onto Central Avenue shall be structurally altered or moved within the above-described area; provided that such signs requiring structural alterations may be altered to comply with the regulations applicable to new signs or be removed. Requests for change of copy shall not be approved until the sign, upon which change of copy is requested, complies with the provisions applicable to new signs.~~

~~(d) All signs and all lights, lighting devices and reflectors that project more than fifteen (15) inches onto Central Avenue within the above-described area, and any billboards or ground signs that extend over the city property line within the above-described area, shall be removed on or before May 1, 1977; provided, that the city council, upon petition, may for good cause shown, grant one extension of up to one year.~~

Section 5. That Section 109.200 of the above-entitled ordinance be and is hereby repealed.

~~**109.200. Dinky town signs restricted.** (a) No person shall erect, construct, place or install upon Fourth Street Southeast, Fifth Street Southeast, and University Avenue Southeast, from Fifteenth to Thirteenth Avenues Southeast, or upon Fifteenth, Fourteenth and Thirteenth Avenues Southeast from University Avenue Southeast to Fifth Street Southeast, any new or additional sign, nor any light, lighting device or reflector which overhangs in excess of one foot any sidewalk, street, area; nor shall this provision apply to signs otherwise required by this Code. However, this restriction shall not apply to fixed awnings or canopies, nor to the nonadvertising signs that may be displayed thereon.~~

~~(b) No new permitted sign within said area which overhangs in excess of one foot any sidewalk, street, alley or public place shall contain any graphic symbols, numerals or lettering other than those necessary to display the business name or any graphic symbols other than those necessary to depict the nature of the business.~~

(c) No existing sign or lights, lighting devices or reflectors that would otherwise be prohibited by subsection (a) shall be altered or moved within such area.

(d) All signs, lights, lighting devices and reflectors which overhang or project in excess of one foot any sidewalk, street, alley or public place within said area and any billboards, roof signs or ground signs that extend into the public right of way shall be removed on or before January 1, 1978; provided, that the city council, upon petition, may for good cause shown grant one extension of up to six (6) months.

Section 6. That Section 109.205 of the above-entitled ordinance be and is hereby repealed.

**109.205. Signs over West Broadway restricted.** (a) No person shall erect, construct, place or install any new or additional sign that overhangs any sidewalk, street or public place upon West Broadway from the Mississippi River on the east to the city limits (Xerxes Avenue North) on the west.

(b) However, this provision shall not apply to signs, lights, lighting devices or reflectors that are placed flat against a building, no part of which projects more than fifteen (15) inches from such building onto West Broadway.

(c) No existing sign or lights, lighting devices or reflectors that project more than fifteen (15) inches onto West Broadway shall be structurally altered or moved within the above-described area; provided that such signs requiring structural alterations may be altered to comply with the regulations applicable to new signs or be removed. Requests for change of copy shall not be approved until the sign, upon which change of copy is requested, complies with the provisions applicable to new signs.

(d) All signs and all lights, lighting devices and reflectors that project more than fifteen (15) inches onto West Broadway within the above-described area, and any billboards or ground signs that extend over the city property line within the above-described area, shall be removed on or before January 1, 1989, provided that the city council, upon petition, may for good cause shown, grant one extension of up to one year.

Section 7. That Section 109.210 of the above-entitled ordinance be and is hereby repealed.

**109.210. Nonconforming signs.** No sign erected on the same building before May 13, 1955, shall be rebuilt, altered or moved to a new location without being brought into compliance with the requirements of this chapter. However, when an approved sign is relocated on the same building, for the same owner, such projection over public property will be allowed to the same extent as existed at the original location, but not to within less than eighteen (18) inches from the outer curbline.

RECORD OF COUNCIL VOTE (X INDICATES VOTE)													
COUNCIL MEMBER	AYE	NAY	NOT VOTING	ABSENT	VOTE TO OVERRIDE	VOTE TO SUSTAIN	COUNCIL MEMBER	AYE	NAY	NOT VOTING	ABSENT	VOTE TO OVERRIDE	VOTE TO SUSTAIN
Ostrow	X						Thurber				X		
Campbell	X						McDonald	X					
Biernat	X						Mead	X					
Johnson	X						Colvin Roy	X					
Niland	X						Lane	X					
Goodman	X						President						
							Cherryhomes	X					

PASSED

AUG 10 2001

APPROVED

- NOT APPROVED - VETOED

AUG 16 2001

DATE

PRESIDENT OF COUNCIL

DATE

MAYOR

ATTEST

CITY CLERK