

**CITY OF UTICA
MACOMB COUNTY, MICHIGAN**

ORDINANCE NO. 1500A

**ORDINANCE AMENDING SECTION 1500 OF THE CITY OF UTICA MICHIGAN
CODE OF ORDINANCES TO AMEND THE SCHEDULE OF REGULATIONS AND
PERMITTED SIGNS AND PROVIDING FOR REPEALER, SEVERABILITY, AND
EFFECTIVE DATE**

THE CITY OF UTICA ORDAINS:

Section 1. Preamble.

WHEREAS, in order to protect public health, safety and welfare, the City is desirous of amending the Schedule of regulations and Permitted signs contained within the City of Utica's Sign Ordinance(s).

Section 2. Section 1504 and Section 1505 of Section 1500 of the City of Utica Michigan Code of Ordinances is hereby amended as follows:

Sec. 1504. - Schedule of regulations.

The following chart specifies those districts where the following signs are permitted.

| Sign Types | Zoning Districts | | | | | | | |
|---------------------------------------|--|---------------|--|----------------------------|----------------------------------|---------------------|-----------------|-----------------------------|
| | Residential R1-A, R1-B, R-2, R-3 | Office O-1 | Central Business District C-1 | General Business C-2 | Downtown Mixed Use DMXD | Mixed Use MXD | Industrial I | Vehicular Parking P-1 |
| Announcement | Y | Y | Y | Y | Y | Y | Y | Y |
| Billboards | N | N | N | <u>N</u> | N | N | Y | N |
| Canopy | N | Y | Y | Y | Y | Y | Y | N |
| Changeable Copy | N | Y | Y | Y | Y | Y | Y | N |
| Development/Commercial Real Estate | Y | Y | Y | Y | Y | Y | Y | N |
| Directional | Y | Y | Y | Y | Y | Y | Y | Y |
| Monument | N | Y | Y | Y | Y | Y | Y | N |
| Political | Y | Y | Y | Y | Y | Y | Y | Y |

| | | | | | | | | |
|--------------------------------------|---|---|---|---|---|---|---|---|
| Pylon | N | Y | N | Y | N | Y | N | N |
| Residential | Y | N | Y | N | Y | Y | N | N |
| Residential Real Estate | Y | N | Y | N | Y | Y | N | N |
| Wall | N | Y | Y | Y | Y | Y | Y | N |
| Window | N | Y | Y | Y | Y | Y | Y | N |
| <i>Temporary Signs:</i> | | | | | | | | |
| Banners | Y | Y | Y | Y | Y | Y | Y | Y |
| Beacon, Sandwich Board & Inflatables | N | Y | Y | Y | Y | Y | Y | N |
| Human Directional | N | N | Y | Y | Y | Y | Y | N |
| Pennants | N | N | Y | Y | Y | Y | N | N |
| Special Decorative | Y | Y | Y | Y | Y | Y | Y | Y |
| Special Event | Y | Y | Y | Y | Y | Y | Y | Y |
| Vehicular | Y | Y | Y | Y | Y | Y | Y | Y |

Sec. 1505. - Permitted signs.

1. Announcement signs.

a. All district requirements.

- (1) Two wall or monument signs or combination thereof identifying a park, school, church, public building, other authorized use or lawful non-confirming use.
- (2) The maximum sign area of each announcement sign shall not exceed 40 square feet.
- (3) The maximum height of an announcement sign shall be eight feet.

2. Billboards (non-accessory signs).

a. Industrial (I) district requirements.

- (1) Shall not exceed 250 square feet in area.
- (2) Maximum height of a billboard shall not exceed 50 feet.
- (3) Shall not be less than 250 feet from any residential district.
- (4) Shall be at least 500 feet from another billboard.

(5) Digital/Electronic billboards shall comply with [Section 1503](#) 10 a-h governing Changeable Messaging Centers (electronic and non-electronic).

(6) Shall follow all Michigan Department of Transportation and Federal Highway Administration regulations where applicable.

11. Wall signs.

a. Central business district (C-1), general commercial (C-2), office (O-1) and industrial (I) district requirements.

(1) Flat wall signs may not project above the roof or parapet line and may not project more than 14 inches beyond the face of the wall of the building.

(2) Wall signs shall be attached to, and be parallel to, the wall of the building.

(3) Wall signs shall be limited in number to one wall sign per business for each wall consisting of an individual means of access **or is oriented towards a public right-of-way.** The maximum size of any such sign shall not exceed 10 percent of the building facade, **and** that no such sign shall exceed **200** square feet.

(4) In the instance of several tenants utilizing a common public entranceway, a common wall sign shall be permitted provided any such sign shall not exceed 50 percent of the building facade where so provided, or 75 square feet in area for all tenants listed, whichever is more restrictive.

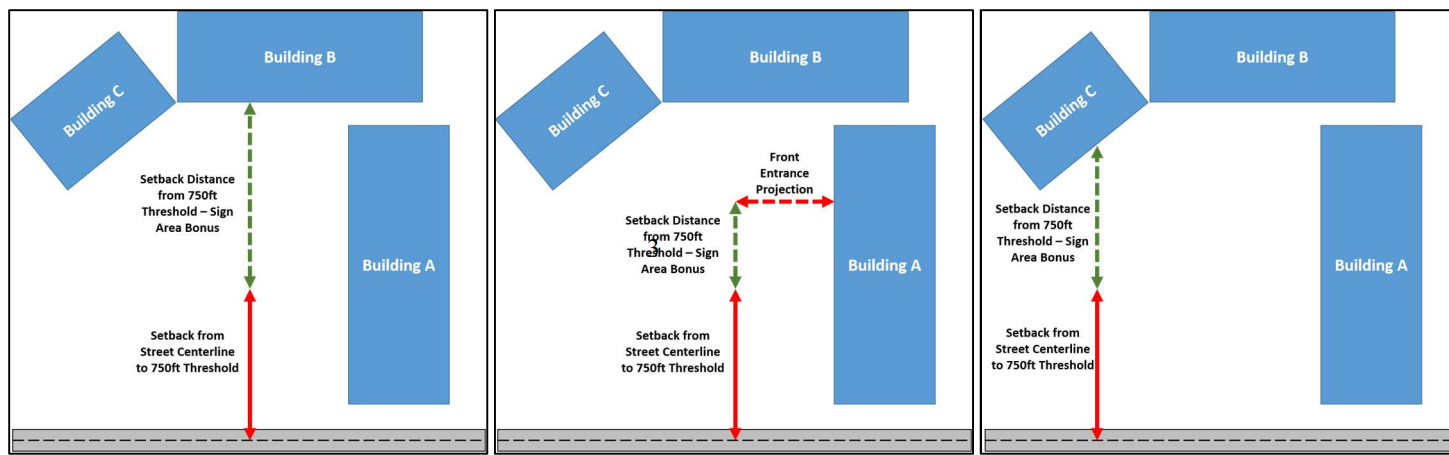
b. Mixed use development (MXD) requirements.

(1) Flat wall signs may project above the roof or parapet line, though not more than 10 feet, and may not project more than 14 inches beyond the face of the wall of the building.

(2) Wall signs shall be attached to, and be parallel to, the wall of the building.

(3) Wall signs shall be limited in number to one wall sign per business for each wall consisting of an individual means of access or is oriented towards a public right-of-way. The maximum size of any such sign shall not exceed 15 percent of the building facade or 250 square feet, whichever is more restrictive. In the case where a wall or face of the building is oriented towards a right-of-way or shared parking area but does not contain an individual means of access, one wall sign will be permitted with the intent of identifying the business for potential patrons.

(4) In cases where a wall consisting of an individual means of access setback greater than 750 feet, the sign will receive a 1 square foot sign bonus for each 3 feet of setback in excess of the 750 foot threshold. The maximum size for the wall sign shall not exceed 500 square feet or 15 percent of the building face, whichever is more restrictive. The



setback is measured from the street centerline to the central access point of the wall.
Where buildings are perpendicular to the street centerline, please refer to the diagram below for proper measurement of the setback distance.

c. Downtown Mixed Use (MXD) development requirements.

- (1) The wall sign dimensional and placement standards as regulated by Section 1505.11.a of this ordinance shall be applied to all DMXD sign applications.**
- (2) Signs shall be integrated with the building architecture in terms of size, shape, color, character, materials and lighting so that signs are compatible with the overall building design.**
- (3) Signs shall be constructed using durable, high-quality architectural materials. Examples of materials include but are not limited to, treated wood, metal, stone such as slate, marble, sandstone, brick or gilded or sandblasted glass.**
- (4) Sign colors shall blend with the building and storefront colors by selecting from**

Figure 1. Setback distance as measured for a building parallel to the street centerline

Figure 2. Setback distance as measured for a building perpendicular to the street centerline

Figure 3. Setback distance as measured for a building with angled orientation to the street centerline

complementary color ranges. Florescent or neon colors, or over-scaled letters shall not be used.

(5) Back-lit, halo-lit illumination, or reverse channel letters with halo illumination are recommended for lighting purposes. Such signs convey a subtle and attractive appearance and are legible using a warm light, similar to sunlight. Lighting of signs shall avoid creating glare or light distribution that adversely affects motorists or pedestrians or surrounding properties.

(6) For all newly constructed or exteriorly renovated buildings, an overall building sign design plan demonstrating the proposed aesthetic and structural qualities of the sign shall be approved by the Historic District Commission and the City Planning Commission.

Section 3. Repealer. All ordinances or parts of ordinances in conflict herewith are repealed only to the extent necessary to give this ordinance full force and effect.

Section 4. Severability. If any article, section, subsection, sentence, clause, phrase, or portion of this ordinance is held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of remaining portions of the ordinance, it being the intent of the City that this ordinance shall be fully severable.

Section 5. Effective Date. This ordinance shall be effective upon publication of notice of adoption.

Jacqueline K. Noonan, Mayor

Attested:

Beth Ricketts, City Clerk

CERTIFICATION

I, BETH RICKETTS, City Clerk for the City of Utica, County of Macomb, State of Michigan, certify that this is a true copy of an ordinance adopted by the Council of the City of Utica at its regular meeting on _____ 2016.

Beth Ricketts, City Clerk

PUBLICATION DATE:

_____, 2016

Paper: _____.