

ORDINANCE NO. 22-004

AN ORDINANCE OF THE POLK COUNTY BOARD OF COUNTY COMMISSIONERS REGARDING LAND DEVELOPMENT CODE AMENDMENT LDCT-2021-14 AMENDING ORDINANCE NO. 00-09, AS AMENDED (ALSO KNOWN AS THE POLK COUNTY LAND DEVELOPMENT CODE), AMENDING CHAPTER 7, SECTION 760.G ON PREMISES SIGNS, CLARIFYING, MODIFYING, AND ILLUSTRATING REQUIREMENTS FOR ALL ON-PREMISES SIGNS INCLUDING PLAZA SIGNS AND NEIGHBORHOOD IDENTIFICATION SIGNS; ADDRESSING CHANGEABLE COPY ON SIGNS; AMENDING CHAPTER 10, DEFINITIONS, DELETING SIGN DEFINITIONS NO LONGER REFERENCED IN THE CODE, MODIFYING EXISTING SIGN DEFINITIONS, AND ADDING A DEFINITION FOR FREE STANDING SIGN; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Article VIII, Section I(g) of the Constitution of the State of Florida and the Local Government Comprehensive Plan and Land Development Regulation Act, Chapter 163, Part II, Florida Statutes (FS), as amended, (the Act) Polk County is authorized and required to adopt a Land Development Regulations consistent with the Polk County Comprehensive Plan; and

WHEREAS, the Board of County Commissioners adopted said Land Development Regulations on March 1, 2000, titled the Polk County Land Development Code; and

WHEREAS, Chapter 9, Section 903 of the Land Development Code requires Land Development Code Amendments to be a Level 4 Review; and

WHEREAS, Chapter 9, Section 907 sets forth the purpose and review process for Level 4 Reviews; and

WHEREAS, pursuant to Section 125.67 of the Florida Statutes, every ordinance shall embrace but one subject and matter properly connected therewith; and

WHEREAS, pursuant to Section 163.3164 of the Florida Statutes, the Polk County Planning Commission conducted a public hearing, with due public notice having been provided, on the proposed Land Development Code Amendment on November 2, 2021; and

WHEREAS, the proposed text amendment to the Polk County Land Development Code to separate Free-standing Signage standards from Monument Signage standards, provide flexibility for Plaza Sign content, clarify neighborhood signage and Wall Signage, address Changeable Copy Signage; and add illustrations of signage requirements;”

WHEREAS, the Board of County Commissioners, reviewed and considered all comments received during said public hearing, and provided for necessary revisions; and

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Polk County, Florida that:

NOTE: The underlined text indicates proposed additions to the current language. The ~~strikeout~~ indicates text to be removed from the current ordinance.

SECTION 1: FINDINGS The findings set forth in the recitals to this Ordinance are true and correct and hereby adopted. In addition, the Board hereby adopts and incorporates herein the staff report and makes the following findings based upon the staff report, testimony, and exhibits presented during the hearing:

- a) The Planning Commission, acting in its capacity as the Local Planning Agency for the County, held a public hearing on December 1, 2021. to consider the LDC text amendment contained within the Application and found it to be consistent with the Comprehensive Plan and recommended that the Board adopt the LDC text amendment contained within the Application.
- b) Pursuant to Section 907D.10 of the LDC, the Board shall, in the review of the Application, consider the following factors:
 - a. Whether the proposed text amendment is consistent with all relevant requirements of the Code;
 - b. Whether the proposed text amendment is consistent with all applicable policies of the Comprehensive Plan; and
 - c. Any other matter which the BoCC may deem appropriate and relevant to the text amendment proposal.
- c) The Application is consistent with all relevant requirements of the Comprehensive Plan.
- d) The Application is consistent with all relevant requirements of the LDC, including without limitation, Section 907.

SECTION 2: Section 760.G, On-Premises Signs, of the Polk County Land Development Code, Polk County Ordinance No. 00-09, as amended, is hereby amended in the following manner:

G. ***On-Premises Signs*** (Rev. 9/1/15 – Ord. 15-56; 5/20/09 – Ord. 09-023; 5/20/09 – Ord. 0-022; 4/01/03 – Ord. 03-25; 7/29/02 – Ord. 02-52; Rev. 9/26/01 – Ord. 01-71 Rev. 01/18/05 Ord. 04-23)

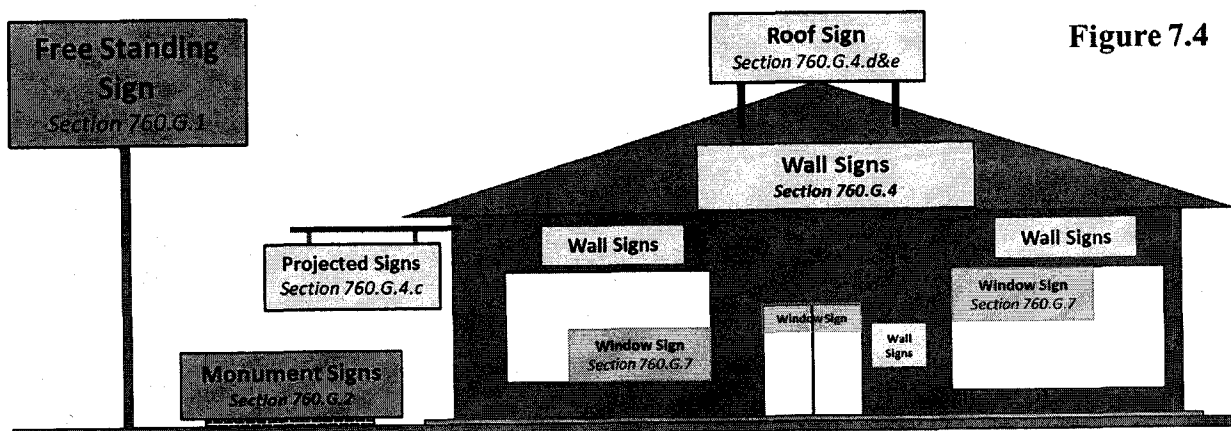
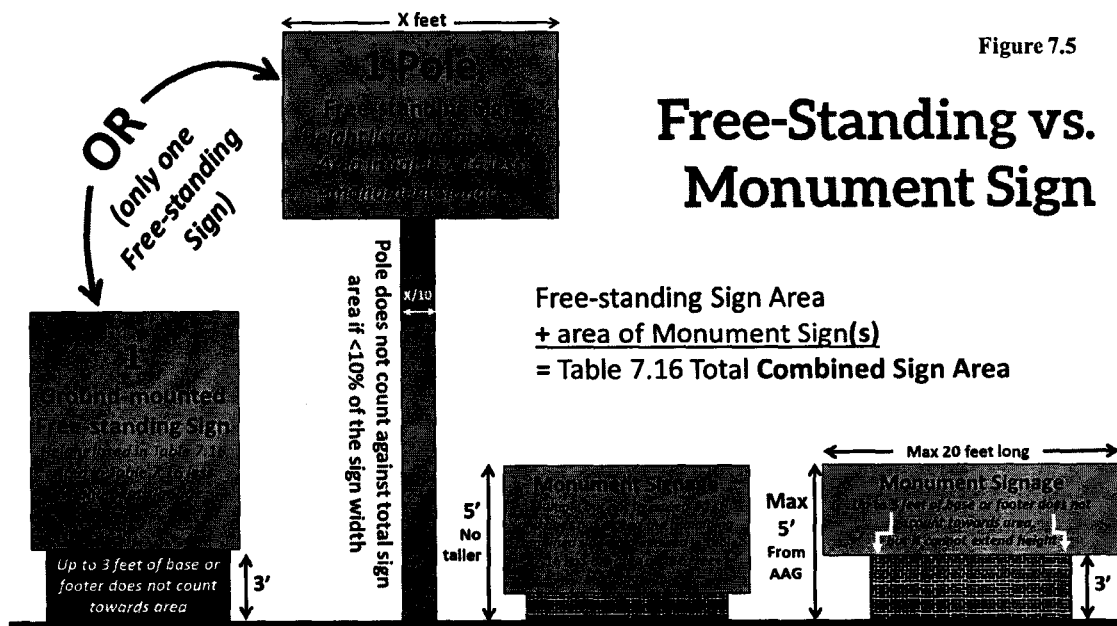


Figure 7.4

On-Premises signs shall conform to the requirements of these Sign Regulations unless specifically permitted, exempted, or prohibited herein.

1. Ground Free-standing signs are intended to provide awareness of the establishment from a distance. To provide for design flexibility, the allowable sign area may be exchanged for additional Monument Signage. Free-standing signs shall conform to the following requirements:
 - a. Signs located in the RAC, IND, PM, BPC-1, BPC-2, CAC, HIC, LCC, TCC, NAC, RCC, CC, CE and OC land use districts shall be set back a minimum of five feet from the property line, with a height no greater than 15 feet. Each additional foot above 15 feet requires an additional setback of six inches. No sign shall exceed the maximum structure height in the land use district.
 - b. Signs located in the L/R, INST, ROS, PRESV, any of the RL subdistricts, RS, RM, RH and A/RR land use districts shall be set back a minimum of ten feet from the property line; and may be constructed to the maximum sign height as indicated in Table 7.16 without any additional setback. No sign shall exceed the maximum structure height in the land use district.
 - c. One free-standing sign per parcel; and the sign may be double-faced.
 - d. Signs shall be separated by a minimum spacing of 50 feet between adjoining parcels.
 - e. Signs located within a Development of Regional Impact (DRI) shall conform to the standards in Table 7.15b.
 - f. The supporting structure of a free-standing sign is not included in the sign area provided there is no content displayed upon it and the cumulative width of the supporting structure(s) does(do) not exceed 10 percent (10%) of the width of the free-standing sign face.



- g. A pedestal or base for which a free-standing sign is set upon is not included in the sign area provided there is no content displayed upon it and it does not exceed more than three feet from average adjacent grade.
2. Monument Signage is intended to be directed at ground level view and provide for enhanced wayfinding. Monument Signs shall not exceed 4 five (5) feet in height (measured from the crown of the closest roadway frontage or average adjacent grade whichever is higher), and 20 feet in length. 15 inches in width and may have a base of up to 3 feet, except as otherwise provided by these Sign Regulations.
- a. Multiple Monument Signs may be located on one parcel so long as the aggregate Monument Sign area does not exceed 80 square feet and the cumulative amount of free-standing and Monument Signage area combined does not exceed the Total Combined Ground Sign Area amount listed in Table 7.16.
- b. Monument Signs may be double-faced. Minimum setback is five (5) feet from rights-of-way.
- c. The base or footer of the Monument Sign does not count towards the sign area so long as it does not display content or exceed three feet in height from average adjacent grade. However, the total combined height of the sign shall not exceed five (5) feet regardless of the base height.

Table 7.16 On-Premise Sign Standards for Free-standing and Monument Signs (Rev. 9/1/15 – Ord. 15-056; 7/29/02 – Ord. 02-52; Rev. 9/26/01 – Ord. 01-71)			
Future Land Use Designation*	Max Square footage per face; Maximum of 2 faces-Total Combined Ground Sign Area**	Max Free-standing Sign Height	Minimum Free-standing Sign Setback to achieve maximum height (5' Min.=15' sign)
Regional Activity Centers (RAC)	300 square feet	40 feet	17.5 feet
Industrial (IND)			
Phosphate Mining (PM)	Parcels < 5 acres 200 square feet	Parcels < 5 acres 30 feet	Parcels < 5 acres 12.5 feet
Business-Park Center-1 (BPC-1)	250 square feet	30 feet	12.5 feet
Business-Park Center-2 (BPC-2)			
Community Activity Centers (CAC)	Parcels < 5 acres 150 square feet	Parcels < 5 acres 20 feet	Parcels < 5 acres 7.5 Feet
Employment Center (EC)			
High-Impact Commercial Centers (HIC)			
Linear Commercial Corridor (LCC)			
Tourism-Commercial Centers (TCC)			
Neighborhood Activity Centers (NAC)	80 100 square feet	20 feet	7.5 feet
Linear Commercial Corridor (LCC)			
Town Center (TC)	Parcels < 5 acres 80 square feet	Parcels < 5 acres 20 feet	Parcels < 5 acres 5 Feet
Professional Institutional (PI)			
Office Center (OC)	50 60 square feet	12 feet	5 feet
Phosphate Mining (PM)			
Rural-Clusters Centers (RCC)			
Convenience Centers (CC)			
Commercial Enclave (CE)			
Leisure/Recreation (L/R)	80 square feet	15 feet	10 feet
Institutional (INST)			
Recreation and Open Space (ROS)	40 square feet	8 feet	10 feet
Preservation Areas (PRESV)			
Conservation Core (CORE)			
Residential-Suburban (RS)	32 square feet	6 feet	10 feet
Residential-Low-1(RL-1)			
Residential-Low-2(RL-2)			

Table 7.16 On-Premise Sign Standards for Free-standing and Monument Signs

(Rev. 9/1/15 - Ord. 15-056; 7/29/02 - Ord. 02-52; Rev. 9/26/01 - Ord. 01-71)

Future Land Use Designation*	Max Square footage per face; Maximum of 2 faces Total Combined Ground Sign Area**	Max Free-standing Sign Height	Minimum Free-standing Sign Setback to achieve maximum height (5' Min.=15' sign)
Residential-Low-3(RL-3) Residential-Low-4(RL-4) Residential-Medium (RM) Residential-High (RH)			
Agriculture/Residential Rural (A/RR)	80 square feet	15 feet	10 feet

*Sign area and height shall be reduced by 15% in all Selected Area Plans (SAP's) that do not have adopted sign standards.

** Each sign may have up to Two (2) faces

3. Plaza Signs may be permitted for multiple tenant developments in lieu of free-standing and Monument Signage. One Plaza Sign is permitted per parcel. The following shall apply to Plaza Signs:

- a. A Plaza Sign may represent ~~two or more~~ multiple parcels or buildings.
- b. No single-tenant free-standing signs shall be permitted within a development that has a Plaza Sign.
- bc. Each parcel identified on the Plaza Sign shall not be permitted an individual ground monument /on premises sign unless the individual parcel or lot (outparcel) in question requesting a ground monument /on premises sign complies with the following: Outparcels within a multitenant development may have Monument Signage as long as:
 - i. ~~If~~ The building does not share a common wall within another building or structure on an adjacent parcel; and
 - ii. ~~If~~ The establishment does not advertise on said Plaza Sign; and
 - iii. The ground monument/on premises sign is at least 50 linear feet from said Plaza Sign or any other ground monument /on premises sign.
- bd. Plaza Signs shall comply with the area, height, and setback standards as outlined in Table 7.16b. for on premises signs and shall be permitted a maximum sign height of 20 feet, unless stated otherwise in 3.d, below. Sign

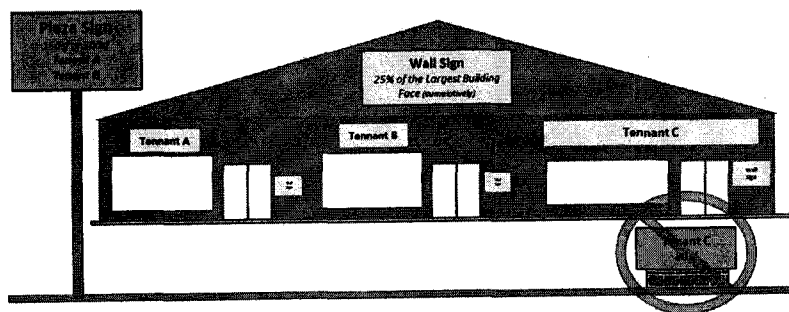
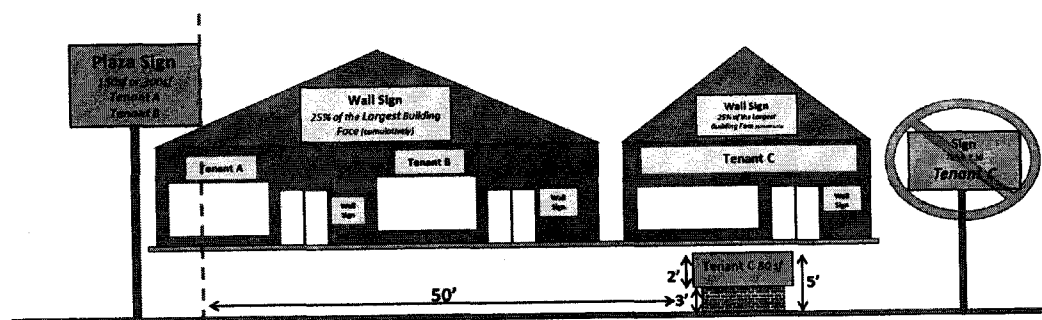


Figure 7.6

Plaza Signs



area is based on the occupiable units within the multitenant development; however, content and tenant allotment on the Plaza Sign is not regulated.

Table 7.16b On-Premise Sign Standards for Plaza Signs			
<u>Future Land Use Designation</u>	<u>Plaza Sign Area</u>	<u>Plaza Sign Height</u>	<u>Plaza Sign Setback</u>
<u>Regional Activity Centers (RAC)</u> <u>Industrial (IND)</u>	100 square feet + 40 square feet per occupiable unit Maximum 400 square feet Total Area <u>Parcels < 5 acres 300 square feet maximum total area</u>	40 feet <u>Parcels < 5 acres 30 feet</u>	17.5 feet <u>Parcels < 5 acres 12.5 feet</u>
<u>Business-Park Center-1 (BPC-1)</u> <u>Business-Park Center-2 (BPC-2)</u> <u>Community Activity Centers (CAC)</u> <u>Employment Center (EC)</u> <u>High-Impact Commercial Centers (HIC)</u> <u>Linear Commercial Corridor (LCC)</u> <u>Professional Institutional (PI)</u> <u>Tourism-Commercial Centers (TCC)</u>	80 square feet + 30 square feet per occupiable unit Maximum 300 square feet Total Area <u>Parcels < 5 acres 200 square feet maximum total area</u>	30 feet <u>Parcels < 5 acres 20 feet</u>	12.5 feet <u>Parcels < 5 acres 7.5 Feet</u>
<u>Neighborhood Activity Centers (NAC)</u> <u>Leisure/Recreation (L/R)</u> <u>Institutional (INST)</u>	60 square feet + 20 square feet per occupiable unit Maximum 150 square feet Total Area <u>Parcels < 5 acres 100 square feet maximum total area</u>	20 feet	7.5 feet
<u>Office Center (OC)</u> <u>Rural-Clusters Centers (RCC)</u> <u>Convenience Centers (CC)</u> <u>Commercial Enclave (CE)</u>	40 square feet + 10 square feet per occupiable unit Maximum 100 square feet Total Area <u>Parcels < 5 acres 60 square feet maximum total area</u>	12 feet	5 feet
<u>Agriculture/Residential Rural (A/RR)</u> <u>Phosphate Mining (PM)</u>	Arterial Road 150 square feet Collector Road 120 square feet	15 feet	10 feet

- e. ~~Total Plaza Sign face is limited by the number of occupiable units in the plaza. Plaza Signs shall be permitted 40 square feet of sign face for the plaza name plus 20 square feet of sign area per tenant, regardless of the land use district.~~
- d. ~~The maximum permitted Plaza Sign area within A/RR or any of the Residential land use districts shall adhere to the following sign area and height specifications based upon the road classification for which the Plaza Sign is oriented:~~

<u>Road Classification</u>	<u>Square Feet Per Face</u>	<u>Maximum Height</u>
Arterial Road	150	20 feet
Collector Road ⁽¹⁾	120	15 feet
Local Road ⁽²⁾	80	10 feet

⁽¹⁾ Includes urban and rural collectors

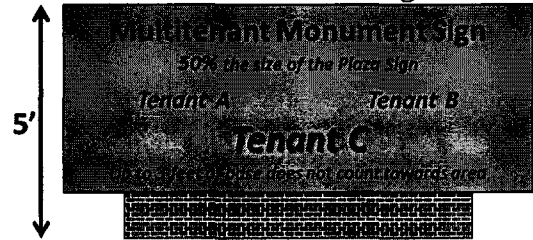
⁽²⁾ Or other internal drive aisles

- e. ~~The maximum permitted Plaza Sign area within the NAC, OC, RCC, CC, PIX, ECX, L/R, INST, LCC and CE land use districts shall not exceed 150 square feet.~~
- f. ~~Plaza Signs shall not be permitted within the PRESV and ROS land use districts.~~

g. ~~The maximum permitted Plaza Sign area in all other land use districts not identified, herein, shall be 300 square feet.~~

e. Multitenant developments with road frontage on more than one collector or arterial road may have an additional Multitenant Monument Sign on the other frontage. The sign area may not exceed 50% of the size of the Plaza Sign permitted. The height may not exceed five (5) feet. The setback shall be a minimum of five (5) feet from right-of-way.

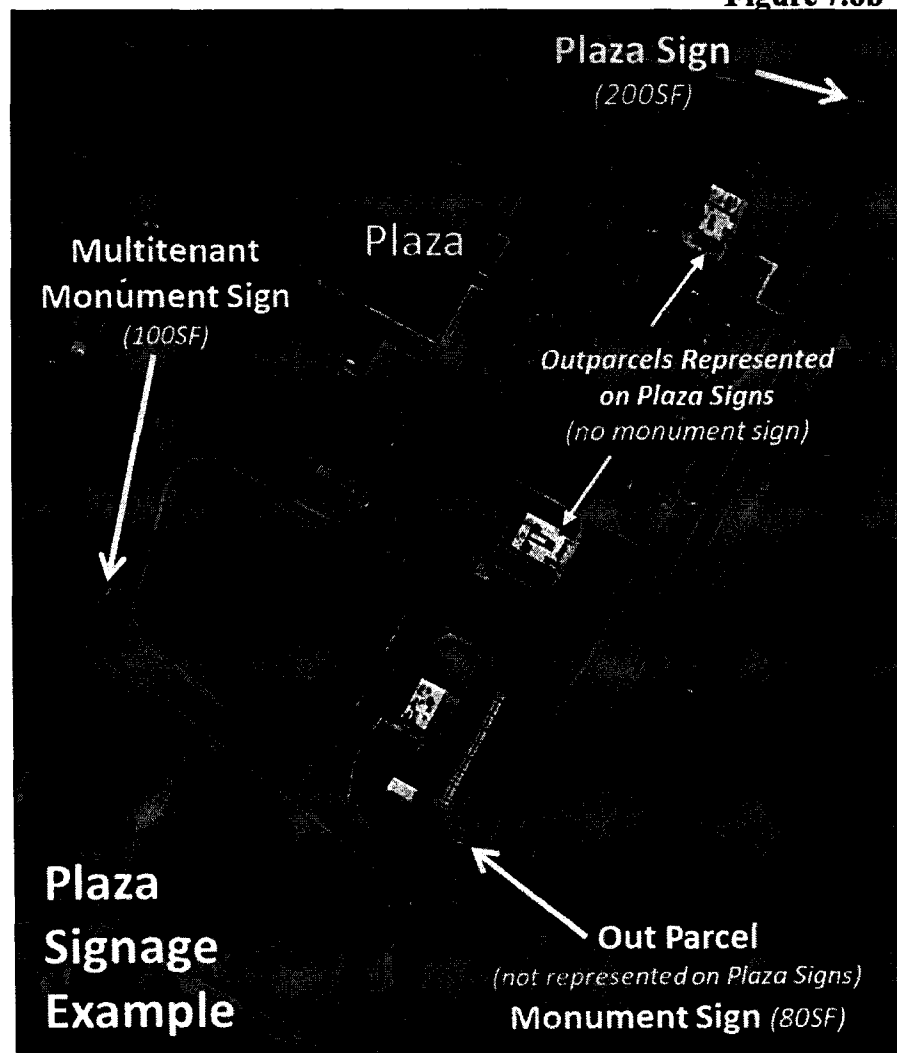
Figure 7.6a



hf. Plaza Signs serving multiple parcels shall submit a common signage plan to include the following:

- All parcel boundaries of the parcels included within the request.
- Parking lot layout and drive aisles.
- Entrances and exits to all rights-of-ways.
- All current and proposed signage.

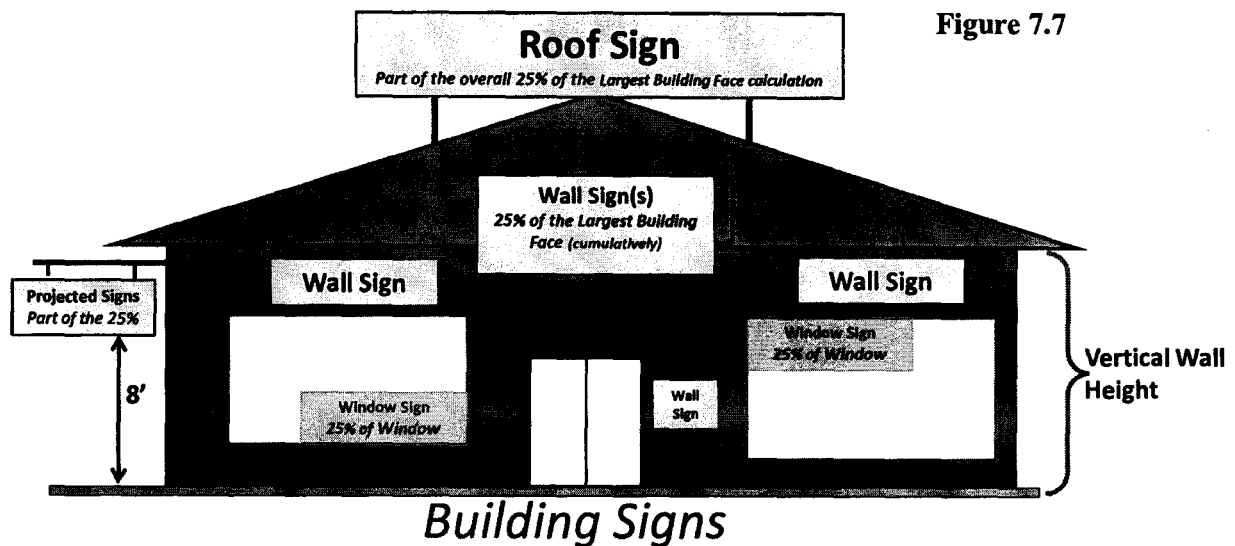
Figure 7.6b



- ig. The Plaza Sign areas and height as referenced within this Section shall be reduced by 15% in all Selected Area Plans (SAPs) that do not have adopted sign standards.

4. Building signs shall conform to the following requirements:

- a. Building signs may cover an area equivalent to 25 percent (25%) of the largest vertical wall¹ of the building. Said signs may be located on any side of the building or roof and shall not count against the total permitted sign area for ~~ground~~ free-standing and Monument Signs. Said signs shall not project ~~above the vertical wall to which it is attached~~, or more than four feet horizontally from ~~said the vertical~~ wall. If said sign projects from the wall to which it is attached, it must comply with sub-section 4.c regarding Projected signs.

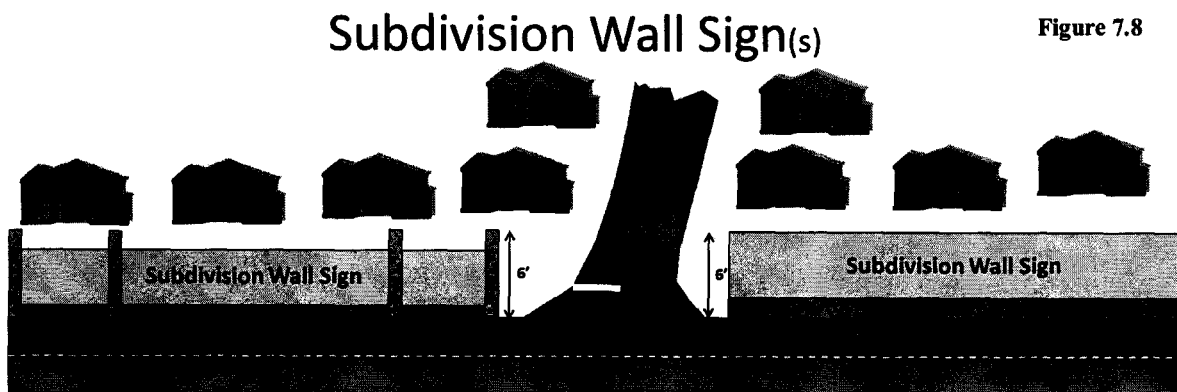


- b. Canopy signs may cover up to 15% of the total vertical sign area of all four sides of the canopy. Signs may be located on any side of the canopy.
- c. Projected signs that protrude from the wall to which they are attached at a depth greater than three inches shall maintain a minimum vertical clearance of eight feet above the sidewalk or ground level and shall not be erected within or overhang any public rights-of-way. Such signs shall not extend more than four feet beyond the line of the building or structure to which it is attached. The building official may authorize lesser or greater standards in the interest of public safety.
- d. Roof signs shall not exceed a height equivalent to the elevation of the building upon which the sign is located (i.e., if a building is 20 feet tall, the roof sign may only add an additional 20 feet). The height above the roof may be equal to the height from grade to the highest point of the building, but in no case will the height of the sign, exceed 20 feet from this point to the top of the sign. At no time shall the height of the building plus the height

¹ Vertical wall is measured from average adjacent grade to the roof or roof soffit.

of the roof sign exceed the maximum district structure height as indicated in Table 2.2.

- e. Roof sign supports shall appear to be free of any extra bracing angle iron, guy wires, and cables. The supports shall appear to be an architectural and integral part of the building. Supporting columns of round, square, or shaped steel members may be erected if required bracing, visible to the public is minimized or covered.
5. Signs located on subdivision walls (See chapter 10: Subdivision wall)
- a. The total sign area shall not count as chargeable square footage.
 - b. No sign, copy, text, or symbol shall be placed upon a subdivision wall at a height greater than the maximum sign height indicated in Table 7.16.
 - c. Any sign located upon a wall-like structure that does not meet the definition of a subdivision wall must comply with the height, setback, and sign area regulations for a ~~monument~~ neighborhood identification sign.

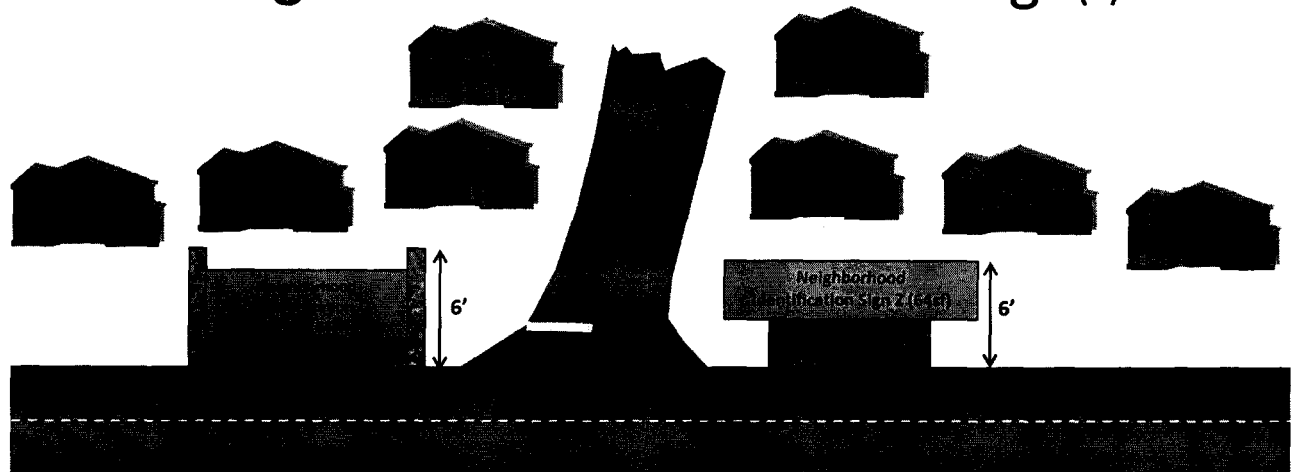


6. Up to **two** permanent Neighborhood Identification signs faces may be permitted at each entrance to a designated neighborhood provided the following conditions are met.
- a. *Location.* The sign shall not create a physical or visual hazard for pedestrians or motorists entering or leaving the neighborhood. The two sign faces may be placed on either side of the entrance or back-to-back in a center median on a boulevard entrance (see figure 7.9 and 7.10).
 - b. *Maintenance.* Upon application to Polk County for a sign permit, an individual firm, partnership, association, corporation, legally established neighborhood association, or other legal entity shall be designated, in the form of a written statement, as the person responsible for the perpetual maintenance of the sign. The statement shall provide that the person or organization, including its successor or assign, is responsible for maintaining the sign(s).
 - c. *Height and Square Footage.* The sign(s) shall not exceed 6 feet in height and 64 square feet ~~in aggregate sign area~~ per face.

- d. *Location of Neighborhood Identification Signs Within County Rights-of-Way.* Neighborhood Identification signs may be located within County rights-of-way only under the following conditions:
- i. If the entity agreeing to maintain neighborhood signs as set out above in I (6)(c) enters into an indemnification and/or hold harmless agreement acceptable to the County Attorney, the County may permit a sign, and associated walls and permanent planters, to be placed at the entrance(s) of the neighborhood within the County rights-of-way, including medians, so long as such signs, walls and/or planters do not create a physical or visual hazard for pedestrians or motorists entering or leaving the neighborhood and are not located within the clear visibility triangle or the clear recovery area of the roadway as set out in the State of Florida Department of Transportation's *Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways*.

Figure 7.9

Neighborhood Identification Sign(s)



- ii. The location and materials of any signs and associated walls and permanent planters, are subject to approval by Polk County during the permitting process. Applicant will be required to submit a letter of approval from the County Transportation Department or the Florida Department of Transportation. At the discretion of the Building Director, the application may also be reviewed by the Director of the Land Development Division.

7. Window Signs:

- a. Window signs are permitted provided such signs, in aggregate sign area, are less than or equal to ≤ 25 percent ($\leq 25\%$) of the total window surface area of the premises facing a public street or parking lot. The aggregate sign area of a window sign shall not count as chargeable square footage.

Figure 7.10

Neighborhood Identification Sign* with Two Faces



**Right-of-way use agreement if placed within public rights-of-way*

8. Changeable Copy

All signage is permitted to have changeable copy provided the following:

- a. lighting meets the lighting standards of Section 220 and Section 709.J.
- b. Sign is not located within the Ridge Scenic Highway Overlay (Section 679.8.a.iii)
- c. The copy on the sign may not change more than once every six seconds.

SECTION 3: Chapter 10, Definitions, of the Polk County Land Development Code, Polk County Ordinance No. 00-09, as amended, is hereby amended in the following manner:

SIGN: Any writing, pictorial presentation, number, illustration, or decoration, flag, banner or pennant, or other device including the sign's area, face, and structure, which is used to announce, direct attention to, identify, advertise, or otherwise make anything known. The term sign shall not be deemed to include the terms "building" or "landscaping," or any architectural embellishment of a building not intended to communicate information. Types of signs are identified as:

ABANDONED SIGN: A sign shall be considered abandoned when the business activity or firm, which such sign advertises, is no longer in operation for a period of at least 60 days, or does not have a current occupation tax certificate in effect. In the alternative, a sign which is non-commercial in nature and the content of the sign pertains to a time, event or purpose which has elapsed or expired in the preceding 60 days.

AGGREGATE SIGN AREA: The total available sign area of all sides or portions of a sign.

ANIMATED SIGN: Any sign using actual motion or the illusion of motion.

BANNER: ~~A sign intended to be hung either with or without frames, possessing characters, letters, illustrations, or ornamentations applied to paper, plastic, or fabric of any~~

kind. ~~"Banner" does not include ground signs or pole signs, regardless of whether said signs are on premises or off premises.~~

BILLBOARD: A permanently constructed sign structure composed of one or more large surfaces for permanent or changeable messages, supported by vertical post and generally used off-premises.

BUILDING SIGN: Sign displayed upon or attached to any part of the exterior of a building, and including wall signs, projected signs, and roof signs.

CANOPY SIGN: A building sign upon, attached to, or hanging from a marquee; said marquee to mean a canopy or covered structure projecting from and supported by a building when such canopy or covered structure extends beyond the building line or property line.

CHANGEABLE COPY SIGN: A sign with a fixed or changing display/copy composed of: 1) manual placement of letters or symbols on a panel mounted in or on a track system, or 2) a series of lights that may be changed through electronic means ~~not more than once every six seconds.~~

CONSTRUCTION SIGN: A sign located on the premises of a construction site.

DIRECTIONAL SIGN: Sign whose sole purpose is to provide direction to pedestrian and vehicular traffic.

DOUBLE-FACE SIGN: A sign with back-to-back parallel-faces provided that the faces are joined on the same support or separated by not more than three feet. (See: "V"-TYPE SIGN)

EMBELLISHMENT: Letters, figures, characters or representations in cut-out or irregular forms or similar ornaments attached to or superimposed upon a wall or sign.

FLAG: A sign, usually square- or rectangular-shaped, made of paper, plastic or fabric of any kind and intended to be hung from a flagpole by being tethered along one side.

FLAGPOLE: A freestanding ground mounted structure, or a structure mounted to a building, wall, or roof and used for the sole purpose of displaying a flag.

GROUND SIGN: A sign that is supported by structures or supports in or upon the ground and independent of support from any building.

~~**HOME OCCUPATION SIGN:** A building sign displayed where there is a licensed home occupation.~~

MONUMENT SIGN: Any sign, other than a Pole free-standing sign, which is placed upon or supported by structures or supports in or upon the ground and independent of support from any building.

NEIGHBORHOOD IDENTIFICATION SIGN: A sign displayed at the entrance to a neighborhood or subdivision identifying the neighborhood and is visible from road rights-of-way. This definition includes SUBDIVISION SIGN.

~~NEWLY PLATTED RESIDENTIAL SUBDIVISION SIGN: See REAL ESTATE SIGN.~~

NON-CONFORMING SIGN: A sign legally existing within Polk County on September 1, 2000, or any date thereafter, which does not conform to the requirements of this Section Code.

OFF-PREMISES SIGN: Any sign relating to an activity or place not on the premises on which the sign is located. A sign bearing a non-commercial message is deemed to be on-premises.

ON-PREMISES SIGN: Any sign relating to an activity or place on the same premises on which the sign is located.

~~PAINTED WALL SIGN: Any sign painted directly on any wall or roof material of any building.~~

PARASITE SIGN: Any sign attached to another sign, for which no permit has been issued.

~~PENNANT: Any triangular shaped flag like, feather like or streamer like piece of cloth, plastic, foil, or paper attached to any staff, cord, building, or other structure, usually in a series, at only one (1) or two (2) edges with the remainder hanging loosely.~~

PLAZA SIGN: (Rev. 9/1/15 – Ord. 15-056; 09/02/09 – Ord. 09-057) A freestanding sign used to advertise businesses that occupy a shopping center or complex with multiple tenants.

POLE FREE-STANDING SIGN: A ground sign mounted on ~~free standing~~ poles or other supports such that the bottom edge of the sign face is eight feet or more above grade or a uniform width from the ground up.

PORTABLE SIGN: Any sign other than a sandwich sign that is not permanently erected upon the ground, or on the roof of any building or affixed to the wall of any building and which may be readily moved from place to place. This definition does not apply to signs painted directly on vehicles or signs displayed through, but not on, windows.

PROJECTED SIGN: A sign attached to a building or other structure and extending beyond the surface of the building or structure to which it is attached.

REAL ESTATE SIGN: A temporary sign generally erected on-premises pertaining to the sale, lease or rental of land, structure or building and identifying the owner or selling agent. ~~This definition includes NEWLY PLATTED RESIDENTIAL SUBDIVISION SIGN.~~

ROOF SIGN: Any sign created, constructed, and maintained wholly upon or over the roof of any building.

~~SANDWICH SIGN: An unsecured temporary sign, double or single faced which is portable, most often forming the cross sectional shape of the letter "A" when viewed from the side and may readily be moved from place to place.~~

SNIPE SIGN: Any sign which is attached in any way to a utility pole, tree, fence post, or any other object located on public or private property. Any sign designed to provide warning to the public shall not be construed to be a snipe sign.

SUBDIVISION SIGN: See NEIGHBORHOOD IDENTIFICATION SIGN.

TABLET SIGN: Any sign located on the permanent part of a building which denotes nameplates, the name of the building, date of erection, historical significance, dedication, or other similar information.

TEMPORARY SIGN: A sign designed, constructed, and intended to be used on a limited basis.

~~**TIME AND TEMPERATURE SIGN:** A sign conveying a lighted message of time, temperature, barometric pressure or similar information by means of electrical impulse or changing intervals.~~

V-TYPE SIGN: A double-faced sign with two sign faces not more than 8 feet apart when measured at the widest point and erected back-to-back at a 45-degree angle to form a "V". (See: DOUBLE-FACE SIGN).

VEHICLE SIGN: Any sign displayed upon a vehicle where the principal purpose of the vehicle is not general transportation, but the display of the sign itself.

WALL SIGN: A sign applied or attached directly to the face of a building and becoming or appearing to become, a part of the building.

WINDOW SIGN: A sign which is painted on, attached to, or suspended directly behind or in front of a window or the glass portion of a door. The display of merchandise is not a window sign.

SIGN AREA: The aggregate area of a sign within the periphery of a regular geometric form such as a square, rectangle, triangle, or circle, or combinations of regular geometric forms including the sign face.

SIGN FACE: The entire area of the sign on which copy could be placed, including any border or frame which forms an integral part of the display, but excluding the necessary supports or uprights on which the sign may be placed.

SIGN HEIGHT: The vertical distance from the top of the sign to crown of the adjacent road right-of-way to which the sign is oriented.

SIGN PERMIT: The document required in order to alter, expand, install or replace a sign not otherwise exempted from these Sign Regulations.

SIGN SETBACK: The shortest horizontal distance from the property line to the nearest point (leading edge) of the sign or its supporting member whichever is nearest to the property line.

SIGN SITE: The space of ground occupied by the sign structure.

SIGN SITE SPACING: The shortest distance between signs or a line projected from the sign, perpendicular to the right-of-way on the same side of the road, facing the same direction.

SIGN STRUCTURE: Any construction used or designed to support a sign, including all supports, braces, guys and anchors, electrical parts, wires and lighting fixtures, and all painted and display areas attached to or placed around the sign structure.

...

SUBDIVISION WALL (Rev. 9/26/01 - Ord. 01-71): Any contiguous structure (ex. brick, block, chain link, wood, etc...) that encompasses the entire subdivision frontage along one or more public rights-of-way. ~~Signs may be placed upon a subdivision wall at a height no greater than the maximum sign height allowed per the Future Land Use district.~~

SECTION 4: SEVERABILITY

If any provision of this Ordinance is held to be illegal, invalid, or unconstitutional by a court of competent jurisdiction the other provisions shall remain in full force and effect.

SECTION 5: EFFECTIVE DATE

This ordinance shall become effective upon filing with the Department of State.

ENACTED BY THE BOARD OF COUNTY COMMISSIONERS OF POLK COUNTY,

FLORIDA this 18th day of January, 2022.



STATE OF FLORIDA)
)
COUNTY OF POLK)

I Stacy M. Butterfield, County Clerk and Comptroller for Polk County, Florida, hereby certify that the foregoing is a true and correct copy of Ordinance No. 2022-004 adopted by the Board on January 18, 2022.

WITNESS my hand and official seal on this 18th day of January 2022.

STACY M. BUTTERFIELD, CLERK



By:

Stephanie May
Stephanie May
Deputy Clerk



FLORIDA DEPARTMENT *of* STATE

RON DESANTIS
Governor

LAUREL M. LEE
Secretary of State

January 18, 2022

Ms. Stephanie May, Support Specialist, VAB Clerk
Polk County
Post Office Box 988
Bartow, Florida 33831-0988

Dear Ms. May:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Polk County Ordinance No. 22-004, which was filed in this office on January 18, 2022.

Sincerely,

Anya Owens
Program Administrator

AO/lb