

ORDINANCE NO. 10-04

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF LEON COUNTY, FLORIDA, AMENDING CHAPTER 10, LAND DEVELOPMENT CODE, OF THE CODE OF LAWS OF LEON COUNTY, FLORIDA; AMENDING ARTICLE IX RELATING TO SIGNS; AMENDING PART (a) SECTION 10-9.103, PERMITS; AMENDING PART (b), SECTION 10-9.302, GATEWAY ROAD OVERLAY RESTRICTIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Section 1. Section 10-9.103 of the Code of Laws of Leon County, Florida, is hereby amended to read as follows:

Sec. 10-9.103. Permits.

(a) Except as otherwise provided, no sign shall be erected without a permit and as a condition of permit issuance, all signs shall comply with all applicable sections of F.S. Ch. 479, in the case of signs in the state right-of-way, interstate system, or federal aid primary system; and with the Standard Building Code, as adopted in section 5-37, of the Leon County Code of Laws; and the Environmental Management Act, as adopted in Article IV of this Chapter of the Leon County Code of Laws. Upon a showing to the Board of County Commissioners or its designated representative of compliance with the foregoing, and upon payment of the proper permit fee, a permit may be issued.

(b) The county shall make available an application that will require information deemed necessary to review the sign structure for compliance with this article. The application will require at a minimum: identification of land ownership; proof of land use authorization; and drawings to show the dimensions, design, structure, and location of each particular sign.

(c) The following activities shall not require a permit:

- (1) The changing of the advertising copy or message on signs which are specifically designed for the use of replaceable copy.
- (2) Any permanent on-site sign 24 square feet in area or less. This provision shall not apply to any work done in addition to or alteration of existing signs.
- (3) Any sign that can be permitted as a temporary sign may be installed for a period of 48 hours once every three months.
- (d) Certification by a registered engineer: The following signs shall be designed, and signed and certified by a Florida registered professional engineer, who shall submit sufficient data to enable the building official to determine whether the sign complies with this Code:
 - (1) All roof signs, including mansard style roofs.
 - (2) Projecting signs over 24 square feet in area.
 - (3) Off-site signs or ground signs over 50 square feet in area.
 - (4) All signs with unusual structural features.

Section 2. Section 10-9.302 of the Code of Laws of Leon County, Florida, entitled Location, is hereby amended to read as follows:

Sec. 10-9.302. Location.

- (a) Off-site signs shall be located only in the following zoning districts:
 - (1) CP--Commercial Parkway District.
 - (2) C-2--General Commercial.
 - (3) M-1--Light Industrial District.
 - (4) I--Industrial District.
 - (5) IC--Interchange Commercial District.

(6) PUD--Planned Unit Development - if located inside the Urban Services Areas, signs may be located within commercial or industrial if "off-site sign" is an allowed use in the approved PUD concept plan.

(7) DRI--Development of Regional Impact District - If located inside the Urban Services Area, signs may be located within areas allowing commercial or industrial use if "off-site sign" is an allowed use in the approved application for development approval or other implementing development order.

(b) *Gateway Road Overlay*. Off-site signs shall be prohibited in the following locations:

- (1) Within 200 feet of the right-of-way of Thomasville Road;
- (2) Within 200 feet of the right-of-way of Kerry Forest Extension;
- (3) Within 200 feet of the right-of-way of Welaunee Boulevard; and
- (4) Within 200 feet of the right-of-way of that segment of Mahan Drive, extending from a point Buck Lake Road ~~approximately 500 feet to the west of Lagniappe Drive~~ generally eastward to the Jefferson County Boundary, except for that segment between Thornton Road and I-10.

(c) No off-site sign shall be located in any location where existing trees in the public right-of-way, or trees proposed as part of an approved/permitted beautification project approved prior to the application, must be cut, trimmed, or removed so that the sign face is visible from the public right-of-way.

Section 3. Conflicts.

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, except to the extent of any conflicts with the Tallahassee-Leon County 2010 Comprehensive Plan as amended, which provisions shall prevail over any part of this ordinance which is inconsistent, either in whole or in part, with the said Comprehensive Plan.

Section 4. Severability.

If any word, phrase, clause, section, or portion of this ordinance shall be held invalid or unconstitutional by a court of competent jurisdiction, such portion or words shall be deemed a separate and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 5. Effective Date.

This ordinance shall have effect upon becoming law.

DULY PASSED AND ADOPTED BY the Board of County Commissioners of Leon County, Florida, this 9th day of February, 2010.



LEON COUNTY, FLORIDA

BY: Bob Rackleff
Bob Rackleff, Chairman
Board of County Commissioners

ATTEST:
BOB INZER, CLERK OF THE COURT

By: John Stott, Deputy Clerk
Clerk

APPROVED AS TO FORM:
COUNTY ATTORNEY'S OFFICE
LEON COUNTY, FLORIDA

By: Herbert W.A. Thiele, Esq.
Herbert W.A. Thiele, Esq.
County Attorney

**FLORIDA COUNTY ORDINANCE DATA RETRIEVAL SYSTEM
(CODRS) CODING FORM**

Instructions: Florida's Department of State, Bureau of Administrative Code has developed the County Ordinance Data Retrieval System (CODRS) to facilitate the tracking of County ordinances in Florida's 67 Counties. CODRS' data base is composed of over 25,000 county ordinances enacted since 1974.

We request your cooperation in completing this coding form. It is to be completed whenever your county enacts a new ordinance. Simply complete this form and include it with other pertinent ordinance information that is submitted to the Bureau of Administrative Code.

To code this form properly, please refer to the "keyfields" description sheet that has been given to your County Attorney's Office. If you do not have this sheet please contact the Bureau. We will be happy to fax one to you for referencing purposes. Please fill out this form as completely as is possible.

Thank you for your assistance. Should you need further assistance please contact the Bureau of Administrative Code, Department of State at (850)245-6270 or Suncom 205-6270.

COUNTY: (<u>LEON</u>)	COUNTY ORDINANCE # (<u>10 04</u>) <small>(e.g., 00-001)</small>
PRIMARY KEYFIELD DESCRIPTOR: (<u>SIGNS/BILLBOARDS</u>)	
SECONDARY KEYFIELD DESCRIPTOR: (_____)	
OTHER KEYFIELD DESCRIPTOR: (_____)	
ORDINANCE DESCRIPTION: (<u>OFF-SITE SIGNS</u>) <small>(25 characters maximum including spaces)</small>	
ORDINANCES AMENDED: (List below the ordinances that are amended by this legislation. If more than two, list the most recent two.)	
AMENDMENT # 1: (<u>10-9.103</u>)	AMENDMENT # 2: (<u>10-9.30Z</u>)
ORDINANCES REPEALED: (List below the ordinances that are repealed by this legislation.)	
REPEAL # 1: (_____)	REPEAL # 3: (_____)
REPEAL # 2: (_____)	REPEAL # 4: (_____)
(Others repealed: List all that apply): _____	

(FOR OFFICE USE ONLY):	COUNTY CODE NUMBER: (_____)
KEYFIELD 1 CODE: (_____)	KEYFIELD 2 CODE: (_____)
KEYFIELD 3 CODE: (_____)	Rev. 4/10/01