

**ORDINANCE O-18-06**

**AN ORDINANCE AMENDING ZONING CODE ARTICLE 7, SECTION 7.4 TO ADD SUBSECTION 7.4.7 TO ADDRESS COMMERCIAL SIGNS ON PARKED VEHICLES**

**WHEREAS**, the City of Bisbee Zoning Code serves to secure the social, physical, and economic advantages of the citizens of Bisbee; and

**WHEREAS**, the Planning and Zoning Commission of the City of Bisbee develop and recommend ordinances to the City Council for carrying out plans, goals, and objectives related to growth, development, and redevelopment of the City; and

**WHEREAS**, in order to preserve the attractiveness and beauty of the City for growth and development, and to reduce visual clutter, the Planning and Zoning Commission approved the recommendation of a proposed amendment to Zoning Code, Article 7, Section 7.4 by adding Subsection 7.4.7 after Subsection 7.4.6, which would prevent commercial signs or advertising on parked vehicles or trailers unless the vehicles or trailers are primarily used in conducting business and meet other requirements as set forth in Exhibit A, hereto; and

**WHEREAS**, it is in the best interests of the City of Bisbee and its citizens to adopt the amendment to Zoning Code, Article 7, Section 7.4 by adding Subsection 7.4.7 after Subsection 7.4.6, as set forth on Exhibit A, hereto.

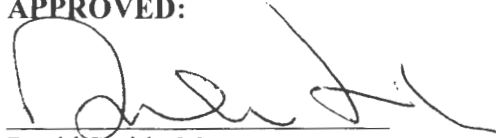
**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF BISBEE, COUNTY OF COCHISE, STATE OF ARIZONA, THAT:**

**Section 1.** The amendment to Zoning Code Article 7, Section 7.4, which adds Subsection 7.4.7 after Subsection 7.4.6, as set forth in the attached Exhibit A, incorporated herein by reference, is hereby adopted.

**Section 2.** If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions.

**PASSED, APPROVED AND ADOPTED** by the Mayor and Council of the City of Bisbee on this 3<sup>rd</sup> day of April, 2018.

**APPROVED:**



David Smith, Mayor

**ATTEST:**

Ashlee Coronado  
Ashlee Coronado, City Clerk

**APPROVED AS TO FORM:**

Elda Orduño 4.4.18  
Elda Orduño, City Attorney

## EXHIBIT A

### AMENDMENT TO ZONING CODE ARTICLE 7, SECTION 7.4

[Addition of Subsection 7.4.7 shown by underline]

#### **7.4 Commercial and Manufacturing Zone Sign Regulations**

The following types of signs may be permitted, upon the submittal of an appropriate application, on property which is located within any C, Commercial; CM, Commercial Mixed Use, or M, Manufacturing zoning district in connection with existing or proposed development on the subject property. No occupancy in these zoning districts may have more than three (3) of the following types of signs at any one location.

##### **7.4.1 Individual Business Wall Signs**

- A. The size of a wall sign shall be limited to one and a half (1.5) square feet of sign area per each linear foot of building frontage.
- B. Wall signs may be internally or indirectly lighted.
- C. One sign per wall is permitted for each wall of the building.

##### **7.4.2 Projecting Signs**

- A. Projecting signs are permitted over sidewalks only and shall be located a minimum of nine (9) feet above grade of the sidewalk.
- B. Projecting signs may be double-faced and shall not exceed twenty (20) square feet in area.
- C. No part of any sign shall project more than four (4) feet from the wall.
- D. Projecting signs shall be placed perpendicular to the building wall.

##### **7.4.3 Marquee Signs**

- A. Indoor theatres and public assembly areas shall be allowed a change panel, marquee sign which may be affixed to the building or a marquee.
- B. Marquee signs may illuminated by direct or internal lighting.
- C. Marquee signs shall not exceed one hundred (100) square feet in area.

##### **7.4.4 Signs in Windows**

- A. The size of a business name sign and other advertising in or on a business window shall not cover more than fifty percent (50) of the window area.

- B. A sign permit is required for window signs advertising the business name. Temporary or changeable product advertisement signs in windows do not require an additional permit.
- C. Information about the hours of operation may be posted on or inside a door or window. This signage shall not be included in the calculation of any limitations of the number or area of signs allowed under these regulations.

#### **7.4.5 Free-Standing Signs**

- A. Only monument type signs will be permitted. A monument sign has a self-supporting permanent structure, detached from supportive elements of the building, on a base that has an aggregate width of at least fifty percent (50) of the total width of the sign. The materials of a monument sign complement or are compatible with the materials and colors of the architecture on the site.
- B. One double-faced free-standing monument sign with a maximum area of thirty-two (32) square feet per sign face may be permitted at a single business location.
- C. Freestanding monument signs may be illuminated by indirect or internal lighting.
- D. The top of the monument sign shall be no higher than eight (8) feet from the ground level.
- E. On properties such as strip malls, shopping centers, business plazas or other commercial properties with two or more separate businesses operating on a commercial site that is subject to common ownership and management, freestanding signs that identify multiple businesses located on the property may exceed these limitations. Each such property may include one sign that identifies the name of the development and one or more of the businesses on site and may be up to forty-eight (48) square feet per sign face. This sign may be no higher than eight (8) feet.

#### **7.4.6 Motel, Hotels, Resorts, and Service Station Change Panel Signs**

Motels, hotels, resorts and service stations may use change panel signs for one of the three types of signs associated with any such business. Change panel signs are subject to the following requirements.

- A. Only one (1) change panel sign is allowed for each street that the business abuts.
- B. Change panel signs shall not exceed twelve (12) feet in overall height from ground level for pole signs or eight (8) feet in height when a monument sign is used.
- C. Change panel signs shall not exceed fifty (50) square feet in area and the horizontal dimension shall not exceed ten (10) feet.
- D. Change panel signs may be double faced and illuminated indirectly or internally.

#### **7.4.7 Signs on Parked Vehicles**

Commercial signs or advertising on parked vehicles or trailers are prohibited unless the vehicles or trailers are primarily used in conducting business and the signs advertise or identify the business and

the products or services offered on the premises. This paragraph shall not apply to signs affixed to vehicles or trailers used as public carriers, businesses, taxis, or vehicles when operating during the normal course of business. Nor does it apply to non-commercial signs.