SIGN CODE

A PART OF THE
CITY OF GREENWOOD
MUNICIPAL CODE

CHAPTER 10. ZONING, PLANNING AND DEVELOPMENT

ARTICLE 14. SIGN CODE
SEC. 10-173 thru SEC. 10-199

PROVIDED BY:

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ARTICLE 14. SIGN CODE. [21]

Sec. 10-173 Purpose of the Sign Code.

1.1 Statement of purpose.

The purpose of this sign code is to regulate all signs so as to protect the health, safety, morals and promote the public welfare. Principal features of the ordinance are to define advertising signage for the premises on which the sign is located, and the total sign area permissible per site.

Whereas, in order to maintain the same level of attention, signs have had to become more aggressive, more numerous and more expensive, and, in some areas they threaten to go out of control, and in some areas are already out of control, thus defeating the purpose for which signage was created, and

Whereas, lack of control has caused dangerous conflicts between advertising signs on the one hand and traffic controls on the other, thus destroying the effectiveness of both, and, the situation has been aggravated by a great increase in automotive traffic, and

Whereas, outdoor signs suspended from or placed on top of structures and/or otherwise erected above the ground may become dangerous to the public, and

Whereas, the uncontrolled use of signs and of their shapes, motion, colors, illumination, plus their insistent and distracting demand for attention can be injurious to the mental and physical well-being of the public and can be destructive to adjacent property values and to natural beauty;

Now, therefore, it becomes necessary to reduce destructive competition between signs, and in the public interest to regulate the signs, location, character and other pertinent features of all exterior signs within the jurisdiction of the Greenwood Plan Commission.

1.2 Title.

This Code shall be known as the "sign code" of the City of Greenwood and may be so cited and pleaded and shall be referred to herein as the sign code.

1.3 Conflict, severability.

(a) If any portion of this code is found to be in conflict with any other provisions of any zoning, building, fire, safety or health ordinance of the codes of the City of Greenwood, the provision which establishes the higher standard shall prevail.

(b) If any section, subsection, sentence, clause or phrase of this code or its application to any person or circumstance is held invalid by the decision of any court of competent jurisdiction,

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[21] Editor's Note: There were no Articles 16, 17, or 18 in the 1983 *Greenwood Municipal Code.*

the remainder of this code, or the application of the provisions to other persons or circumstances is in effect and shall remain in full force and effect. (Ord. No. 83-3, § 1, 3-21-83)

Sec. 10-174 Definitions.

SECTION 10-174 DEFINITIONS HAS BEEN REPEALED PER ORDINANCE NO. 02-10 PASSED ON MARCH 18, 2002 BY THE GREENWOOD COMMON COUNCIL. DEFINITIONS MAY NOW BE FOUND UNDER A NEW ARTICLE NO. 22, SECTION 10-540.

(Ord. 02-10, § 4, 3-18-02)

(The next page of this book is 934.)

Sec. 10-175 Permits Required, Fees.

3.1 Permits required. Except as otherwise provided herein, it shall be unlawful for any person to erect, construct, enlarge, move or convert any sign, or change the copy on an existing sign structure within the jurisdiction of the Greenwood Plan Commission, or cause the same to be done without first obtaining a sign permit for each sign from the Building Commissioner.

3.2 Application. Application for a permit shall be made to the Building Commissioner upon a form provided, and shall be accompanied by such information as may be required to assure compliance with the laws and regulations of the City, including:

(a) Name and address of the property owner of the premises on which the sign is located or is to be located.

(b) Name and address of the owner of the sign.

(c) Clear and legible drawings with description showing the location of the sign which is the subject of the permit, and all other signs whose construction requires permits, when such signs are on the same premises.

(d) Drawings showing dimensions, construction supports, sizes, electrical wiring and components, materials of the sign; method of attachment and character of structural members to which attachment is made. If required by the Building Commissioner, engineering data shall be supplied on plans submitted and certified by a duly licensed engineer.

(e) Any individual or company seeking to erect, construct, alter, repair, improve, maintain, convert or manufacture any sign adjacent to or visible from any state or federal roadway shall register, in writing, a statement that they have all necessary licenses and/or approvals from the other affected governmental agencies.

(f) Permission in writing from the person in possession or ownership of shopping centers and/or industrial premises shall be supplied as part of the application documentation.

3.3 Permit fees. The application, including all required documentation shall be filed with the Building Commissioner together with a permit fee as specified by the Plan Commission .

Fee Schedule. If any sign is hereafter erected, placed, installed or otherwise established on any property before obtaining a permit as required herein, the fees specified shall be doubled.

Payment of such double fee shall not relieve any person from compliance with other provisions of this code penalties prescribed herein.

3.4 Effect of sign permit issuance. No permit for a sign issued hereunder shall be deemed to constitute permission or authorization to maintain an unlawful sign nor shall a permit issued hereunder constitute a defense in an action to abate an unlawful sign.

3.5 Nullification. A sign permit shall become null and void if the work authorized thereunder has not been started within a period of ninety (90) days following date of the permit, and completed within a reasonable time thereafter.

3.6 Permit exceptions. The following shall not be considered as creating a sign and therefore shall not be required to have a sign permit unless otherwise specified:

(a) Changeable Copy. The changing of advertising copy or message on an approved sign such a theatre marquee and similar approved signs, where are specifically designed for use of replaceable copy.

(b) Maintenance. Painting, repainting, cleaning or other normal maintenance and repair of a sign or sign structure unless a structural change is involved, or a change in copy is involved.

(c) Temporary or Exempt Sign. Temporary Signs as listed per Sec. 10-181; and Exempt Signs per Sec. 10-180 of this code are exempt from permit requirements unless specified elsewhere. (Ord. No. 83-3, § 3, 3-21-83)

Sec. 10-176 Administration and Penalties.

4.1 Enforcement. The Building Commissioner is hereby authorized and directed to enforce all the provisions of this code. Upon presentation of proper credentials, the Building Commissioner and/or his duly authorized representative(s) may enter at reasonable times any building, structure and/or premises in the City of Greenwood, Johnson County, Indiana, to perform any duty imposed upon him by this code.

4.2 Interpretation. Where there is any ambiguity or dispute concerning the interpretation of this code, the decision of the Building Commissioner shall prevail, subject to appeal as provided herein.

4.3 Right to appeal. Any person aggrieved by any decision or order of the Building Commissioner may appeal to the Greenwood Board of Zoning Appeals. The Building Commissioner shall take no further action on the matter pending the Board's decision, except for unsafe signs which present an immediate and serious danger to the public, as provided elsewhere in this code.

4.4 Penalties. Any person who violates this code shall be guilty of an infraction and, upon conviction, shall be punishable by a fine of not less than Ten Dollars ($10.00) nor more than Three Hundred Dollars ($300.00) and for each day on which any such violation continues, a separate offense will be deemed to be committed.

4.5 Civil Remedies. In addition to or instead of proceeding under Section 4.3, the Board of Zoning Appeals of the City of Greenwood, Johnson County, Indiana, or any enforcement official designated by this ordinance, may institute a suit for an injunction in the Circuit Court of Johnson County to restrain an individual or a governmental unit from violating this ordinance. The Board of Zoning Appeals, the Greenwood Plan Commission or any designated enforcement official may also institute a suit for mandatory injunction directing an individual or governmental unit to remove a structure erected in violation of this ordinance. A suit for mandatory injunction is an additional remedy which does not preclude any designated enforcement officials from utilizing any and all other statutory remedies available to the City of Greenwood for the enforcement of city ordinances.

4.6 Administration.

(a) All signs permitted in Interstate Highway Signage, Sec. 10-184, shall be required to obtain a permit for erection, construction, enlargement, or conversion. This requirement shall not be construed to require a permit for each copy change on a sign that is constructed to facilitate changeable letters, or for billboard-type signs which are designed and intended for frequent copy changes.

(b) The permit application shall include:

(1) a site plan showing the dimensions of the property, the location of all existing structures, and the location of the proposed sign;

(2) a lease or other appropriate statement demonstrating the consent of the property owner;

(3) detailed construction plans and specifications of the sign structure and the original copy of the sign face;

(4) a full sign permit fee.

(c) The erection of the sign shall begin within one year of the date of issuance of the permit. The sign shall be completed in a timely and orderly manner.

Where there is ambiguity or dispute concerning the interpretation of this section, the decision of the Building Commissioner shall prevail, subject to appeal to the Greenwood Board of Zoning Appeals. Any party aggrieved by any decision or order of the Building Commissioner relating to this section may file an appeal with the Board within thirty (30) days of the decision. (Ord. No. 83-3, § 4, 3-21-83)

Sec. 10-177 Inspection, Removal, Safety.

5.1 Inspection. Signs for which a permit is required may be inspected periodically by the Building Commissioner and/or his agent for compliance with this and other codes of the City.

5.2 Removal of sign. The Building Commissioner may order the removal of any sign erected or maintained in violation of this code. He shall give thirty (30) days notice in writing to the owner of a permanent sign, or place a notice of such violation on the building, structure, premises or sign in violation, to remove the sign or to bring it into compliance. He shall give a three (3) day notice for temporary or portable signs. The Building Commissioner may remove a sign immediately and without notice if, in his opinion, and with the consent of the Mayor, the condition of the sign is such as to present an immediate threat to the safety of the public.

Any sign removed by the Building Commissioner and/or his agent, pursuant to the provisions of this section, shall be held by the City for redemption by the owner. To redeem, the owner shall pay all costs incurred by the City for removal. Should said sign not be redeemed within thirty (30) days of its removal, it may be disposed of in any manner deemed appropriate by the City. The cost of removal of the sign by the City shall be considered a debt owed to the City by the owner of the sign and owner of the property, and may be recovered in an appropriate court action by the City or by assessment against the property. The cost of removal shall include any and all incidental expenses incurred by the City in connection with the sign's removal.

5.3 Maintenance. All signs and components thereof shall be kept in good repair and in safe, neat, clean and attractive condition. Failure to comply will automatically revoke the permit after such noncompliance has been determined by the Building Commissioner and notice has been given to the owner of the sign as reflected by the records of the Building Commissioner.

5.4 Abandoned signs. A sign shall be removed by the owner or lessee of the premises upon which the sign is located when the business which it advertises is no longer conducted on the premises. If the owner or lessee fails to remove it, the Building Commissioner shall give the owner ten (10) days written notice to remove it. Upon failure to comply with this notice, the Building Commissioner or his duly authorized representative may remove the sign at cost to the owner. Where a successor to a defunct business agrees to maintain the sign(s) as provided in this code, this removal requirement shall not apply. The new sign user shall forthwith notify the Building Commissioner's office, in writing, of this change. No new sign permit is required, unless the sign is altered or relocated. The Building Commissioner shall be notified in any matters relating to sign relocations.

5.5 Street improvement projects. Any sign projecting over a roadway right-of-way at the time of the effective date of this code which was subject to removal or relocation at the owner's expense, pursuant to a permit or other ordinance of the City, shall be removed by the owner, or altered at the owner's expense to comply with the regulations of this code if, as the result of, or after completion of a roadway improvement project, said sign does not or would not comply with the provisions of this code.

5.6 Assurance of discontinuance. As an additional means of enforcement the Building Commissioner may accept an assurance of discontinuance of any act or practice deemed in violation of this code or of any rule or regulation adopted pursuant thereto, from any owner or person engaging in such act or practice. Such assurance shall be in writing and shall specify a time limit during which such discontinuance is to be accomplished. Failure to perform the assurance shall constitute *prima facie* proof of a violation of this code, or any rule or regulation adopted

pursuant thereto, which makes the alleged act or practice unlawful for the purpose of securing any injunctive relief from a court of competent jurisdiction. (Ord. No. 83-3, § 5, 3-21-83)

Sec. 10-178 Nonconforming Uses and Signs.

All illegal signs existing at the time of enactment of this ordinance shall be removed. Illegal signs are those which do not have a valid permit, or do not qualify as nonconforming under prior Ordinance 69-12.

All signs shall be kept in good repair, safe, neat, clean and attractive condition. In the event signs are not kept in said condition or are demolished by any force whatsoever to the extent of fifty (50) percent of their use, said signs shall then conform to this ordinance.

Nonconforming signs which are structurally altered, relocated or replaced shall comply immediately with all provisions of this code. Nothing in this code shall be construed to give a legal status to any sign without a sign permit. (Ord. No. 83-3, §6 , 3-21-83)

Sec. 10-179 Prohibited Signs.

The following types of signs are expressly prohibited in all zone districts:

7.1 "A" frame signs. "A" frame signs or sandwich-board, sidewalk or curb signs are prohibited.

7.2 Abandoned signs. Such business signs that advertise an activity, business, product or service no longer conducted or available on the premises shall be prohibited and may be removed by the City.

7.3 Animated and intensely lighted signs. No sign shall be permitted which is animated by means of flashing, scintillating, blinking or traveling lights or any other device or means not providing constant illumination. Public service information signs and other electronic message centers classified as "changing signs" are permitted under special provisions of this code, and by special sign permit approval by the Plan Commission.

7.4 Banners and pennants. Banners and pennants shall be permitted so long as they are at least ten (10) feet from any street right-of-way and located so as not to obstruct vision or otherwise create a hazard to traffic. No permit shall be required.

7.5 Lights and balloons. Search lights, twirling signs, balloons or other gas-filled figures shall not be used except as set forth below. Such signs shall be permitted at the opening of a new business in a commercial or industrial district for a period not to exceed sixty (60) days; and will be permitted in residential districts in conjunction with an open house or model home demonstration conducted by a realtor for up to thirty (30) days before the open house and two (2) days after and not to exceed a total period of thirty (30) days.

7.6 Miscellaneous signs and posters. The tacking, pasting or otherwise affixing of signs of a miscellaneous character, visible from a roadway, located on the walls of buildings, barns, sheds, on

trees, poles, posts, fences or other structures; are prohibited unless otherwise permitted by this code.

7.7 Moving signs. No sign or any portion thereof shall be permitted which moves or assumes any motion, or gives the illusion of moving.

7.8 Off-premise signs. Off-premise signs shall be prohibited except as expressly permitted by this code.

7.9 Projecting signs. No sign shall project over or into the street right-of-way.

7.10 Public areas. No sign shall be permitted which is placed on any curb, sidewalk, post, pole, electrolier, hydrant, bridge, tree or other surface located on public property or over or across any street or roadway, except as otherwise expressly authorized by this code.

7.11 Swinging signs. Overhead swinging signs are prohibited.

7.12 Towers (water, radio, etc). No sign shall be placed on any tower or tank without the approval of the Plan Commission.

7.13 Unclassified signs. The following signs are also prohibited which:

(a) Bear or contain statements, words or pictures of an obscene, pornographic or immoral character, or which contain advertising matter which is untruthful or will offend public morals or decency;

(b) Are painted on or attached to any fence or any wall which is not structurally a part of a building, except to identify a residence or residence structure by means of posting the name of the occupant or structure, and the street address;

(c) Operate or employ any stereopticon or motion picture projection or media in conjunction with any advertisements, or have visible moving parts, or any portion of which moves or gives the illusion of movements, except as permitted in this code;

(d) Emit audible sound, odor, or visible matter;

(e) Signs which purport to be, or are an imitation of, or resemble an official traffic sign or signal, or which bear the words "Stop", "Go Slow", "Caution", "Danger", "Warning", or similar words; except as permitted in 8.4;

(f) Signs which, by reason of their size, location, movement, content, coloring or manner of illumination, may be confused with or construed as a traffic control sign, signal or device, or the light of an emergency or road equipment vehicle, or which hide from view any traffic or roadway sign or signal or device;

(g) Obstruct any door, fire escape, stairway, or any opening intended to provide air, egress or ingress for any building or structure;

(h) Were erected before the adoption and effective date of these regulations, and for which a proper permit was not issued;

(i) Are not included under the types of signs permitted in this code.

7.14 Visible frames. Visible angle-iron frames or structures to support projecting signs from buildings or posts are prohibited. (Ord. No. 83-3, § 7, 3-21-83)

Sec. 10-180 Exemptions.

The following types of signs are exempted from all provisions of this ordinance, except for construction and safety regulations and the following requirements:

8.1 Business identification sign. An identification sign on or near (above or beside) a public entrance or service entrance to a business in a business, commercial, or industrial zone is permitted, provided such signs state only the street address number and name of the business or building, that such sign shall be mounted flush against the wall, and that such sign shall not exceed four (4) square feet.

8.2 Damaged signs. A sign erected under a legally-obtained permit, which is damaged or destroyed by wind, weather, or other accidental means beyond the control of the applicant, may be replaced or restored to its original size, shape and location (as prior to the accident) without obtaining an additional permit. Replacement of a damaged or destroyed sign with a new sign of different size, shape, or location from the original sign shall require a permit.

8.3 Integral signs. Names of building, date of erection, monumental citations, commemorative tablets and the like, when carved into stone, concrete or similar material or made of bronze, aluminum, or other permanent-type construction, and made an integral part of the structure.

8.4 Parking signs. Signs for public and private parking shall be permitted. Such signs shall be subject to a three-foot setback from right-of-way, and shall not be used for advertising purposes. Signs shall be no higher than six (6) feet and no greater than six (6) feet in area. Such signs shall be installed so as to not present a hazard to traffic entering or leaving the premises.

8.5 Private traffic direction signs. Signs directing traffic movement onto or within premises. Illumination of these signs shall be permitted in accordance with Sec. 10-180 [10], Illumination. The leading edge of such signs shall be a minimum of three (3) feet from any curb or traffic movement aisle, and the sign shall be no higher.than three (3) feet, and no greater than six (6) square feet in area.

8. 6 Public signs. Signs of a noncommercial nature and in the public interest erected by or on the order of public officer(s) in the performance of his (their) public duty, such as safety signs, danger signs, trespassing signs, traffic signs, memorial plaques signs of historical interest, signs directing

the traveling public to public and quasi-public facilities, or signs on public buildings or structures, and the like.

8.7 Small signs. A nameplate which shall not exceed two (2) square feet in area is permitted for each dwelling unit of a single-family or row-structure; such nameplate shall state nothing other than the name and/or address of the occupant, and/or legal customary home occupation. No other sign shall be allowed. This paragraph shall not be construed to prohibit each dwelling unit from also displaying a house numbering plate for identification, or signs on the premises announcing rooms, apartments or house for rent and not exceeding four (4) square feet in area, provided that the signs are located at least ten (10) feet from the street right-of-way.

8.8 Social or charitable organizations. Signs indicating the names and locations of churches, charitable organizations, and community service organizations are permitted, provided that the sign area shall not exceed four (4) square feet, shall be located at least ten (10) feet off of the street right-of-way, and shall in no way obstruct the view of pedestrians or vehicular traffic. Such signs shall be permitted as "off-premises" signs; providing, however, such signs have a minimum spacing of five hundred (500) feet between any two (2) signs in this category.

8.9 Vehicle signs. Signs on vehicles are permitted, provided the sign is painted or attached directly to the body of the original motor-powered vehicle and does not project or extend beyond the original manufactured body proper of the motor-driven vehicle. Such vehicles and/or semi-trailers shall be parked a minimum distance of ten (10) feet from any street right-of-way, and shall be located so as to not create an obstruction or hazard to the traveling public. Trucks and/or trailers may be used as signs for special events or sales for a maximum period of thirty (30) days.

8.10 Window signs. Window signs are permitted, provided such signs conform to the construction, illumination and safety regulations of this ordinance. (Ord. No. 83-3, § 8, 3-21-83)

Sec. 10-181 Temporary Signs.

The following signs shall be permitted at any location within the City of Greenwood and shall be required to have a permit unless otherwise specified:

9.1 Construction signs. Construction signs which identify the architects, engineers, contractors and other individuals or firms involved with construction; but not including any advertisement of any product; and signs announcing the character of the building enterprise or the purpose for which the building is intended, during the construction period, and limited to a maximum of thirty-two (32) square feet for each firm. The minimum setback shall be ten (10) feet from any street right-of-way. The sign shall be confined to the site of construction and shall be removed within thirty (30) days after the end of construction.

9.2 Garage sale signs. Signs advertising the sale of miscellaneous household items for the purpose of a residential "garage" or "yard" sale shall not exceed four (4) square feet in area. Such signs may be erected on the premises one week in advance of the sale and shall be removed within forty-eight (48) hours after the sale. No permit shall be required.

9.3 Political campaign signs. Political campaign signs announcing the candidates seeking public political office shall be confined within private property and not within the street right-of-way, shall be permitted no more than forty-five (45) days prior to the scheduled election, and shall be removed within fourteen (14) days after election for which they were made. Such signs shall not be required to obtain a permit.

9.4 Portable signs. One portable sign may be permitted for a time period not to exceed sixty (60) days in any one hundred eighty-day period. Renewal permits may be obtained so long as there are no zoning violations relative to said permit; provided such sign shall:

(a) Be located not less than ten (10) feet from any public right-of-way;

(b) Not obstruct the flow or sight pattern of vehicular traffic on any established right-of-way;

(c) Be located not less than ten (10) feet from adjoining residential lot;

(d) Have a face not exceeding thirty-two (32) square feet;

(e) Meet the illumination requirements as set forth in Sec. 10-180 [10], Illumination, and in addition be approved by the Building Commissioner.

9.5 Real estate signs. One real estate sign advertising the sale, rental or lease of the premises or part of the premises on which the sign is displayed shall not exceed four (4) square feet in residential, and thirty-two (32) square feet in commercial zones. Such sign shall be removed within fourteen (14) days of the sale, rental or lease of the premises. The minimum setback from street right-of-way shall be ten (10) feet. Signs shall reflect no advertising or promotional material other than to indicate the party listing the property for sale, rental or lease. No permit shall be required.

9.6 Street banners. Street banners advertising a public entertainment or event and only for locations designated by the Building Commissioner, during and for, fourteen (14) days prior and fourteen (14) days after the event. Permits shall not be required for such signs.

9.7 Subdivision or multi-family sign. One temporary subdivision or multiple-family project identity sign indicating only the name and/or address of the premises and/or the name of the management. Such a sign shall not exceed thirty-two (32) square feet of face area and shall be located a minimum distance of ten (10) feet from any street right-of-way; excepting, however, that for each additional foot (beyond 10) that the setback distance is increased, the face area of the sign may be increased by one square foot, up to a maximum allowable size of one hundred (100) square feet. The maximum time period will be twelve (12) months from the date the sign permit is issued. Such sign may be extended for another twelve (12) months by the Plan Commission or until the project is eight-five (85) percent completed or is occupied. Permanent identification signs may be obtained pursuant to Section 11.2 of this Article. (Ord. No. 83-3, § 9, 3-21-83)

Sec. 10-182 Illumination.

10.1 All illuminated signs must meet the standards as specified in the National Electrical Code.

10.2 No sign shall have blinking, flashing, or fluttering lights, nor shall any device be utilized which has a changing light intensity, brightness or color or gives such illusion.

10.3 The full number of illuminating elements thereof shall be kept in satisfactory working condition or immediately repaired or replaced. Signs that are only partially illuminated shall meet all electrical requirements for that portion directly illuminated. All electrical wiring shall be in conduit and not exposed to the elements or external stress in any way. All electrical signs shall have a disconnecting switch located in a readily accessible place.

10.4 Neither the direct nor reflected light from a primary light source shall create a traffic hazard to operators of motor vehicles on public and/or private roadways.

10.5 The light from any illuminated sign shall be so shaded, shielded or directed that the light intensity or brightness will not be objectionable to the surrounding areas. (Ord. No. 83-8, § 10, 3-21-83)

Sec. 10-183 Sign Standards by Zone Districts.

11.1 General.

11.1.1 The following sign standards by districts are intended to include every zone district within the jurisdiction of the City of Greenwood. The zones are as defined in the zoning ordinance and official zone map. Only signs as described herein, and as may be described under Temporary Signs and Exemptions, Sections 10-181 and 10-180, shall be permitted in each particular zone.

11.1.2 If any zone is omitted from this ordinance, or if a new zone is created after enactment of this ordinance, no sign shall be permitted therein until this ordinance has been amended to include the new zone.

11.2 Residential.

11.2.1 Scope. This section of the sign code shall apply to all zones designated by the zoning ordinance as R-l, R-2, R-2A, R-2B, R-3, and R-4, Single Family, Multiple-Family, Cluster Housing, Condominiums, High-Rise Apartments or any variety of these. (Ord. 02-01, § 9 Add R-2B, 2-18-02)

11.2.2 R-l, R-2, R-2A, and R-2B Residential (Light Living Densities).

(a) One nameplate not exceeding a combined area of two (2) square feet in area is permitted. Said nameplate shall not be subject to the permit requirements of this code.

(b) Signs in conjunction with home occupations as stated in the Definitions section are permitted; no illumination shall be permitted.

(c) A church or public building, bulletin board or sign, not exceeding thirty-two (32) square feet in area. Such sign may be illuminated but shall conform to Sec. 10-182, Illumination and 11.2.4 below. A wall sign stating only the name of the church, school, or public building may be approved by the Plan Commission.

(d) Any sign as permitted under Temporary, Sec. 10-181, and Exemptions, Section 10-180, of this code.

(e) One subdivision identity sign as permitted under Temporary, Sec. 10-181 of this code. Such sign shall not be illuminated. In the event the subdivision has entries from more than one street, additional identity signs may be permitted by the Plan Commission.

(f) One permanent subdivision identity shall be permitted. In the event the subdivision has entries from more than one street, additional signs may be permitted by the Plan Commission. Any temporary signs as provided in paragraph (e), above, shall be removed before a permanent sign may be erected.

11.2.3 R-3 & R-4 Residential (Medium & Heavy Densities).

(a) For each duplex and/or multiple-family building, one (l) nameplate per occupancy not to exceed two (2) square feet in area is permitted. Such nameplate shall not be subject to the permit requirements of this code. No illumination shall be permitted.

(b) Signs in conjunction with home occupations as stated in definitions. No illumination shall be permitted.

(c) A church or public building bulletin board of sign, not exceeding thirty-two (32) square feet in area. Such sign may be illuminated but shall conform to Sec. 10-182, Illumination and 11.2.4 below. A wall sign stating only the name of the church, school, or public building may be approved by the Plan Commission.

(d) Any sign as permitted under temporary, Sec. 10-181 and exemption, Sec. 10-180 of this code is permitted. Only the multi-family project identity sign may be illuminated, but shall conform to Sec. 10-182, Illumination.

(e) For funeral homes or mortuaries, a nonilluminated nameplate shall be permitted, provided it is not greater than thirty-two (32) square feet in area.

(f) One permanent multi-family project identity sign shall be permitted. In the event the project has entries from more than one street, additional identity signs may be permitted by the Plan Commission. Any temporary sign as provided in paragraph d above shall be removed before a permanent sign may be erected.

11.2.4 Location

(a) A permanent identity sign for a single-family subdivision or for a multi-family project

shall be placed a minimum distance of ten (10) feet from any street right-of-way. The face of any such sign shall not exceed thirty-two (32) square feet in area. Excepting, however, for each additional foot (beyond 10) that the setback distance is increased, the face area of the sign may be increased by one square foot; up to a maximum allowable size of one hundred (100) square feet.

(b) Building-mounted signs shall be flush mounted. There shall be no projection of any sign above the roof line.

(c) All signs shall be placed a minimum of ten (10) feet from any street right-of-way.

(d) Permitted signs shall not be placed on utility easements or drainage easements as defined on recorded plats or site plans without the express consent of the Plan Commission.

(e) Signs shall not be placed as to interfere with the sight path of vehicular traffic.

(f) The height of any ground sign shall be such that no part of the sign face shall exceed a maximum height of four (4) feet above grade level. The height of any pole sign shall be such that no part of the sign face shall be less than nine (9) feet above grade level. Such pole sign shall not exceed a maximum height of twenty (20) feet.

11.3 Business and professional.

11.3. 1 Scope. This section of the code shall apply to all zones designated by the zoning ordinance as B-l - Business, which includes professional offices.

11.3.2 Permitted Signs.

(a) Ground Sign:

(l) Limit of One. One ground sign indicating the name and nature of the business shall be permitted for each business parcel. Such ground sign shall not be illuminated if adjacent to a residential use.

(2) Height. The height of any ground sign shall be such that no part of the sign face shall exceed a maximum height of four (4) feet.

(3) Size and Location. A ground sign shall be placed a minimum distance of ten (10) feet from any street right-of-way. The face of any such sign shall not exceed thirty-two (32) square feet in area.

(b) Wall Sign: One wall sign shall be permitted on each building. Maximum sign area shall be one and one-half square feet for each lineal foot of building frontage; however, in no instance shall such signage exceed fifty (50) square feet for a single business. Location shall be as explained in 11.4.4. Such wall sign shall not be illuminated. The face area may be increased by

seventy-five (75) percent if the sign is for two (2) or three (3) businesses, and may be increased by one hundred (100) percent if the sign is for more than three (3) businesses.

11.4 Commercial and Industrial.

11.4.1 Scope

This section of the code shall apply to all zones designated by the zoning ordinance as C-l, C-2, C-3, I-l, and I-2, Neighborhood Shopping, Tourist Commercial, General Commercial, Industrial and Planned Industrial Uses.

11.4.2 Permitted Signs

11.4.2.1 Permitted Signs for Free Standing Buildings Including Free Standing Buildings Located at Strip and Enclosed Mall Shopping Centers.

(a) Ground Signs. Either one ground sign or one pole sign (but not both) indicating only the name and nature of the occupancy shall be permitted for each business parcel. Such sign shall not exceed one hundred (100) square feet in area (except as permitted in Sections 11.4.3 and 2.13 hereof) and a pole sign shall not exceed thirty-five (35) feet in height. Such sign shall be installed in accordance with location criteria as explained in paragraph 11.4.4. Such ground sign may be illuminated as provided in Sec. 10-182, Illumination, or as approved by the Building Commissioner or the Plan Commission.

(b) Wall Signs. One wall sign on a building shall be permitted per each business therein. Maximum sign area shall be four (4) square feet for each lineal foot of building frontage; however, in no instance shall such signage area exceed two hundred (200) square feet. Location shall be as explained in paragraph 11.4.4. Such wall sign may be illuminated as provided in Sec. 10-182, Illumination, or as approved by the Building Commissioner or Plan Commission. A freestanding building which is situated on a corner lot or which has exposure to two (2) streets may have wall signs on both exposed walls (*i.e.* limit of two (2) wall signs per building.) The face area may be increased by seventy five (75) percent if the sign is for two (2) or three (3) businesses, and may be increased by one hundred (100) percent if the sign is for more than three (3) businesses.

(c) Marquee Signs. Marquee signs are permitted on the face of marquees subject to approval of the Plan Commission. The lower edge of the marquee sign shall be no less than eight (8) feet above the sidewalk at any point. Unless otherwise approved by the Plan Commission, no part of such sign shall project above the roof line.

(d) Bench Signs. Bench signs which are located for the convenience of the public, may be permitted upon the approval of the Plan Commission.

(e) Portable Signs. Portable signs as specified in Section 9.4 shall be permitted.

11.4.2.2 Permitted Signs for Strip Shopping Centers and Industrial Zones.

(a) Pole Signs. Pole signs at strip shopping centers and in industrial zones may be made a part of the site development plan or erected at a later date; shall be subject to the approval of the Plan Commission; and shall meet the following requirements:

(l) One pole sign shall be permitted;

(2) Such sign shall indicate only the name and location of such business or businesses;

(3) Such sign shall have a maximum surface area not exceeding two hundred (200) square feet; except as otherwise permitted in Section 11.4.3 and Section 2.13 hereof;

(4) Where a strip shopping center or developed parcel in an industrial zone has in excess of one hundred (100) feet of street frontage, one additional pole (free standing) sign may be approved by the Plan Commission.

(5) Where a strip shopping center or developed parcel in an industrial zone is authorized by the Plan Commission to have more than one pole (free standing) sign, the distance between each sign shall be not less than one hundred (100) feet;

(6) Such signs may be illuminated as provided in Sec. 10-182, Illumination or as approved by the Plan Commission.

(b) Wall Signs. One wall sign shall be permitted per business. Maximum sign area shall be four (4) square feet for each lineal foot of building frontage; however, in no instance shall any individual signage area exceed two hundred (200) square feet. Location shall be as explained in paragraph 11.4.4.

Such wall sign may be illuminated as provided in Section 10, Illumination or as approved by the Plan Commission.

(c) Marquee Signs. Marquee signs as provided in Section 11.4.2.1(c) shall be permitted.

(d) Bench Signs. Bench signs as provided in Section 11.4.2.1(d) shall be permitted.

(e) Portable Signs. Portable signs as provided in Section 11.4.2.1(e) shall be permitted.

11.4.2.3 Permitted Signs for Enclosed Mall Shopping Centers.

(a) Pole Signs. All pole signs at enclosed mall shopping centers are to be made a part of the site development plan; shall be subject to the approval of the Plan Commission; and shall meet the following requirements:

(1) One pole sign shall be permitted along each street or highway right-of-way abutting such enclosed mall shopping center;

(2) Such sign shall indicate only the name and location of such enclosed mall shopping center or the businesses comprising the same;

(3) Such sign shall have a maximum surface area not exceeding three hundred (300) square feet; except as otherwise permitted in Section 11.4.3 and Sec. 10-175 hereof;

(4) Where an enclosed mall shopping center has in excess of six hundred (600) feet of street frontage along any given street or highway right-of way, one additional pole (free standing pole) sign may be approved by the Plan Commission for placement along such public street, highway or road right-of-way provided that the distance between such signs along such street or highway right-of-way shall be not less than five hundred (500) feet;

(5) Such sign shall not exceed thirty-five (35) feet in height;

(6) Such signs may be illuminated as provided in Sec. 10-182, Illumination, or as provided by the Plan Commission.

(b) Wall Signs. Wall signs shall be permitted on each wall facing the enclosed mall shopping center's parking lot. Maximum sign area on each of such walls shall be two (2) square feet for each lineal foot of building frontage on such parking lot; however, in no instance shall any individual sign exceed four hundred (400) square feet. Such sign shall indicate only the name and location of said business. Location shall be as explained in paragraph 11.4.4. Such wall sign may be illuminated as provided in Sec. 10-182, Illumination or as approved by the Plan Commission.

(c) Marquee Signs. Marquee signs as provided in Section 11.4.2.1(c) shall be permitted.

(d) Bench Signs. Bench signs as provided in Section 11.4.2.1(d) shall be permitted.

(e) Portable Signs. Portable signs as provided in Section 11.4.2.1(e) shall be permitted.

11.4.2.4 Signs for Commercial and Industrial Parks. Off-premise signs shall be permitted for directing the traveling public to commercial or industrial parks (strip shopping center or malls not included) providing the following requirements are met:

(a) A permit shall be obtained prior to the erection of the sign;

(b) Such sign shall indicate only the name, location, and information about the park itself - products or services shall not be advertised;

(c) Such sign shall have a maximum sign face area of one hundred (100) square -a minimum height of nine (9) feet above grade level - and a maximum height of thirty-five (35) feet above grade - a minimum setback of ten (10) feet from street right-of-way;

(d) Such sign shall be a minimum distance of five hundred (500) feet from any residential zoning district;

(e) Such sign shall be a minimum distance of five hundred (500) feet from any other "off-premises" sign.

11.4.3 Signs Advertising More Than One Business.

Signs advertising more than one business shall be permitted subject to the following:

(a) If two (2) or three (3) businesses are served, the maximum permitted sign area shall be increased to an area no greater than seventy-five (75) percent larger than the total area permitted for a single business.

(b) If more than three (3) businesses are served by such advertising, the total area shall be increased no more than double the area permitted for a single business.

(c) In no instance shall a sign exceed four hundred (400) square feet on any face.

11 .4.4 Location

(a) Ground or Pole Signs. Unless otherwise approved by the Plan Commission, the bottom of the signage area for all pole signs shall be no lower than nine (9) feet from the existing lot grade; the top of the signage area for all ground signs shall be no higher than four (4) feet from the existing lot grade. All signs shall be subject to a minimum setback from any street right-of-way of not less than ten (10) feet; and in no way shall be installed so as to obstruct vision of or otherwise create a hazard to traffic entering or leaving the premises. Ground or pole signs shall be no closer to the side property line than a distance equal to thirty-five (35) percent of the frontage of the property upon which said sign is to be located, but in no event shall such sign be closer than fifteen (15) feet.

(b) Wall Signs. Unless otherwise approved by the Plan Commission, all wall signs shall be flush-mounted on the building surface and shall not project above the roof line.

(c) Marquee Signs. Unless otherwise approved by the Plan Commission, all marquee signs shall be flush-mounted on the marquee surface; shall not project above the roof line; and shall be no less than eight (8) feet above grade and/or sidewalk at any point.
(Ord. No. 83-3, § 11, 3-21-83)

Sec. 10-184 Interstate Highway Signage.

12.1 Purpose and intent.

The purpose of this section is to control and regulate off-premises and on-premises advertising signage along interstate highways located within the jurisdiction of the Greenwood Plan Commission in a manner that is fair and equitable.

With this intent in mind, the scope includes, but is not necessarily limited to, regulations that cover location, size, site and construction specifications, illumination, maintenance, and administrative procedures necessary to carry out effective control. Regulations within this Section (12) apply to signs located within six hundred sixty (660) feet of the nearest edge of intersection highway right-of-way. Signs located more than six hundred sixty (660) feet from an interstate right-of-way shall be governed by the other appropriate sections of this ordinance.

12.2 Permitted locations.

Outdoor advertising structures and signs are permitted along an interstate highway where the site is zoned commercially or industrially according to Greenwood Zoning Ordinance No. 82-1, subject to the specifications and requirements of this Sec. 10-184.

12.3 Prohibited signs.

The following types of outdoor advertising signs are prohibited:

(a) Signs which are illuminated or animated by means of flashing, fluctuating, scintillating, blinking, or traveling lights or any other means not providing constant illumination as provided herein. Public service information signs and electronic message centers are excluded by this provision.

(b) Signs which advertise illegal activities, are obscene, contain untruthful copy, are improperly mounted or erected, or represent a traffic hazard.

12.4 Size and height restrictions.

Type	Min. Setback	Min. Height	Min. Height	Max. Face Area	Permitted Location
Billboard	20'	12'	40'	*750 sq.ft.	On-or Off Premise
High-Rise	65'	50'	85'	550 sq.ft.	On-Premises Only

* includes extensions

On back-to-back or "V-ed" double-faced sign structures, the maximum face area shall be permitted for each face. Signs or advertising structures with more than two (2) faces shall be prohibited.

Extensions to the basic rectangular billboard type sign face area shall not exceed a maximum of four (4) feet along the top and one foot on the sides and bottom; providing, however, no extensions along the bottom shall encroach upon the twelve (12) foot minimum height requirement.

Minimum and maximum heights shall be measured from the grade level at the base of the sign.

12. 5 Minimum proximity.

There shall be a minimum spacing of one thousand (1,000) feet between any type of off-premise outdoor highway advertising structures and signs on each side of the interstate highway.

No off-premises billboard shall be allowed within five hundred (500) feet of an interchange. Said five hundred (500) feet to be measured along the interstate from the beginning or ending of pavement widening at the exit from or entrance to the main traveled way. (See illustration at Page 952.1) This five hundred (500) foot prohibition does not apply to on-premise signs which otherwise meet the requirements of this ordinance. (Ord. No. 83-3, §12, 3-21-83)

12.6 Structure specifications.

(a) All pole and structural members shall be of steel. All billboard type signs shall be mounted on single-pole or I-beam structures. High-rise type signs may be erected on one or more steel support structures. All members shall be painted.

(b) All frames surrounding poster or bulletin signs shall be of painted metal, rough sawn cedar, or of a framing material of equivalent quality.

(c) Each sign structure shall have the name, address, and telephone number of the owner posted thereon. On sign structures utilizing electricity for illumination and so forth, the sign structure shall feature Underwriter's Laboratory approval of said installation.

(d) A sign may be mounted with two (2) faces back-to-back (or "V-ed") at an angle not to exceed sixty (60) degrees.

(e) When a structure is constructed in such a manner as to have copy material facing in a single direction, the exposed rear of the sign and the structural members shall be finished and maintained to a degree equal to that of the copy side of the sign.

(f) All lighting intended to illuminate copy on an outdoor interstate highway sign shall be mounted below the sign and directed upward towards the copy in order to prevent spillover into surrounding uses.

(g) All signs and structures shall be kept in good repair and in a safe, neat, clean, and attractive condition. Failure to comply with the maintenance requirements as determined by the Building Commissioner following an inspection of the sign may result in revocation of the sign permit. Should the lack of maintenance of the sign provide an immediate threat to public health, safety, or welfare, as determined by the Building Commissioner, he shall order, in writing, the immediate removal of the sign by the sign owner on record or may, with written notice, undertake immediate removal of the sign himself.

(h) The Building Commissioner shall, following his inspection of the sign and notification of the sign owner of record, order the removal of any obsolete or abandoned sign by the sign owner of record, undertake removal of the sign himself. (Ord. No. 83-3, § 12, 3-21-83)

Sec. 10-185 Through Sec. 10-189 Reserved for Future Use.

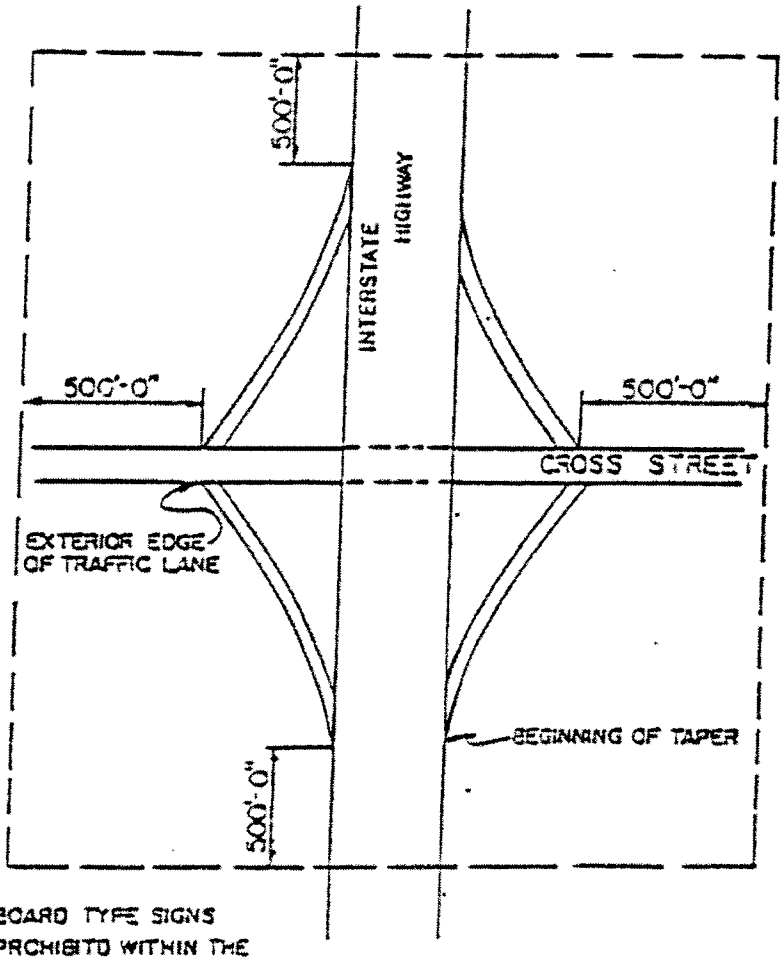
Sec. 10-191 Penalties for Violation.

Violation of the provisions of this Article or failure to comply with any of its requirements shall constitute an ordinance violation. Any person who violates this Article or fails to comply with any of its requirements shall be fined not less than Ten Dollars ($10.00) and not more than Three Hundred Dollars ($ 300.00) and, in addition, shall pay all costs and expenses involved in the case. Each day such violation continues shall constitute a separate offense.

The owner or tenant of any building, structure, premises or any part thereof, and any architect, builder, contractor, agent, or other person who commits, participates in, assists in, or maintains any such violation may each be found guilty of a separate offense and shall suffer the penalties herein provided. (Ord. No. 84-15, § 1, 3-5-1984)

Sec. 10-192 through Sec. 10-199 Reserved for Future Use.

****Pages 953 through 1014 Reserved for Future Use**



BILLBOARD TYPE SIGNS ARE PROHIBITD WITHIN THE AREA CONTAINED BY THE DASHED RECTANGLE