

HAILEY ORDINANCE NO. 1098

AN ORDINANCE OF THE CITY OF HAILEY, IDAHO, AMENDING HAILEY'S ZONING ORDINANCE, ORDINANCE NO. 532, BY AMENDING SECTION 8.2.4. TO DELETE THE SIGN COMPUTATION FOR MULTI UNIT BUILDINGS; AMENDING SECTION 8.2.9 TO CLARIFY SIGN AREA ALLOWED; AMENDING SECTION 8.2.10 TO CLARIFY STANDARDS FOR MASTER SIGN PLANS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE UPON PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW.

WHEREAS, the Hailey City Council has found that the following amendment to the Hailey Zoning Ordinance will generally conform to the Hailey Comprehensive Plan;

WHEREAS, the amendments will not create excessive additional requirements at public cost for public facilities and services;

WHEREAS, the proposed uses are compatible with the surrounding area; and

WHEREAS, the amendment will be in accordance with the safety and welfare of the general public.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF HAILEY, IDAHO, AS FOLLOWS:

Section 1. Section 8.2.4, Sign Permits, of the Hailey Zoning Ordinance No. 532, is hereby amended by the deletion of the stricken language and the addition of the underlined language as follows:

A. Applications for permits for Signs shall include the following:

1. A site plan which specifies the linear footage of Building Frontage, if applicable, the location of the sign structure, and if the sign is to be mounted on the building, drawings which show the scale of the sign in context with the scale of the building.

2. A colored rendering and scaled drawing including:

- a. color samples,
- b. dimensions of all sign faces,
- c. descriptions of materials to be used,
- d. manner of construction,
- e. method of attachment, and
- f. if a Master Sign Plan is required, the Unit designation of each sign or the

maximum square footage available to each Unit.

3. A copy of a State of Idaho Electrical Installation Permit for any internally lighted or Neon Sign.

4. A sign permit application on the form provided by the City.

5. Appropriate fees as established by separate ordinance of the Hailey City Council.

6. Multiple Signs may be permitted on one (1) sign permit application, subject to one (1) sign permit fee, provided the application includes all information relevant to all Signs being ~~permitted-proposed~~ permitted at that time.

7. The tenant(s) or owner(s) of an individual Unit within a multi-unit building with

an approved Master Sign Plan, prior to displaying any sign on the exterior of a building, shall submit a sign permit application, which conforms to the Master Sign Plan. If no Master Sign Plan exists, the owner of a multi-unit building shall submit a Master Sign Plan which is subject to one (1) sign permit fee.

8 7. Any sign permit application for a Portable Sign to be placed within the public right-of-way shall include an additional inspection fee as set forth by separate ordinance.

9 8. Sign permits for Portable Signs in the public right-of-way shall also be subject to an annual application renewal and inspection permit, for which a fee shall be charged as set forth by separate ordinance.

B. A complete Master Sign Plan must be submitted at the time of design review application for any a multi-unit or Mixed Use Building.

1. The Master Sign Plan must conform to all applicable sections of 8.2 and is subject to the same application, permitting and fee requirements.

2. ~~For a new Sign, the tenant(s) or owner(s) of an individual Unit, who occupy a space that has an approved Master Sign Plan, must submit a separate sign permit application, which conforms to the Master Sign Plan. If no Master Sign Plan exists, the owner of a multi-unit building shall submit a Master Sign Plan along the separate sign permit application and shall be subject to one (1) sign permit fee.~~

3. ~~The maximum aggregate area of all Signs available to each Unit shall be determined by dividing the total sign area permitted for the building by the number of Units, occupied or unoccupied, unless otherwise proposed in the Master Sign Plan while still complying with the maximum aggregate area of signage available to the building.~~

34. Approval of a Master Sign Plan is required to be in the form of an agreement between the city and the owner of the building specifying that lease agreements will include compliance with the agreed upon sign size and location. In the case of Condominium Units, the condominium declaration shall include provisions to ensure compliance with the master plan.

5. ~~Signage for any business within a multi-tenant or mixed use building shall be limited to the approved Master Sign Plan.~~

C. Complete sign permit applications will be reviewed by the Planning Staff, subject to the approval of the Administrator, and either approved, denied, or returned with requested modifications. Any aggrieved applicant has the right to appeal a decision in accordance with Section 3.6 of the Hailey Zoning Ordinance.

Section 2. Section 8.2.9, Sign Area Standards, of the Hailey Zoning Ordinance No. 532, is hereby amended by the deletion of the stricken language and the addition of the underlined language as follows:

A. Except as otherwise provided herein, the tTotal Sign area permitted for any building shall not exceed a total of two square feet of Sign area per lineal foot of Building Frontage, ~~except in the following cases:~~

1. A Building with only one Unit that meets or exceeds 75 feet of linear Building Frontage shall not exceed 150 square feet of total sign area.

2. The total Sign area permitted for a multi-unit building shall be determined by the Master Sign Plan. ~~The size standards in Section 8.2.11, Specific Sign Standards, shall apply and control the total sign area permitted to each Unit or building.~~

B. Signs on vacant properties are subject to Section 8.2.11.C; and are allowed only one Sign per lot.

C. The ~~maximum total~~ aggregate area of all Signs for any building shall not exceed the total Sign area permitted. All Sign faces displayed that are over four (4) square feet shall be included in determining the ~~maximum total~~ aggregate Sign area for a building.

D. The area of a Sign shall be computed using all faces of a Sign within a perimeter which forms the outside shape, excluding any necessary supports upon which the Sign may be placed. Where a Sign consists of more than one face, section, or module, all areas shall be totaled.

E. Internally lighted Signs shall not exceed a total of 75 square feet for any building.

F. The size standards in Section 8.2.11, Specific Sign Standards, shall apply and control the total sign area permitted for each type of sign.

Section 3. Section 8.2.10, Sign Standards for Multi-unit Buildings, of the Hailey Zoning Ordinance No. 532, is hereby amended by the deletion of the stricken language and the addition of the underlined language as follows:

A. All Units with an individual street level entrance are allowed up to two Signs, with no more than one Sign on any one ~~b~~Building ~~f~~Facade.

B. ~~All~~ Each street level interior Units without an individual street level entrance and/or each Units located ~~on a second story or above~~ the ground floor shall be limited to one Sign.

C. The location and placement of which all exterior Signs for all units within a multi-unit Building must shall be determined and shall be consistent with the design, scale and proportion of the Building be approved in a Master Sign Plan for the building and shall be mounted accordingly.

D. The Sign area available for any business within a multi-tenant or Mixed Use Building shall be limited to the amount allocated to the Unit the Business occupies in the approved Master Sign Plan.

E. The Master Sign Plan shall consider the number of units, the Building Façade area and configuration, existing Sign area if applicable and should reasonably provide signage for each Unit.

G. The size standards in Section 8.2.11, Specific Sign Standards, shall apply and control the total Sign area permitted for each type of Sign.

Section 4. Should any section or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinance as a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

Section 5. All City of Hailey ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

Section 6. This ordinance shall be in full force and effect from and after the required three (3) readings, approval, and publication according to law.

PASSED AND ADOPTED BY THE HAILEY CITY COUNCIL AND APPROVED BY THE MAYOR THIS 7th DAY OF March, 2012.



Fritz X. Haemmerle, Mayor

Attest:



Mary Cone, City Clerk

Publish: Idaho Mountain Express March 14, 2012
Summary

