

ORDINANCE NO. 402

**AN ORDINANCE OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, ADOPTING
AMENDMENTS TO CHAPTER 19.75 "SIGNS" THE UNIVERSITY PLACE MUNICIPAL
CODE TO ADDRESS COMMUNITY CONCERNS REGARDING CHANGING MESSAGE
SIGNS.**

WHEREAS, the University Place City Council adopted a GMA Comprehensive Plan on July 6, 1998 which became effective July 13, 1998; and,

WHEREAS, in accordance with the Revised Code of Washington 36.70A.040 which requires the City to adopt development regulations which are consistent with and implement the comprehensive plan the City Council adopted Title 19.75 "Signs" on March 4, 2002; and

WHEREAS, the sign code amendments of March 4, 2002 allowed for the placement of changing message signs in Neighborhood Commercial Zones and allowed signs to be placed within right-of-way easements; and

WHEREAS, on July 16, 2002 Bartell Drugs at 2700 Bridgeport Way received a permit to install a changing message sign at the intersection of Bridgeport Way and 27th Street; and

WHEREAS, given the proximity of the Bartell Drugs changing message sign to the intersection of 27th Street and Bridgeport Way a number of citizens expressed concern about the distracting nature of the sign and requested that the sign code be amended to prohibit changing message signs in close proximity to major intersections; and

WHEREAS, on May 12, 2003 the City Council amended the sign code setting a minimum distance of 200 feet from the centerline of a major intersection for the placement of new changing message signs and making existing changing message signs located closer than 200 feet to a major intersection nonconforming uses; and

WHEREAS, staff contacted Bartell Drugs in hopes of facilitating compliance sooner than March 2009 by when all non-conforming signs are required to become conforming. During negotiations Bartell Drugs indicated a willingness to move the sign 105 feet from the center of the intersection of 27th Street and Bridgeport Way providing they would not be required to move the sign again by 2009; and

WHEREAS, on July 30, 2003 the City Council referred the issue to the Planning Commission for consideration and on October 15, 2003 the Planning Commission voted unanimously recommending an amendment to the sign code changing the minimum distance for changing message signs from 200 feet to 100 feet from the center of an intersection, **NOW THEREFORE**

**THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, DO ORDAIN AS
FOLLOWS:**

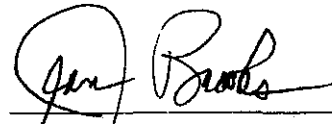
Section 1 Chapter 19.75 Signs. Chapter 19.75 "Signs" of the University Place Municipal Code is hereby amended to change the minimum distance a changing message sign may be located from the center of an intersection from 200 feet to 100 feet (Exhibit "A").

Section 2 Copy to be available. One copy of this ordinance shall be available in the office of the City Clerk for use and examination by the public.

Section 3 Severability. If any section, sentence, clause, or phrase of this ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this ordinance.

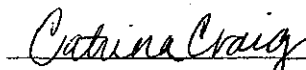
Section 4 Publication and Effective Date. A summary of this Ordinance consisting of its title shall be published in the official newspaper of the City. The ordinance shall be effective five (5) days after such publication.

PASSED BY THE CITY COUNCIL ON NOVEMBER 17, 2003.



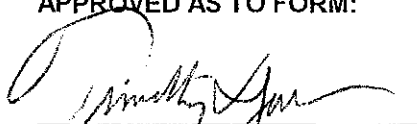
Jean Brooks, Mayor

ATTEST:



Catrina Craig, City Clerk

APPROVED AS TO FORM:



Timothy X. Sullivan, City Attorney

Date of Publication: 11/19/03

Effective Date: 11/24/03

Exhibit A

Commercial Zones (TC, NC, MU, MU-O, C, LIBP)						
Type of Sign	Permit Required	Area (sq. ft.)	Height (feet)	Setback* (feet)	Number of Signs	Other Requirements
A-board **	Yes (temporary)	12 per face		5 to 20	1	Setback 5 from ROW, Setback 20 from intersections
Banner **	Yes (temporary)	24			1	
Billboard	Prohibited					
Bus Shelter	Yes					Subject to Pierce Transit agreement
Changing Message	Yes		10	0 200	1	Allowed only NC zone; 2100' setback measured from center line of any controlled intersection
Charitable Event	Yes (temporary)	16	10	0	1 per site	Non-illuminated; May be placed 7 days prior to event; removed 2 days following the event
City Gateway	No	≤ 32	≤ 10	0	≥ 1	Greater height, number, and size subject to Director approval
Construction	No	16	5	5	2 per street frontage	May be placed on site upon filing complete and valid land use or building permit application; May be in place until project has received final approval
Directional	No	6	3	0	1	1 per entrance or 1 per exit
Flags	No	20	10	0	1	Non-governmental flags subject to stated requirements; Government flags are exempt from requirements
Freestanding Single Tenant	Yes	32	≤ 10	0	1 to 2	1 abutting street of highest classification, if signs are 100' apart a second sign is permitted on secondary street
Freestanding Two to Five Tenants	Yes	40	≤ 10	0	1 to 2	1 abutting street of highest classification, if signs are 100' apart a second sign is permitted on secondary street
Freestanding Six or More Tenants (Commercial Centers)	Yes	50	≤ 10	0	1 to 3	1 abutting street of highest classification, if > 300' street frontage a second sign place 100' from first sign is permitted, an additional sign is also permitted on a secondary street
Historic Markers/ Plaques/ Gravestones	No					
Incidental	No	2				Size limitation shall not apply to signs providing directions, warnings or information when established and maintained by a public agency
Kiosks	Yes	20	8	0		Reviewed and Approved on individual basis
Medical Emergency/ Public Safety	Yes	≤ 20	≤ 10	0	1	Greater height, number, and size subject to Director approval
Menu	Yes	45	7	0	2	N/A