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Planning Commission Work Session Agenda

Monday, June 26, 2023 – 5:30pm

Perry City Hall – Council Chambers, 1211 Washington Street, Perry

1. Call to Order
2. Roll Call
3. Invocation
4. Citizens with Input
5. New Business
 - Review of Text Amendment for Section 6-9 Sign Regulations
6. Other Business
7. Adjournment

All meetings of the Planning Commission are open to the public.

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Comparison of Proposed and Existing Sign Regulations

Proposed Residential Districts Sign Regulations

Sec. 6-9.5. Residential district sign standards.

Signs in residential districts. Signs permitted in the residential base zoning districts (R-Ag, R-1, R-2, R-2A, R-3, R-TH, RM-1, RM-2, R-MH, FBR) shall comply with the provisions in Table 6-9-1. Signs on one- and two-family lots are exempt from obtaining a sign permit.

Table 6-9-1. Standards for Signs in Residential Districts							
Zoning District	Use	Sign Type	Maximum Square Feet per Sign Face	Maximum Number per Lot	Maximum Height	Illumination	
R-Ag R-1 R-2 R-2A R-3 R-TH RM-1 RM-2 R-MH FBR	One- and Two-family Dwelling	Ground	4	2 Not addressed	4 5	Not Allowed	
			1	4	2		
		Window Not addressed	1	2	n/a		
		Wall-mounted Flag Not addressed	15	1	n/a		External Only
		Ground-mounted Flag	24 total per pole Not addressed	1 flagpole Not addressed	20 25		External only
	Subdivision Development	Monument Monument	32 25	2 single sided or 1 double sided per entrance 1 per entrance	8 10	External Only	
	Multi-family and Nonresidential Not addressed	Monument; Post & Arm	24	1	8	External Only	
		Wall-mounted Flag	15	1 per tenant	n/a		
		Ground-mounted Flag	40 total per pole	1 flagpole	30		
	All ground signs and flags shall be set back at least 10 feet from the property lines Property line or 10' from edge of road pavement whichever is greater						

Existing Residential Sign Regulations

6-9.6. Signs in residential zoning districts.

- (A) Other than subdivision entrance signs allowed under section 6-9.7, parcels located in residential zoning districts shall not contain signs having a sign area greater than four (4) square feet. Signs having a height of greater than five (5) feet shall not be located in residential zoning districts. Illuminated signs shall not be located in residential zoning districts. Signs meeting the standards of this section are exempt from permitting requirements.
- (B) Flagpoles in residential zoned districts shall not exceed twenty-five (25) feet in height or the height of the primary structure, whichever is less. The flagpoles shall be no further from the structure than fifty (50) percent of the distance from the face of the structure to the public right-of-way.

6-9.7. Residential subdivision entrance signs.

Residential subdivisions consisting of more than two (2) parcels may erect one (1) monument sign at each entrance to the subdivision. Such sign shall not exceed a height of ten (10) feet above the grade level of the center line of the adjacent street and shall not have a sign area greater than twenty-five (25) square feet. Such entrance signs shall not count toward the maximum allowable signage on a residential parcel.

Proposed Non-residential Districts Ground Sign Regulations

Table 6-9-2. Standards for Ground Signs in Nonresidential Zoning and Overlay Districts							
Zoning and Overlay District	Sign Type	Maximum Square Feet per Sign Face			Maximum Number per Lot	Maximum Height (feet)	Illumination Allowed
		Not based on lot size	Lot size > 3 acres	Lot size 3 acres or less			
C-1, C-2 M-1, M-2 IMU, MUC, GU	Monument; Monopole	n/a	100 Pole – 150, total 220; Monument - 60	75 Pole – 90, total 150/ 70, total 100; Monument – 60	2	20	Internal or External
	Ground-mounted Flag Flags in all nonresidential districts	48 total per pole (vertical side of flag no more than 50% of pole height)	n/a	n/a	3 Flagpoles 3 flags	35 60	External only Not addressed
Parkway Corridor Overlay (PC)	Monument	n/a	100 Monument 60	75 Pole 70/50, monument 60	1 per street front	20	Internal or External
	Ground-mounted Flag	Same as base zoning district					
LC, OI, NMU, Neighborhood Commercial Corridor Overlay (NC)	Monument; Post & Arm Pole, monument or post & arm	32	n/a	n/a	1 per street front 1 per street front, max 2	15 20	External only Internal or External
	Ground-mounted Flag	48 total per pole	n/a	n/a	1 flagpole	35	
C-3, Downtown Development Overlay (DD), Downtown Historic Preservation Overlay (HP)	Monument; Post & Arm	32 for Monument; 12 for Post & Arm	n/a	n/a	1 per street front 1 per street front, max 2	10 15 for monument	External; Internal by COA only Internal or External
	Ground-mounted Flag	48 total per pole	n/a	n/a	1 flagpole	35	External only
	A-frame	6	n/a	n/a	1 per tenant	4	Not Allowed
<p>All ground signs and flags shall be set back at least 10 feet from the property lines A-frame signs shall be located so an accessible pedestrian path is maintained on a sidewalk and shall be displayed only during the sign owner’s business hours Property line or 10’ from edge of road pavement whichever is greater</p>							

Existing Non-residential Ground Sign Regulations

6-9.11. *Nonresidential district sign standards.* Signs permitted and regulated in the nonresidential zoning districts:

(A) C-1, C-2, M-1, M-2, GU, IMU, and MCU Districts.

- (1) Pole signs in the C-1, C-2, M-1, M-2, GU, IMU, and MUC Districts shall meet the following criteria:
 - (a) Pole signs shall be limited to two (2) such signs per parcel. Pole signs shall not exceed a height of twenty (20) feet.
 - (b) Individual pole signs for parcels exceeding three (3) acres shall not exceed a sign area of one hundred fifty (150) square feet. The total square feet of pole signs shall not exceed two hundred twenty (220) [square feet].
 - (c) Pole signs for parcels less than three (3) acres, but equal to or greater than thirty thousand (30,000) square feet, shall not exceed a sign area of ninety (90) square feet. The total square feet of pole signs shall not exceed one hundred fifty (150) square feet.
 - (d) Pole signs for parcels less than thirty thousand (30,000) square feet in size shall not exceed a sign area of seventy (70) square feet. The total square feet of pole signs shall not exceed one hundred (100) square feet.
- (3) Monument and ground signs in the C-1, C-2, M-1, M-2, GU, IMU, and MUC Districts shall meet the following criteria:
 - (a) Monument or ground sign area shall not exceed sixty (60) square feet and shall be limited to one (1) such sign per parcel per street frontage. A maximum of two (2) monument or ground signs are permitted.
 - (b) A monument or ground sign erected under this section shall be in place of, not in addition to, a pole sign.
 - (c) The maximum height for monument or ground signs in these districts shall not exceed twenty (20) feet.

(B) CP, LC, OC, IN, and NMU Districts.

- (1) Pole signs in the CP, LC, OC, and NMU Districts shall meet the following criteria:
 - (a) Individual pole signs shall not exceed a sign area of thirty-two (32) square feet. The total square feet of pole signs shall not exceed sixty-four (64) square feet.
 - (b) Pole signs shall be limited to one (1) such sign per parcel per street frontage. A maximum of two (2) pole signs are permitted per parcel. The maximum height for pole signs in these districts shall not exceed twenty (20) feet.
- (3) Monument and ground signs in the CP, LC, OC, and NMU Districts shall meet the following criteria:
 - (a) Monument or ground sign area shall not exceed thirty-two (32) square feet and shall be limited to one (1) such sign per parcel per street frontage.
 - (b) A monument or ground sign erected under this section shall be in place of, not in addition to, a pole sign.
 - (c) The maximum height for monument or ground signs in these districts shall not exceed fifteen (15) feet.

(C) C-3 District.

- (1) Post and arm signs in the C-3 District shall meet the following criteria:
 - (a) Each business shall be permitted to have one (1) post and arm sign per street frontage provided that there is no paved area, excluding sidewalks, between the building and the street. A maximum of two (2) post and arm signs are permitted per parcel.
 - (b) The maximum height for a post and arm sign shall be ten (10) feet.
 - (c) The maximum sign area for a post and arm sign shall be twelve (12) square feet.
 - (d) A post and arm sign erected under this section shall be in place of, not in addition to, a monument sign or ground sign.

- (e) All post and arm signs shall display the numerical municipal address except those designed to be viewed from a street which is different from the street which the business is addressed.
- (3) Monument and ground signs in the C-3 District shall meet the following criteria:
 - (a) Monument or ground sign area shall not exceed thirty-two (32) square feet and shall be limited to one (1) such sign per parcel per street frontage. A maximum of two (2) monument or ground signs are permitted per parcel.
 - (b) A monument or ground sign erected under this section shall be in place of, not in addition to, a post and arm sign.
 - (c) The maximum height for monument or ground signs in this district shall not exceed fifteen (15) feet.
 - (d) Monument signs shall include a base with a landscaped planting area or planter box which is at minimum the length of the sign and the structural support and of sufficient width to allow for sustaining planted vegetation.
 - (e) All monument or ground signs shall display the numerical municipal address except those designed to be viewed from a street which is different from the street which the business is addressed.

6-9.12. *Overlay district sign standards.* Signs permitted and regulated in the non-residential zoning districts. Whenever there is conflict between the signage permitted in an overlay district and the underlying zoning district, the more restrictive shall apply.

(A) PC, Parkway Corridor District.

- (1) Pole signs in the PC District shall meet the following criteria:
 - (a) Pole signs for parcels exceeding three (3) acres shall not exceed a sign area of one hundred (100) square feet. The total square feet of pole signs shall not exceed two hundred (200) square feet.
 - (b) Pole signs for parcels less than three (3) acres, but equal to or greater than thirty thousand (30,000) square feet shall not exceed a sign area of seventy (70) square feet. The total square feet of pole signs shall not exceed one hundred forty (140) square feet.
 - (c) Pole signs for parcels less than thirty thousand (30,000) square feet in size shall not exceed a sign area of fifty (50) square feet. The total square feet of pole signs shall not exceed one hundred (100) square feet.
 - (d) Pole signs shall be limited to one (1) such sign per parcel per street frontage. A maximum of two (2) pole signs are permitted.
 - (e) The maximum height for pole signs in these districts shall not exceed twenty (20) feet.
 - (f) Single pole (monopole) pole signs are prohibited in this overlay district.
 - (g) No illuminated signs shall be located within seventy-five (75) feet of a residential district.
- (3) Monument and ground signs in the PC District shall meet the following criteria:
 - (a) Monument or ground signs shall not exceed sixty (60) square feet of total area and shall be limited to one (1) such sign per parcel per street frontage. A maximum of two (2) monument or ground signs are permitted.
 - (b) A monument or ground sign erected under this section shall be in place of, not in addition to, a pole sign.
 - (c) The maximum height for monument or ground signs in this district shall not exceed twenty (20) feet.
 - (d) No illuminated monument or ground sign shall be located within seventy-five (75) feet of a residential district.

(B) NC, Neighborhood Commercial Corridor District.

- (1) Pole signs in the NC District shall meet the following criteria:
 - (a) Pole signs shall not exceed a sign area of thirty-two (32) square feet.
 - (b) Pole signs shall be limited to one (1) such sign per parcel per street frontage. A maximum of two (2) pole signs are permitted.
 - (c) The maximum height for pole signs in these districts shall not exceed fifteen (15) feet.
 - (d) A single pole (monopole) pole sign is prohibited in this overlay district.

- (e) No illuminated pole signs shall be located within seventy-five (75) feet of a residential district.
- (3) Monument and ground signs in the NC District shall meet the following criteria:
 - (a) Monument or ground signs shall not exceed a sign area of thirty-two (32) square feet.
 - (b) A monument or ground sign erected under this section shall be in place of, not in addition to, a pole sign.
 - (c) Monument or ground signs shall be limited to one (1) such sign per parcel per street frontage. A maximum of two (2) monument or ground signs are permitted.
 - (d) The maximum height for monument or ground signs in this district shall not exceed fifteen (15) feet.
 - (e) No illuminated monument or ground signs shall be located within seventy-five (75) feet of a residential district.
- (C) DD, Downtown Development District/PMS, Main Street District.
 - (1) Post and arm signs in the DD/PMS District shall meet the following criteria:
 - (a) Each business shall be permitted to have one (1) post and arm sign per street frontage provided that there is no paved area, excluding sidewalks, between the building and the street. A maximum of two (2) post and arm signs are permitted per parcel.
 - (b) The maximum height for a post and arm sign shall be ten (10) feet.
 - (c) The maximum sign area for a post and arm sign shall be twelve (12) square feet.
 - (d) A post and arm sign erected under this section shall be in place of, not in addition to, a monument or ground sign.
 - (e) All post and arm signs shall display the numerical municipal address except those designed to be viewed from a street which is different from the street which the business is addressed.
 - (3) Monument and ground signs in the DD District shall meet the following criteria:
 - (a) Monument or ground sign area shall not exceed thirty-two (32) square feet and shall be limited to one (1) such sign per parcel per street frontage. A maximum of two (2) monument or ground signs are permitted per parcel.
 - (b) A monument or ground sign erected under this section shall be in place of, not in addition to, a post and arm sign.
 - (c) The maximum height for monument or ground signs in these districts shall not exceed fifteen (15) feet.
 - (d) Monument signs shall include a base with a landscaped planting area or planter box which is at minimum the length of the sign and the structural support and of sufficient width to allow for sustaining planted vegetation.
 - (e) All monument or ground signs shall display the numerical municipal address except those designed to be viewed from a street which is different from the street which the business is addressed.
 - (4) Character signs: One (1) character sign per business shall be permitted without permit. However, the Perry Main Street Design Committee shall review and approve all character signs before placement.
 - (5) Memorial signs or tablets which include names of buildings and date of erection when cut into masonry, bronze or other such materials are exempted from permitting.
 - (6) Real estate signs advertising the sale, rental or lease of the land or building upon which signs are located, provided there shall be no sign in excess of thirty-two (32) square feet and no more than one (1) such sign per frontage.
 - (7) Prohibited signs in DD/PMS District.
 - (a) Electronic message boards/video boards except for LED price signs at gas stations provided they do not change more than one (1) time per hour.
 - (b) No signs containing reflective elements that sparkle in the sunlight or that contain luminous paint that glows in the dark shall be permitted.
 - (c) Off premise signs: Signs on a parcel which do not pertain to a business on that parcel.
 - (d) Neon tube signs.

6-9.4. *Exemptions from sign permit requirements—nonresidential zones.* In the nonresidential zones, the following types of signs shall be exempt from permit requirements and shall not count towards the maximum aggregate sign area limits provided in sections 6-9.11 and 6-9.12:

(M) **Flags:** Every parcel may display no more than three (3) flags. Flagpoles in nonresidential zoned districts shall not exceed sixty (60) feet in height. The dimensions of any flag shall be proportional to the flagpole height such that the hoist side of the flag shall not exceed fifty (50) percent of the vertical height.

The flagpoles, in all zoning districts, shall be no further from the structure than fifty (50) percent of the distance from the face of the structure to the public right-of-way.

Proposed Non-residential Districts Wall Sign Regulations

Table 6-9-3. Standards for Wall, Canopy, Projecting, Under Canopy, and Window Signs in Nonresidential Zoning and Overlay Districts					
Zoning District	Sign Type	Maximum Number (multi-tenant building)	Maximum Number (single-tenant building)	Maximum Square Feet per Sign Face	Illumination Allowed
C-1, C-2, M-1, M-2, GU, IMU, MUC	Wall or Canopy Wall or Awning	1 per tenant's exterior wall	1 per exterior wall Not addressed	300 or 10% of wall face, whichever is less 300 or 10% of aggregate wall area whichever is less	Internal or External; Canopy External Only Canopy lighting not addressed
	Projecting*	1 per tenant	1 Not addressed	6 Not addressed	
	Under Canopy* Hanging	1 per tenant entrance Not addressed	1 per building entrance Not addressed	4 6	
LC, OI, NMU, Neighborhood Commercial Corridor Overlay (NC)	Wall or Canopy	1 per tenant's building frontage	1 per building frontage	100 or 10% of wall face, whichever is less NC - 32 or 10% of aggregate wall area whichever is less	Internal or External; Canopy External Only Canopy lighting not addressed
	Projecting*	1 per tenant Not addressed	1 Not addressed	6 Not addressed	
	Under Canopy*	1 per tenant entrance Not addressed	1 per building entrance Not addressed	4 6	
C-3, Downtown Development Overlay (DD), Downtown Historic Preservation Overlay (HP)	Wall or Canopy	1 per tenant's building frontage	1 per building frontage Not addressed	1 for each linear foot of tenant's building frontage	External Only Internal or External
	Projecting*	1 per tenant Not addressed	1 Not addressed	6 Not addressed	
	Under Canopy*	1 per tenant entrance Not addressed	1 per building entrance Not addressed	4 6	
All Districts	Wall-mounted Flag Not addressed	1 per tenant	1	24	External Only
	Window	n/a	n/a	30% of aggregate window area per tenant	Internal or External
Parkway Corridor Overlay (PC)	Same as base zoning district Same as C-1, C-2, M-1...				

*Projecting signs and under canopy signs require 78" clearance from finished grade. Projecting signs shall not extend more than three feet from the building and shall not project into a vehicular use area. **In C-3/DD projecting signs up to 5 feet from building.**

(c) Additional standards for signs in the C-3 zoning district, and the DD overlay district.

- (1) Wall signs in a planned center shall be composed of individual letters not exceeding 18 inches in height. "Channel letters" changed to "individual letters"
- (2) All signs require a Certificate of Appropriateness unless the administrator determines that a sign complies with the provisions of this section.
- (3) Prohibited signs in C-3 and DD districts:
 - a. Multiple message signs, except as authorized in sec. 6-9.9.
 - b. Neon tube signs, including neon and rope light building or window/door outlining. Added last phrase
 - c. Signs incorporating reflective and luminescent materials.

Existing Non-residential Districts Wall Sign Regulations

6-9.11. *Nonresidential district sign standards.* Signs permitted and regulated in the nonresidential zoning districts:

(A) C-1, C-2, M-1, M-2, GU, IMU, and MCU Districts.

- (2) Wall, awning, projecting and hanging signs in the C-1, C-2, M-1, M-2, GU, IMU, and MUC Districts shall meet the following criteria:
 - (a) Wall signs shall not project more than five (5) feet above the wall.
 - (b) Wall signs shall not project beyond the building face by more than twelve (12) inches. Awning signs shall not project beyond the building face by more than six (6) feet.
 - (c) The maximum aggregate area of wall and awning signs shall not exceed three hundred (300) square feet or ten (10) percent of the aggregate area of the wall faces of the premises to which the sign relates, whichever is less.
 - (d) Projecting signs shall be securely fastened to the building and meet all applicable building codes. Said signs shall maintain a clear height of six (6) feet six (6) inches above ground level and a maximum projection from the face of the building of three (3) feet. No sign shall project into a vehicular use area.
 - (e) Hanging signs shall not be larger than six (6) square feet and must be no less than six (6) feet six (6) inches above the finish grade at the lowest extremity of the sign and attached to the supporting structure at no less than two (2) points. Sign area shall count towards permissible wall sign area.
 - (f) The maximum wall sign height shall be ten (10) feet.
 - (g) Each building tenant shall be limited to one (1) wall or awning sign on each wall.

(B) CP, LC, OC, IN, and NMU Districts.

- (2) Wall, awning, projecting and hanging signs in the CP, LC, OC, and NMU Districts shall meet the following criteria:
 - (a) Wall signs shall not project more than five (5) feet above the wall.
 - (b) Wall signs shall not project beyond the building face by more than twelve (12) inches. Awning signs shall not project beyond the building face by more than six (6) feet.
 - (c) Wall and awning signs shall not exceed a sign area of one hundred (100) square feet or ten (10) percent of the wall face of the premises to which the sign relates; whichever is less, on each street-facing wall.
 - (d) Projecting signs shall be securely fastened to the building and meet all applicable building codes. Said signs shall maintain a clear height of six (6) feet six (6) inches above ground level and a maximum projection from the face of the building of three (3) feet. No sign shall project into a vehicular use area.
 - (e) Hanging signs shall not be larger than six (6) square feet and must be no less than six (6) feet six (6) inches above the finish grade at the lowest extremity of the sign and attached to the supporting structure at no less than two (2) points. Sign area shall count towards permissible wall sign area.
 - (f) The maximum wall or awning sign height shall be six (6) feet.

(g) Each building tenant shall be limited to one (1) wall or awning sign on each street-facing wall.

(C) C-3 District.

(2) Wall, awning, hanging and projecting signs in the C-3 District shall meet the following criteria:

- (a) Wall and awning signs shall not have an aggregate area exceeding one (1) square foot for each lineal foot of building or store frontage, whichever is less.
- (b) Wall signs shall not project above the wall.
- (c) Wall signs shall not project beyond the building face by more than twelve (12) inches.
- (d) Projecting signs shall be securely fastened to the building and meet all applicable building codes. Said signs shall maintain a clear height of six (6) feet six (6) inches above ground level and a maximum projection from the face of the building of five (5) feet. No sign shall project into a vehicular use area.
- (e) Hanging signs shall not be larger than six (6) square feet and must be no less than six (6) feet six (6) inches above the finish grade at the lowest extremity of the sign and attached to the supporting structure at no less than two (2) points. Sign area shall count towards permissible wall sign area.
- (f) Wall signs in shopping centers shall be channel letter signs and shall not exceed eighteen (18) inches in height.

6-9.12. *Overlay district sign standards.* Signs permitted and regulated in the non-residential zoning districts. Whenever there is conflict between the signage permitted in an overlay district and the underlying zoning district, the more restrictive shall apply.

(A) PC, Parkway Corridor District.

(2) Wall, awning, projecting and hanging signs in the PC District shall meet the following criteria:

- (a) Wall signs shall not project more than five (5) feet above the wall.
- (b) Wall signs shall not project beyond the building face by more than twelve (12) inches. Awning signs shall not project beyond the building face by more than six (6) feet.
- (c) The maximum aggregate area of wall and awning signs shall not exceed three hundred (300) square feet or ten (10) percent of the aggregate area of the wall faces of the premises to which the sign relates, whichever is less.
- (d) Projecting signs shall be securely fastened to the building and meet all applicable building codes. Said signs shall maintain a clear height of six (6) feet six (6) inches above ground level and a maximum projection from the face of the building of three (3) feet. No sign shall project into a vehicular use area.
- (e) Hanging signs shall not be larger than six (6) square feet and must be no less than six (6) feet six (6) inches above the finish grade at the lowest extremity of the sign and attached to the supporting structure at no less than two (2) points. Sign area shall count towards permissible wall sign area.
- (f) The maximum wall sign height shall be ten (10) feet.
- (g) Each building tenant shall be limited to one (1) wall or awning sign on each wall.

(B) NC, Neighborhood Commercial Corridor District.

(2) Wall, awning, projecting and hanging signs in the NC District shall meet the following criteria:

- (a) Wall signs shall not project more than five (5) feet above the wall.
- (b) Wall signs shall not project beyond the building face by more than twelve (12) inches. Awning signs shall not project beyond the building face by more than six (6) feet.
- (c) The maximum aggregate area of wall and awning signs shall not exceed thirty-two (32) [square feet] or ten (10) percent of the aggregate area of the wall faces of the premises to which the sign relates, whichever is less.
- (d) Projecting signs shall be securely fastened to the building and meet all applicable building codes. Said signs shall maintain a clear height of six (6) feet six (6) inches above ground level and a maximum projection from the face of the building of three (3) feet. No sign shall project into a vehicular use area.

- (e) Hanging signs shall not be larger than six (6) square feet and must be no less than six (6) feet six (6) inches above the finish grade at the lowest extremity of the sign and attached to the supporting structure at no less than two (2) points. Sign area shall count towards permissible wall sign area.
 - (f) The maximum wall sign height shall be six (6) feet.
 - (g) Each building tenant shall be limited to one (1) wall or awning sign on each wall.
- (C) DD, Downtown Development District/PMS, Main Street District.
- (2) Wall, awning, projecting and hanging signs in the DD/PMS District shall meet the following criteria:
 - (a) Wall signs shall not project above the wall.
 - (b) Wall signs shall not project beyond the building face by more than twelve (12) inches.
 - (c) Wall and awning signs shall not have an aggregate area exceeding one (1) square foot for each lineal foot of building or store frontage, whichever is less.
 - (d) Wall signs in shopping centers shall be channel letter signs and shall not exceed eighteen (18) inches in height.
 - (e) Projecting signs shall be securely fastened to the building and meet all applicable building codes. Said signs shall maintain a clear height of six (6) feet six (6) inches above ground level and a maximum projection from the face of the building of five (5) feet. No sign shall project into a vehicular use area.
 - (f) Hanging signs shall not be larger than six (6) square feet and must be no less than six (6) feet six (6) inches above the finish grade at the lowest extremity of the sign and attached to the supporting structure at no less than two (2) points. Sign area shall count towards permissible wall sign area.

Proposed Standards for Additional Ground Signs

Sec. 6-9.7. Additional Ground Signs.

In addition to ground signs permitted in sections 6-9.5 and 6-9.6, additional ground signs are authorized during certain periods of time as described in Table 6-9-4. Such signs are exempt from obtaining a sign permit. Property address is not required on such signs.

Table 6-9-4. Standards and Time for Additional Ground Signs

Zoning District		R-Ag, R-1, R-2, R-2A, R-3, R-TH, RM-1, RM-2, R-MH, FBR					C-1, C-2, C-3, M-1, M-2, LC, OI, GU, IMU, MUC, NMU	
Use		Maximum	One- and two-family dwelling	One- and two-family dwelling subdivision	Multi-family	Nonresidential	Multi-family	Nonresidential
Time Period When Allowed	120 Days Prior to, through 14 days after, a Primary, General Election, Runoff, or Referendum Not addressed	Number per lot	4	n/a	4	4	4	4
		Size (square feet)	4	n/a	4	4	4	4
		Height (feet)	4	n/a	4	4	4	4
	During the period when a property or tenant space is for sale, lease, or rent Addressed only in DD – 32 sf, 1 per street front	Number per lot	*	n/a	*	*	*	*
		Size (square feet)	6	n/a	6	6	6	24
		Height (feet)	4	n/a	6	6	6	8
	Upon the Issuance of a permit for development through the Issuance of the final Certificate of Occupancy	Number per lot Based on sign standards per district	2	1 per subdivision	1	1	1	1
		Size (square feet) Based on sign standards per district	4	32	32	32	32	32
		Height (feet) Based on sign standards per district	4	10	10	10	10	10
*1 per 500 feet of street frontage per street front								
Ground signs shall be set back at least 10 feet from the property lines and are not allowed in public rights-of-way								

Existing standards

6-9.12. *Overlay district sign standards.* Signs permitted and regulated in the non-residential zoning districts. Whenever there is conflict between the signage permitted in an overlay district and the underlying zoning district, the more restrictive shall apply.

(C) DD, Downtown Development District/PMS, Main Street District.

(6) Real estate signs advertising the sale, rental or lease of the land or building upon which signs are located, provided there shall be no sign in excess of thirty-two (32) square feet and no more than one (1) such sign per frontage.

6-9.4. *Exemptions from sign permit requirements—nonresidential zones.* In the nonresidential zones, the following types of signs shall be exempt from permit requirements and shall not count towards the maximum aggregate sign area limits provided in sections 6-9.11 and 6-9.12:

(J) Construction signs located on the premises relating to active construction projects.

Proposed Standards for Multiple Message Signs

Sec. 6-9.9. Multiple message signs.

- (a) Multiple message signs may be incorporated as part of the ground sign(s) otherwise permitted in each nonresidential zoning or overlay district, per the provisions of Table 6-9-5.

Table 6-9-5. Standards for Multiple Message Signs in Nonresidential Districts	
Zoning and Overlay District	Maximum Portion of Sign Face Allowed to be Multiple Message
C-1, C-2, M-1, M-2, GU, IMU, MUC, and Parkway Corridor Overlay (PC)	32 square feet or 50 percent of allowable sign face, whichever is less 100 % of allowed sign face
Interstate Corridor Overlay District (IC)	100 percent of allowable sign face only when sign is located within 20 feet of I-75 right-of-way
LC, OI, NMU, C-3, Downtown Development Overlay (DD), Downtown Historic Preservation Overlay (HP), and Neighborhood Commercial Corridor Overlay District (NC)	Six square feet provided message does not change more than once per day No size limits for LED gas price signs in DD not to change more than once per hour; 100% of allowed sign face in LC, OI, NMU changing no less than every 10 seconds

- (b) When the message of a multiple-message sign is changed mechanically, it shall be accomplished in three seconds or less. When the message of a multiple-message sign is changed in an electronic manner, through the use of light emitting diodes, back lighting or other light source, the transition shall occur within two seconds. No multiple-message sign may change its message or copy, or any pictures or images that are part of the message, more frequently than once every ten seconds.
- (c) When any multiple-message sign is located within 150 feet of any residential district, the display of multiple-messages shall discontinue between the hours of 11:00 p.m. and 6:00 a.m., and the sign shall be static and not display more than one message during that period. **Not addressed**
- (d) Multiple message signs shall incorporate a photocell or similar technology that adjusts the brightness of the sign relative to the outdoor ambient light.

Existing Standards for Electronic Message Boards

6-9.13. *Electronic message/video boards.* Electronic message/video board signs are only permitted in the locations described in this section and only after approval from the administrator. Whenever there is conflict between an overlay district and the underlying zoning district, the more restrictive shall apply.

- (A) Permitted zoning districts: Electronic message board/video board signs are permitted in the C-1, C-2, OC, IN, M-1, M-2, GU, IMU, and MUC districts.
- (B) Permitted overlay districts: Electronic message board/video board signs are permitted in the AD, PC, IC, and NC overlay districts.
- (C) An electronic message/video board sign in which the electronic display area exceeds two (2) feet in height shall maintain a steady sign face without change for no less than ten (10) seconds. Transition time between displays shall be at least one (1) second.
- (D) The electronic message/video board sign is subject to same size and placement requirements of this section.

6-9.12. *Overlay district sign standards.*

- (C)(7) Prohibited signs in DD/PMS District.

- (a) Electronic message boards/video boards except for LED price signs at gas stations provided they do not change more than one (1) time per hour.

Proposed Standards for Banners

Sec. 6-9.8. Banners.

Banners are permitted for any use except one-and two-family dwellings, subject to the following standards: **Only allowed in nonresidential zoning districts**

- (1) A banner shall be permitted for up to 30 consecutive days, and not more than 90 days per calendar year. **two fourteen-day periods per calendar year**
- (2) A banner shall not exceed 16 square feet in area.
- (3) One banner shall be permitted per tenant.
- (4) The banner shall be attached to a flat wall or to a rigid ground-mounted frame in a manner such that the banner does not become an animated sign.
- (5) A sign permit shall be required for each 30-day display.

Existing Standards for Banners

6-9.8. *Banners.* Banners shall be permitted in nonresidential zoning districts subject to the approval of a banner permit issued by the Community Development Department. The banners shall not be larger than sixteen (16) square feet in area (cumulative). The banner shall be attached flat to a building wall by metal fasteners or may be freestanding if attached to a top rail and the side ground supports are braced in such a manner as to avoid sagging. A banner permit may be issued for each occurrence not to exceed two (2) fourteen-day periods per calendar year per establishment.

Proposed Prohibited Signs

Sec. 6-9.10. Prohibited signs.

The following types of signs are prohibited:

- (A) Roof signs and roof signs (integral).
- (B) Signs with more than two sides.
- (C) Animated signs, except where expressly permitted.
- (D) A-frame signs, except in DD overlay district.
- (E) Portable signs.
- (F) Signs which contain or are in imitation of an official traffic sign or signal.
- (G) Any sign not authorized by this article.

Existing Prohibited Signs

6-9.3. *Prohibited signs.* The following types of signs are prohibited in all zoning districts of Perry:

- (A) Animated sign;
- (B) Flashing sign;
- (C) Roof sign;
- (D) Signs attached to any street sign or marker, traffic control sign or device, or attached to or painted on any pole, post, fence, tree, rock, shrub, plant or other natural object or feature;
- (E) Signs which contain flashing lights or are in imitation of an official traffic sign or contain the words "stop", "go", "slow", "caution", "danger", "warning", or similar words, except for construction signs or barricades and except when the words are incorporated into the permanent name of a business;
- (F) Any sign placed or erected on a property without the permission of the property owner;
- (G) Signs which make use of lights, colors, characters or symbols in such a manner as to constitute a hazard;
- (H) Signs which simulate an official traffic control or warning sign or hide from view any traffic or street sign, signal or public service sign;
- (I) Signs which emit or utilize in any manner any sound capable of being detected on any traveled road or highway by a person with normal hearing;
- (J) Signs which interfere with road or highway visibility or obstruct or otherwise interfere with the safe and orderly movement of traffic or which otherwise pose a hazard to traffic due to structural deficiencies in the structure of such signs;
- (K) Any sign that is structurally unsound, or is a hazard to traffic or pedestrians;
- (L) Signs on public right-of-way except signs exempt under section 6-9.4(H);
- (M) Portable sign;
- (N) Mobile sign;
- (O) Temporary sign;
- (P) Streamers, pennant strings, balloons and other objects set in motion by the atmosphere;
- (Q) Air and gas-filled object sign;
- (R) Beacon sign;
- (S) Attention-getting object;
- (T) Feather flag;
- (U) Building wraps as defined in section 6-9.2;
- (V) Obscene signs as defined by Official Code of Georgia Annotated § 16-12-80;
- (W) Spin sock;
- (X) Windssock.

Proposed Exempt Signs

Sec. 6-9.11. Signs not required to obtain a sign permit.

The following types of signs do not require a sign permit, provided they comply with the provisions of this article:

- (A) Signs located on one- and two-family dwelling lots.
- (B) Window signs.
- (C) Flags.
- (D) Signs installed on a public right-of-way by the City of Perry, Houston County, Peach County, the State of Georgia, or their authorized agent.
- (E) Signs authorized in Sec. 6-9.7.
- (F) Signs located at drive-through ordering stations.
- (G) Signs up to three square feet in area, up to 30 inches in height, and located within five feet of the vehicular ingress/egress points of a lot.
- (H) Signs integral to, or attached to fuel pumps, electric charging devices, or vending machines other than self-service vending units.

Existing Exempt Signs

6-9.4. *Exemptions from sign permit requirements—nonresidential zones.* In the nonresidential zones, the following types of signs shall be exempt from permit requirements and shall not count towards the maximum aggregate sign area limits provided in sections 6-9.11 and 6-9.12:

- (A) Signs not visible from public streets or intended to be seen by the traveling public.
- (B) Non-illuminated and noncommercial permanent signs used for directional purposes having a sign area of less than four (4) square feet, provided they are located on and pertaining to the parcel on which it is located and not located in the public right-of-way. (Such as, "Enter," "Exit," "Parking," etc.)
- (C) Window signs installed for purposes of viewing from outside the premises provided such signs shall not exceed thirty (30) percent of the available window space.
- (D) Numerals displayed for purposes of identifying property location and not exceeding four (4) inches in height in residential districts and ten (10) inches in height in nonresidential districts.
- (E) Seasonal displays and decorations not advertising a product, service or establishment.
- (F) Sign spinners, costumed characters or street performers with signage devices. Any persons involved in this activity shall not block sidewalk access and shall be located away from entry and exit drives.
- (G) Professional name plates not exceeding four (4) square feet in area, such signs to be non-illuminated and attached to the building.
- (H) Decorative banners sponsored by a governmental agency, the Downtown Development Authority, or the Perry Area Chamber of Commerce, Perry Main Street, Perry Convention and Visitor Bureau.

All signs requested under this subsection shall be made through the Community Development Department who shall review the request to ensure that all applicable provisions of the ordinance have been adhered to prior to giving approval. If a request involves placing a decorative banner on public right-of-way, including over any publicly owned street, then it shall be forwarded to the City Manager for City and/or Georgia Department of Transportation approval where applicable.

- (I) Traffic or other municipal or public signs or notices posted or erected by or at the direction of a governmental agency.
- (J) Construction signs located on the premises relating to active construction projects.
- (K) Sidewalk signs with a maximum height of four (4) feet when displayed. Only one (1) sidewalk sign shall be permitted per business not to exceed six (6) square feet per sign face. The signs shall be placed so as not to create a pedestrian nuisance and shall only be displayed during business hours.
- (L) Signage on coin-operated or electronic-payment product dispensers not located within the required setback for the zoning district.
- (M) Flags: Every parcel may display no more than three (3) flags. Flagpoles in nonresidential zoned districts shall not exceed sixty (60) feet in height. The dimensions of any flag shall be proportional to the flagpole height such that the hoist side of the flag shall not exceed fifty (50) percent of the vertical height.

The flagpoles, in all zoning districts, shall be no further from the structure than fifty (50) percent of the distance from the face of the structure to the public right-of-way.

- (N) Historically significant signs in the Perry Main Street/Downtown Development District as determined by the Economic Development Department are exempt from these standards.
- (O) Banners, temporary signs, spin socks, windsocks and pennant strings will be allowed the first thirty (30) calendar days a facility is:
 - (1) First licensed to operate at the location; or
 - (2) Has completed substantial renovation, upgrade or other permitted improvements as certified by the chief building official.

Proposed Illumination Standards

Sec. 6-9.8. Regulations for signs.

(C) *Illumination.*

- (1) Ground signs shall not be internally illuminated except where expressly permitted by this article. All signs, except those located on one-and two-family residential lots, may be externally illuminated. External illumination of any sign in any district shall be positioned and shielded so that the light source does not shine directly into the path of motorists on a public right-of-way or into the windows of adjacent dwellings or businesses without the permission of the owner and occupant thereof.
- (2) No sign shall give off light which glares, blinds, or has any other adverse effect on traffic or adjacent properties. The light from an illuminated sign shall be established in such a way that adjacent properties and roadways are not adversely affected and that no direct light is cast upon adjacent properties and roadways. This shall be determined by measuring the footcandles that fall on adjacent properties or the public right-of-way. No sign shall exceed 0.5 footcandle at any adjacent property line in a residential district or two footcandles at any public right-of-way.
- (3) Flashing, blinking or otherwise varying illumination is not permitted. No external or internal illumination that causes confusion with or distraction from any traffic signal or safety device shall be permitted.
- (4) All externally illuminated signs shall utilize low wattage luminaries, mounted in fixtures designed to direct the light and eliminate light trespass, such as light shining into residences or other neighboring structures.
- (5) All internally illuminated signs shall utilize low wattage luminaries designed to reduce light glow.
- (6) All illuminated signs over ten feet in height shall either be internally illuminated, when authorized, or illuminated by external lighting fixtures not visible to passing motorists.

Existing Illumination Standards

6-9.6. *Signs in residential zoning districts.*

- (A) Other than subdivision entrance signs allowed under section 6-9.7, parcels located in residential zoning districts shall not contain signs having a sign area greater than four (4) square feet. Signs having a height of greater than five (5) feet shall not be located in residential zoning districts. Illuminated signs shall not be located in residential zoning districts. Signs meeting the standards of this section are exempt from permitting requirements.

6-9.12. *Overlay district sign standards.* Signs permitted and regulated in the non-residential zoning districts. Whenever there is conflict between the signage permitted in an overlay district and the underlying zoning district, the more restrictive shall apply.

- (A) PC, Parkway Corridor District. [Also applies to NC, Neighborhood Commercial Corridor District]

- (1) Pole signs in the PC District shall meet the following criteria: [also applies to monument signs]

- (g) No illuminated signs shall be located within seventy-five (75) feet of a residential district.

Sec. 1-13. Definitions

Delete the following definitions:

Cluster development: A residential subdivision within which individual lot sizes have been reduced to permit the creation of common open space for the residents of the subdivision. All cluster developments must satisfy the requirements specified in section 119.

Portable sign: Any sign which is mounted or designed for mounting on wheels, or which is mounted or designed for mounting on a code vehicle, and the primary purpose of which is advertising.

Sign: Any words, lettering, parts of letters, figures, numerals, phrases, sentences, emblems, devices, designs, trade names or marks, or combinations thereof, by which anything is made known, such as the designation of an individual, a firm, an association, a profession, a business, a commodity, or product which are visible from any public way and used as an outdoor display.

Sign area: The smallest square, rectangle, triangle, circle, or combination thereof encompassing the entire advertising area, excluding architectural trim and structural supports.

Sign, outdoor advertising: A structural poster panel or painted sign, either freestanding or attached to a building, for the purpose of conveying information, knowledge, or ideas to the public about a subject unrelated to the premises upon which it is located.

Sign, owner, means a person who either owns the real property upon which a sign is located; or a person who owns the sign itself; or a person whose products, services or cause is promoted by the sign; or a combination of those persons.

Sign structure: A structure composed of a single pole or multiple poles which is located on the ground on top of another structure and which supports no more than two (2) signs.

Sign structure facing: The surface of the sign upon, against, or through which the message of the sign is exhibited, not including architectural trim and structural supports.

Replace Sec. 2-1.5 and Add Sec. 2-1.6 as follows:

2-1.5. *Duties and powers of the administrator.* The administrator shall have the responsibility of interpreting, administering, and enforcing the provisions of the Ordinance unless specifically provided otherwise. In particular, the administrator shall have the following powers and duties under the Ordinance:

- A. *Authorization.* The administrator is authorized to review and make final decisions regarding permits and other development requests as authorized in the Ordinance. The administrator is further authorized to approve or issue any form or certificate necessary to perfect a petition described in Title 5 of the Georgia Code for the planning commission and historic preservation commission and to accept service of such petition on behalf of these commissions during normal business hours at the community development department office.
- B. *Duty.* It shall be the duty of the administrator to administer and enforce the provisions of the Ordinance.
- C. *Records.* The administrator shall keep records of actions on Comprehensive Plan amendments, official zoning map or text amendments, variances, special exceptions, appeals, preliminary and final plats, permits, licenses, certificates of appropriateness, and certificates of occupancy along with notation of all special conditions involved. The administrator shall file and safely keep these records along with copies of all related applications, reviews, opinions, public hearings, sketches, and plans submitted and other related documents that are to be made a part of the public record.
- D. *Review.* All applications and plans for which action by the administrator is authorized shall be reviewed and acted upon within 30 days of receipt of a complete application, except where another time limit is specified for the type of action under review.

2-1.6. *Duties and powers of the city manager.* In addition to other duties and powers authorized by other provisions of the city code, the city manager shall have the authority to accept service and upon whom

service of an appeal of a quasi-judicial decision may be perfected on behalf of the city council during normal business hours at the city manager's office.

Replace Sec. 2-3.9 in its entirety as follows:

2-3.9. *Sign Permit.*

- (A) Purpose. The purpose of this subsection is to provide a mechanism for reviewing applications for sign permits to ensure all signs within the City comply with the standards of section 6-9. Signs.
- (B) Applicability. No sign, except those exempted pursuant to subsection 6-9.11, shall be erected, installed, displayed, structurally altered, or otherwise changed without the sign installer/owner having first obtained a sign permit from the administrator pursuant to this section and the standards of section 6-9. Signs.
- (C) Procedure.
 - (1) Application for sign permit shall be submitted in the form established by the administrator.
 - (2) The administrator shall review and act on an application for sign permit consistent with the procedures and requirements of subsection 2-1.5, duties and powers of the administrator.
- (D) Standards. A sign permit shall be approved upon a finding that the application complies with the standards of section 6-9. Signs.
- (E) Conditions. In approving a sign permit, the administrator may impose conditions on the permit as may be necessary to ensure compliance with the standards of section 6-9. Signs.
- (F) Appeal. An applicant may appeal the decision of the administrator with respect to the issuance of a sign permit pursuant to the provisions of subsection 2-2.1.
- (G) Inspection. Upon completion of the sign authorized by the permit, the applicant shall contact the administrator to inspect and verify compliance with the provisions of this chapter and the conditions of the permit.
- (H) Expiration. If the activity authorized by a sign permit has not begun within six months from the date of issuance, the sign permit shall automatically and immediately be rendered invalid.
- (I) Amendments. A sign permit may be amended, extended, or modified only in accordance with the procedures established for its original approval.

Replace Sec. 6-9 in its entirety as follows:

Sec. 6-9. Sign standards.

Sec. 6-9.1. Purposes.

- (A) It is the purpose of the mayor and city council in enacting these regulations to provide standards to safeguard life, public health, property, and welfare by regulating the location, size, illumination, erection, maintenance, and quality of materials of all signs. More specifically, signs have a powerful impact on the aesthetic environment of the community, and it is the purpose of this article to encourage an aesthetically attractive environment, allowing sufficient opportunities for communications to serve business, interest groups and the public, while complying with the federal and state constitutions and laws. Signs create visual clutter and therefore should be regulated in their size, location, construction, and illumination. Signs can detract from the beauty of the neighborhood and lower property values. In seeking to comply with federal and state law, the city has determined the following: large signs are, as the U.S. Supreme Court has recognized, an aesthetic harm; the state supreme court has upheld sign regulations on the basis of aesthetics and preserving the beauty of environment; and, the 11th Circuit has recognized portable signs are visual clutter and a potential traffic hazard. These holdings show that the city's ordinance is within the law and constitutional, which is a goal of the city. The goal of this article is to avoid being an impermissible content-based regulation, and instead to be a permissible time, place, and manner restriction.
- (B) Many signs can also be a hazard and negatively impact traffic safety by distracting drivers and blocking views of other vehicles and dangers, by making intersections more treacherous, and by making it difficult to see oncoming traffic when entering a roadway. Therefore, it is also the purpose

of this article to prevent those harms by regulating signs to safe locations, safe sizes, with proper and safe illumination and construction.

Sec. 6-9.2. Jurisdiction and applicability of code requirements.

- (A) This article shall apply to all properties within the incorporated areas of the city. This article shall not relate to the copy or message on signs within the city.
- (B) All signs and sign structures shall be constructed and maintained in conformance with the state minimum standard codes.
- (C) If any provisions or requirements of this article are in conflict with any other provision or requirement of this article or any other applicable governmental law, ordinance, resolution, rule, or other governmental regulation of any kind, the more restrictive rule or standard takes precedence.

Sec. 6-9.3. General provisions and definitions.

- (A) No sign shall be placed or maintained within the city except in conformity with this article.
- (B) Notwithstanding any other restrictions in this article, any sign, display, or device allowed under this article may contain any commercial or non-commercial message, or any political or non-political message; except that such messages cannot depict obscenity, as defined by O.C.G.A. § 16-12-80, nor can they depict sexual conduct or sexually explicit nudity, as defined in O.C.G.A. § 36-60-3.
- (C) Height limitations in this article control over the general height limitations of this article and apply to any structure that contains a sign. For example, a church spire or radio antenna with a sign would be subject to the height limitations of this article, rather than general height limitations.
- (D) Definitions. The general definitions and interpretative rules of this chapter shall also be used. To the extent those general rules or definitions conflict with these specific definitions, these definitions shall control. The following words, terms, and phrases, when used in this article, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

A-frame sign means a sign which is normally in the shape of an "A" or some variation, which is usually two-sided.

Abandoned sign means a sign and/or sign structure which no longer correctly directs or exhorts any person, or advertises a bona fide business, lessor, owner, product, or service.

Animated sign means any sign that all or any part thereof visibly moves or imitates movement in any fashion whatsoever. Any sign that contains or uses for illumination any lights (or lighting devices) that change color, flash or alternate, show movement or motion, or change the appearance of said sign or any part automatically.

Area of sign (copy area) means the area within a continuous perimeter enclosing the limits of writing, representation, emblem, or any figure of similar character together with any frame, or material, open space, or color forming an integral part of the display or used to differentiate such sign from the background against which it is placed.

Banner means a sign hung either with or without a frame, possessing characters, letters, illustrations, or ornamentation applied to paper, plastic, or fabric of any kind. This definition expressly excludes flags.

Canopy means any permanent roof-like structure, including awnings and marquees, projecting beyond a building or extending along and projecting beyond the wall of a building, generally designed and constructed to provide protection from the weather.

Canopy sign means any sign attached to, or made a part of, the front, side, or top of a canopy. These signs are regulated as wall signs.

COA means a certificate of appropriateness issued by the Historic Preservation Commission or the administrator upon recommendation of the Main Street Advisory Board.

Copy means the wording or graphics on a sign surface in either permanent or removable form.

Erect means to build, construct, attach, hang, place, suspend, paint or affix.

Establishment means a commercial, industrial, institutional, educational, office, business, or financial entity.

Flag means any fabric sign, regardless of the message conveyed, mounted to a flagpole on one side only.

Freestanding sign means any sign which is independent from any building or other structure and is entirely supported by a single or multiple pedestals that are permanently attached at or below ground level. These signs are regulated as ground signs.

Frontage, building, means the length of an outside building wall facing a street, or portion thereof.

Frontage, street, means the length of the property line of any one parcel along a street on which it borders.

Ground sign means a sign that is anchored to the ground and is wholly independent of a building for support. Freestanding signs are included in this definition, as are signs on poles, frames, or other mounting structures other than buildings.

Illuminated sign means a sign which contains an internal source of light, or which is designed or arranged to reflect light from an artificial source.

Mansard roof sign means any sign attached to or erected within 12 inches of an actual or simulated mansard roof of a building, with the sign face parallel to and within the limits of the building, but not exceeding the roofline, and not deemed to be a roof sign. These signs are regulated as wall signs.

Manual reader board means a portion of a ground sign on which copy is changed manually.

Monopole sign means a freestanding sign that is erected on a single pedestal attached to the ground for the display of messages irrespective of the number of faces or the configuration of the faces. These signs are regulated as ground signs.

Monument sign means a permanent sign with little or no open space between the ground and the sign face and constructed of brick, stone, concrete, masonry, stucco, or equal architectural material. These signs are regulated as ground signs.

Multiple-message sign means a sign or portion of a sign which changes the message or copy on the sign face mechanically or electronically by movement or rotation of panels or slats, or by changing electronic display on the sign face more than once per day.

Painted wall sign means any sign that is applied with paint or similar substance on the face of a wall.

Permanent sign means a sign permanently affixed to a building or the ground.

Person means any association, company, corporation, firm, organization, or partnership, singular or plural, of any kind.

Planned center means a nonresidential development with multiple establishments that are separately owned and operated.

Portable sign means any sign supported by its own frame or trailer, with or without wheels, that is designed to move from one place to another. Portable sign does not include A-frame signs.

Post and arm sign means a permanent sign supported by a single upright post with a horizontal arm from which a sign is suspended. These signs are regulated as ground signs.

Projecting sign means any sign affixed to a building or wall, which horizontally extends more than 12 inches beyond the surface of a building or wall.

Roof sign means any sign erected, constructed, and maintained upon or over the roof of any building or projects above the roofline.

Roof sign (integral) means any sign erected or constructed as an integral part of a normal roof structure of any design. No part of the sign can extend vertically above the highest portion of the roof, and no part of the sign can be separated from the rest of the roof by a space of more than six inches.

Setback means the distance from the property line to the nearest part of the applicable sign or sign structure, measured perpendicularly to the property line.

Sign means any display of words, shapes or images designed to convey a message to the viewer, located on the exterior of any dwelling, building or structure, or located anywhere on a lot upon a dedicated supporting structure or device, including poles, banners, windows, and similar devices.

Sign face means the actual message-carrying portion of the sign that can be used to display content, including any area that can display or does display words, pictures, or other communicative elements of the sign, including the background color.

Sign structure means and includes all the elements of the sign, including its supporting structure, sign face, base, lights, and every portion of the sign.

Street means any public or private right-of-way for automobile use. This excludes alleyways, parking lots and driveways.

Under canopy sign means a sign that is suspended from the underside of a canopy, is perpendicular to the wall surface of a building, and whose copy is not clearly visible from the public right-of-way.

Wall face means a measurement of area equal to the height of the structure from the ground to the coping or eave of the roof multiplied by the width of the wall associated with the individual business. The wall face is to be measured for each wall independently.

Wall sign means a sign that is fastened directly to or is placed or painted directly upon the exterior wall of a building and does not project more than 12 inches from the building face.

Window sign means a sign having its message visible from the exterior of a building that is either located within a building so as to be visible through a window or affixed directly to the window either inside or outside the building.

Sec. 6-9.4. Permitted signs.

- (A) *Standard permitted signs.* The following signs are permitted in the following zoning districts. If not otherwise stated, any sign not specifically authorized under this article shall be prohibited. These regulations apply to signs located on any lot or development.

(B) *Address required on ground signs.* All ground signs except signs exempt from permit under Sec. 6-9.11 shall include the address of the parcel on which the sign is located. When a sign is oriented to a street other than the street to which the address is assigned, the address shall include the street name of the assigned address.

Sec. 6-9.5. Residential district sign standards.

Signs in residential districts. Signs permitted in the residential base zoning districts (R-Ag, R-1, R-2, R-2A, R-3, R-TH, RM-1, RM-2, R-MH, FBR) shall comply with the provisions in Table 6-9-1. Signs on one- and two-family lots are exempt from obtaining a sign permit.

Table 6-9-1. Standards for Signs in Residential Zoning Districts

Zoning District	Use	Sign Type	Maximum Square Feet per Sign Face	Maximum Number per Lot	Maximum Height	Illumination Allowed	
R-Ag R-1 R-2 R-2A R-3 R-TH RM-1 RM-2 R-MH FBR	One- and Two-family Dwelling	Ground	4	2	4	Not Allowed	
			1	4	2		
		Window	1	2	n/a		
			Wall-mounted Flag	15	1	n/a	External Only
			Ground-mounted Flag	24 total per pole	1 flagpole	20	
		Subdivision Development	Monument	32	2 single sided or 1 double sided per entrance	8	External Only
		Multi-family and Nonresidential	Monument; Post & Arm	24	1	8	External Only
			Wall-mounted Flag	15	1 per tenant	n/a	
			Ground-mounted Flag	40 total per pole	1 flagpole	30	

All ground signs and flags shall be set back at least 10 feet from the property lines

Sec. 6-9.6. Nonresidential district sign standards.

(A) *Ground signs in nonresidential districts.* Ground signs permitted in the nonresidential base zoning districts, and the PC, DD, and NC overlay districts shall comply with the provisions in Table 6-9-2.

Table 6-9-2. Standards for Ground Signs in Nonresidential Zoning and Overlay Districts							
Zoning and Overlay District	Sign Type	Maximum Square Feet per Sign Face			Maximum Number per Lot	Maximum Height (feet)	Illumination Allowed
		Not based on lot size	Lot size > 3 acres	Lot size 3 acres or less			
C-1, C-2 M-1, M-2 IMU, MUC, GU	Monument; Monopole	n/a	100	75	2	20	Internal or External
	Ground-mounted Flag	48 total per pole	n/a	n/a	3 flagpoles	35	External only
Parkway Corridor Overlay (PC)	Monument	n/a	100	75	1 per street front	20	Internal or External
	Ground-mounted Flag	Same as base zoning district					
LC, OI, NMU, Neighborhood Commercial Corridor Overlay (NC)	Monument; Post & Arm	32	n/a	n/a	1 per street front	15	External only
	Ground-mounted Flag	48 total per pole	n/a	n/a	1 flagpole	35	
C-3, Downtown Development Overlay (DD), Downtown Historic Preservation Overlay (HP)	Monument; Post & Arm	32 for Monument; 12 for Post & Arm	n/a	n/a	1 per street front	10	External; Internal by COA only
	A-frame*	6	n/a	n/a	1 per tenant	4	Not Allowed
	Ground-mounted Flag	48 total per pole	n/a	n/a	1 flagpole	35	External only
All ground signs and flags shall be set back at least 10 feet from the property lines							
*A-frame signs shall be located so an accessible pedestrian path is maintained on a sidewalk and shall be displayed only during the sign owner's business hours.							

(B) *Wall, canopy, projecting and under canopy signs in nonresidential districts.* Wall, canopy, projecting and under canopy signs in the nonresidential base zoning districts and PC, DD, NC overlay districts shall comply with the provisions of Table 6-9-3.

Table 6-9-3. Standards for Wall, Canopy, Projecting, Under Canopy, and Window Signs in Nonresidential Zoning and Overlay Districts					
Zoning District	Sign Type	Maximum Number (multi-tenant building)	Maximum Number (single-tenant building)	Maximum Square Feet per Sign Face	Illumination Allowed
C-1, C-2 M-1, M-2 IMU, MUC, GU	Wall or Canopy	1 per tenant's exterior wall	1 per exterior wall	300 or 10% of each wall face, whichever is less	Internal or External; Canopy External Only
	Projecting*	1 per tenant	1	6	
	Under Canopy*	1 per tenant entrance	1 per building entrance	4	
LC, OI, NMU, Neighborhood Commercial Corridor Overlay (NC)	Wall or Canopy	1 per tenant's building frontage	1 per building frontage	100 or 10% of each wall face, whichever is less	Internal or External; Canopy External Only
	Projecting*	1 per tenant	1	6	
	Under Canopy*	1 per tenant entrance	1 per building entrance	4	
C-3, Downtown Development Overlay (DD), Downtown Historic Preservation Overlay (HP)	Wall or Canopy	1 per tenant's building frontage	1 per building frontage	1 for each linear foot of tenant's building frontage	External Only
	Projecting*	1 per tenant	1	6	
	Under Canopy*	1 per tenant entrance	1 per building entrance	4	
All Districts	Wall-mounted Flag	1 per tenant	1	24	External Only
	Window	n/a	n/a	20% of aggregate window area per tenant	Internal or External
Parkway Corridor Overlay (PC)	Same as base zoning district				
*Projecting signs and under canopy signs require 78" clearance from finished grade. Projecting signs shall not extend more than three feet from the building and shall not project into a vehicular use area.					

(C) Additional standards for signs in the C-3 zoning district, and the DD overlay district.

- (1) Wall signs in a planned center shall be composed of individual letters not exceeding 18 inches in height.

- (2) All signs require a Certificate of Appropriateness unless the administrator determines that a sign complies with the provisions of this section.
- (3) Prohibited signs in C-3 and DD districts:
- (a) Multiple message signs, except as authorized in sec. 6-9.9.
 - (b) Neon tube signs, including neon and rope light building or window/door outlining.
 - (c) Signs incorporating reflective and luminescent materials.

Sec. 6-9.7. Additional Ground Signs.

In addition to ground signs permitted in sections 6-9.5 and 6-9.6, additional ground signs are authorized during certain periods of time as described in Table 6-9-4. Such signs are exempt from obtaining a sign permit. Property address is not required on such signs.

Table 6-9-4. Standards and Time for Additional Ground Signs								
Zoning District		R-Ag, R-1, R-2, R-2A, R-3, R-TH, RM-1, RM-2, R-MH, FBR					C-1, C-2, C-3, M-1, M-2, LC, OI, GU, IMU, MUC, NMU	
Use		Maximum	One- and two-family dwelling	One- and two-family dwelling subdivision	Multi-family	Nonresidential	Multi-family	Nonresidential
Time Period When Allowed	120 Days Prior to, through 14 days after, a Primary, General Election, Runoff, or Referendum	Number per lot	4	n/a	4	4	4	4
		Size (square feet)	4	n/a	4	4	4	4
		Height (feet)	4	n/a	4	4	4	4
	During the period when a property or tenant space is for sale, lease, or rent	Number per lot	*	n/a	*	*	*	*
		Size (square feet)	6	n/a	6	6	6	24
		Height (feet)	4	n/a	6	6	6	8
	Upon the Issuance of a permit for development through the Issuance of the final Certificate of Occupancy	Number per lot	2	1 per subdivision	1	1	1	1
		Size (square feet)	4	32	32	32	32	32
		Height (feet)	4	10	10	10	10	10

*1 per 500 feet of street frontage per street front
 Ground signs shall be set back at least 10 feet from the property lines and are not allowed in public rights-of-way

Sec. 6-9.8. Banners.

Banners are permitted for any use except one-and two-family dwellings, subject to the following standards:

- (A) A banner shall be permitted for up to 30 consecutive days, and not more than 90 days per calendar year.
- (B) A banner shall not exceed 16 square feet in area.
- (C) One banner shall be permitted per tenant.
- (D) The banner shall be attached to a flat wall or to a rigid ground-mounted frame in a manner such that the banner does not become an animated sign.
- (E) A sign permit shall be required for each 30-day display.

Sec. 6-9.9. Multiple message signs.

- (A) Multiple message signs may be incorporated as part of the ground sign(s) otherwise permitted in each nonresidential zoning or overlay district, per the provisions of Table 6-9-5.

Table 6-9-5. Standards for Multiple Message Signs in Nonresidential Zoning and Overlay Districts	
Zoning and Overlay District	Maximum Portion of Sign Face Allowed to be Multiple Message
C-1, C-2, M-1, M-2, IMU, MUC, GU, and Parkway Corridor Overlay (PC)	32 square feet or 50 percent of allowable sign face, whichever is less
Interstate Corridor Overlay District (IC)	100 percent of allowable sign face only when sign is located within 20 feet of I-75 right-of-way
LC, OI, NMU, C-3, Downtown Development Overlay (DD), Downtown Historic Preservation Overlay (HP), and Neighborhood Commercial Corridor Overlay District (NC)	Six square feet provided message does not change more than once per day

- (B) When the message of a multiple-message sign is changed mechanically, it shall be accomplished in three seconds or less. When the message of a multiple-message sign is changed in an electronic manner, through the use of light emitting diodes, back lighting or other light source, the transition shall occur within two seconds. No multiple-message sign may change its message or copy, or any pictures or images that are part of the message, more frequently than once every ten seconds.
- (C) When any multiple-message sign is located within 150 feet of any residential district, the display of multiple-messages shall discontinue between the hours of 11:00 p.m. and 6:00 a.m., and the sign shall be static and not display more than one message during that period.
- (D) Multiple message signs shall incorporate a photocell or similar technology that adjusts the brightness of the sign relative to the outdoor ambient light.

Sec. 6-9.8. Regulations for signs.

(A) Location, height, and setback.

- (1) The property owner must give permission for all sign placement on the owner's property, through the issuance of a letter signed by the owner.
- (2) All signs must comply with all side and rear setbacks of this chapter.
- (3) Signs can be located in front setback areas, but all signs and sign structures must be set back at least ten feet from the public right-of-way. No portion of a sign or sign structure shall encroach on or overhang the public right-of-way, except for projecting and under-canopy signs as allowed in the Downtown Development Overlay District, or any other person's property. Furthermore, for safety reasons, no sign shall be located closer than ten feet from the back of the curb of a public roadway, or if there is no curb, from the edge of the pavement.
- (4) Distances are measured from the closest portion of the sign (whether that is the base, sign face, or the sign structure) to the property line(s).
- (5) The height requirements of a sign shall be computed as the length of a straight vertical line from normal grade to the height of the highest attached component of the sign or sign structure. Normal grade shall be considered the lower of:
 - a. Existing grade of the site of the sign prior to construction of the sign; or
 - b. The newly established grade at the base of the sign after construction, exclusive of any filling, beaming, mounding, or excavating solely for the purpose of locating the sign.

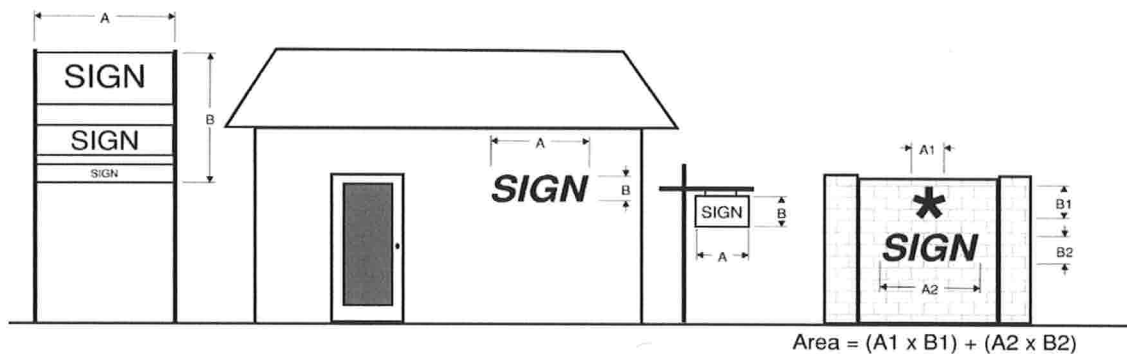
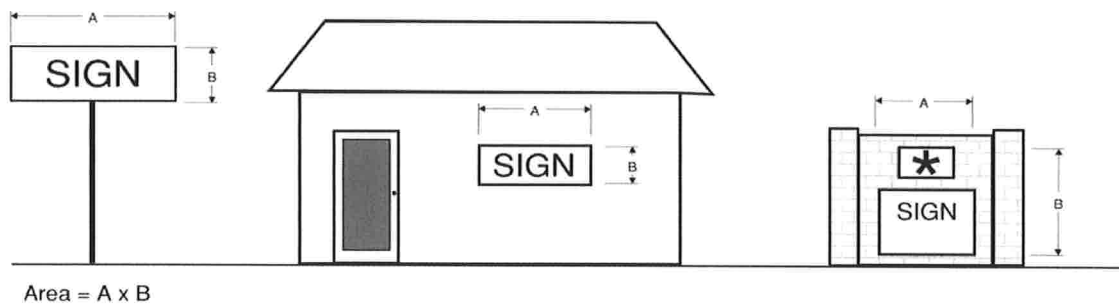
(B) Number. For the purpose of determining the number of signs, ground signs shall be equal to the number of sign structures. All other non-ground signs shall be considered to be a single display surface or display device containing elements organized, related, and composed to form a unit. A double-sided (double-faced) sign is counted as one sign.

(C) Illumination.

- (1) Ground signs shall not be internally illuminated except where expressly permitted by this article. All signs, except those located on one-and two-family residential lots, may be externally illuminated. External illumination of any sign in any district shall be positioned and shielded so that the light source does not shine directly into the path of motorists on a public right-of-way or into the windows of adjacent dwellings or businesses without the permission of the owner and occupant thereof.
- (2) No sign shall give off light which glares, blinds, or has any other adverse effect on traffic or adjacent properties. The light from an illuminated sign shall be established in such a way that adjacent properties and roadways are not adversely affected and that no direct light is cast upon adjacent properties and roadways. This shall be determined by measuring the footcandles that fall on adjacent properties or the public right-of-way. No sign shall exceed 0.5 footcandle at any adjacent property line in a residential district or two footcandles at any public right-of-way.
- (3) Flashing, blinking or otherwise varying illumination is not permitted. No external or internal illumination that causes confusion with or distraction from any traffic signal or safety device shall be permitted.

- (4) All externally illuminated signs shall utilize low wattage luminaries, mounted in fixtures designed to direct the light and eliminate light trespass, such as light shining into residences or other neighboring structures.
 - (5) All internally illuminated signs shall utilize low wattage luminaries designed to reduce light glow.
 - (6) All illuminated signs over ten feet in height shall either be internally illuminated, when authorized, or illuminated by external lighting fixtures not visible to passing motorists.
- (D) *Calculation of area.* The area of a sign is calculated by determining the area of the smallest rectangle which encloses the sign face and the structure surrounding the sign face. For example, the pole or base would not be included, but any frame holding the sign face in place would be counted. See examples:

Examples of Sign Face Area Measurements



- (E) *Unusual-shaped signs.* Unusual-shaped signs are signs that are any shape other than a rectangle, and include signs with projecting elements or features, round, oval, and triangular signs, signs with more than four sides, signs in the shape of an animal, object, or device, and so forth. For all such signs, the area is determined by calculating the area of the smallest rectangle that will completely enclose all elements of the sign face.

Sec. 6-9.9. Safety and construction standards.

- (A) *Engineering approval.* All signs in excess of 15 feet in height shall be constructed according to plans approved by a state registered professional engineer. The sign owner shall produce such approved plans at the request of the administrator.
- (B) *Official confusion.* Signs which contain or are in imitation of an official traffic sign or signal are prohibited.

- (C) *Fire safety.* No sign or sign structure may be erected or maintained which obstructs any fire escape, ventilation, or door; nor shall any sign or sign structure be attached to a fire escape.
- (D) *Corner visibility.* No sign or sign structure above a height of three feet shall be maintained within 15 feet of the intersection of the right-of-way lines of two streets, or of a street intersection with a railroad right-of-way.
- (E) *Traffic visibility.* No sign shall obstruct the view of vehicles entering the roadway (i.e., the view of oncoming traffic by vehicles attempting to enter the road).
- (F) *Good repair.* All signs, together with all their supports, braces, guys, and anchors shall be kept in good repair. Any structure formerly used as a sign, but not in use for any other purpose, must be removed by the owner of the property within ten days after written notification from the administrator or 30 days after its use as a valid sign has ceased, after which time, the city may cause the removal of the sign at the owner's expense.
- (G) *Removal of unsafe signs and safety hazards.* The city may remove a sign in violation of this chapter, without giving notice to any party, if said sign is upon the public right-of-way or upon other public property, or said sign poses an immediate safety threat to the life or health of any members of the public.

Sec. 6-9.10. Prohibited signs.

The following types of signs are prohibited:

- (A) Roof signs and roof signs (integral).
- (B) Signs with more than two sides.
- (C) Animated signs, except where expressly permitted.
- (D) A-frame signs, except in DD overlay district.
- (E) Portable signs.
- (F) Signs which contain or are in imitation of an official traffic sign or signal.
- (G) Any sign not authorized by this article.

Sec. 6-9.11. Signs not required to obtain a sign permit.

The following types of signs do not require a sign permit, provided they comply with the provisions of this article:

- (A) Signs located on one- and two-family dwelling lots.
- (B) Window signs.
- (C) Flags.
- (D) Signs installed on a public right-of-way by the City of Perry, Houston County, Peach County, the State of Georgia, or their authorized agent.
- (E) Signs authorized in Sec. 6-9.7.
- (F) Signs located at drive-through ordering stations.
- (G) Signs up to three square feet in area, up to 30 inches in height, and located within five feet of the vehicular access points of a lot.
- (H) Signs integral to, or attached to fuel pumps, electric charging devices, or vending machines other than self-service vending units.

Sec. 6-9.12. Procedures; permits.

- (A) Except as specifically exempted from the provisions of this article, a person or firm may not legally maintain, post, display, enlarge, erect, move, or substantially change a sign that is taller than 48 inches without first obtaining a permit from the Administrator. Signs using electrical wiring and

connections (i.e., illuminated signs), as well as larger signs, may require additional permits under the city building code.

- (B) All parties are advised to consult with the Administrator to avoid erecting signs that violate this article. No person shall obtain a vested right to maintain a sign that does not comply with this article at the time it is erected. Signs erected in violation of this article shall be removed or reconstructed in compliance with this article.
- (C) See Sec. 2-3.9 for application requirements and procedures.

Sec. 6-9.13. Nonconforming signs.

Signs existing legally at the time of the adoption or amendment of the ordinance from which this article is derived, but which do not conform to newly adopted or amended provisions of this article solely because of a change in this article, and not because of a change to the sign, may remain as legal nonconforming signs, subject to the following provisions:

- (A) There must be existing property rights in the sign;
- (B) The right to continue a nonconforming sign is confined to the sign owner or his transferee;
- (C) A nonconforming sign may be restored to its original condition, provided that not more than 50 percent of the sign is destroyed. The 50 percent is to be determined by 50 percent of the value of the materials of the sign, inclusive of poles and other structural members, immediately prior to damage;
- (D) A nonconforming sign when relocated or moved shall no longer be considered a nonconforming sign and thereafter shall be subject to all the provisions of law and of these rules;
- (E) The sign must remain substantially the same as it was on the effective date of the adoption of the ordinance from which this article is derived which rendered the sign nonconforming. Extension, enlargement, replacement, rebuilding, adding lights to a non-illuminated sign, re-erection of the sign, or replacing a manual reader board with a multiple message sign will be considered a change in the existing sign. The maintenance will be limited to:
 - (1) Replacement of nuts and bolts, and light bulbs;
 - (2) Additional nailing, riveting, or welding;
 - (3) Cleaning and painting;
 - (4) Manipulating to level or plumb the device, but not to the extent of adding guys or struts for stabilization of the sign structure;
 - (5) A change of the message, including changing faces, as long as similar materials are used, and the sign face is not enlarged or modified in shape;
- (F) At no time may changes be made in a nonconforming sign which would increase the value of the sign;
- (G) A nonconforming sign may continue as long as it is not abandoned, destroyed, discontinued, or purchased by any governmental agency. Any sign suffering damage in excess of normal wear cannot be repaired without:

- (1) Notifying the Administrator in writing of the extent of the damage, the reason the damage is in excess of normal wear, and providing a description of the repair work to be undertaken, including the value of the sign materials and the cost of the repair; and
 - (2) Receiving written notice from the Administrator authorizing the repair work as described above. If said repair is authorized by the terms of this article, the Administrator shall mail such notice to the applicant within 30 days of receipt of the information described in subsection (7)(a) of this section.
- (H) A nonconforming sign with a sign face exceeding 200 square feet in area which is destroyed or damaged by more than 50 percent of its replacement value and is authorized to be reestablished under a permit issued by the Georgia Department of Transportation, shall only be reestablished as a monopole sign. Such reestablished sign shall not exceed the sign face area and height of the sign prior to damage or destruction.
- (I) Notwithstanding the foregoing, any removal of a nonconforming sign shall be in accordance with O.C.G.A. §32-6-83.

Delete Section 9-5. Nonconforming Signs, in its entirety and replace with "Sec.9-5. Reserved."