

ORDINANCE NO. 2024-424

AN ORDINANCE OF THE CITY OF PARKER, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS (ORDINANCE NO. 2022-409, AS AMENDED) TO AMEND CERTAIN PROVISIONS RELATING TO OFF-PREMISES SIGNS; PROVIDING FOR SEVERABILITY; PROVIDING A MECHANISM FOR THE CORRECTION OF SCRIVENER'S ERRORS; PROVIDING FOR THE LIBERAL CONSTRUCTION OF THIS ORDINANCE; PROVIDING FOR A REPEALER CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PARKER AS FOLLOWS:

Section 1. Section 7-4 in the Land Development Regulations ("LDR") is hereby amended follows:

Sec. 7-4. PROHIBITED SIGNS

The following signs are prohibited in all areas of the City:

1. Abandoned signs;
2. Any non-governmental sign located within a dedicated City right-of-way, unless approved by the City;
3. Signs placed on motor vehicles or trailers which are parked or located for the primary purpose of displaying such signs, except for taxi-cabs, buses, or motor vehicles operating during the normal course of business.
4. Flashing, fluttering, undulating, swinging, or rotating; except for time and/or temperature signs and governmental signs.
5. Any sign placed or located in such a manner as to obstruct or restrict the sight distance of motor vehicle operators.
6. Off-premises signs.

Section 2. Section 7-10 in the LDR is hereby amended follows:

Sec. 7-10. OFF-PREMISES SIGNS (BILLBOARDS)

~~This Section shall apply to off-premises signs which advertise an activity, business or service not usually conducted on or from the premises upon which the sign is located.~~

7-10.1 Location Restrictions

- ~~1. Off premise signs shall only be allowed adjacent to principal arterial roadways (Tyndall Parkway, Business US 98).~~

~~7-10.2 Size of Signs.~~

- ~~1. On the federal aid highway system (Tyndall Parkway, Business 98), size shall be in accordance with the agreement entered into by the state and the U.S. Secretary of Transportation and shall be pursuant to State regulation.~~
- ~~2. The maximum area for any one sign facing shall be 380.88 (10.7 feet in width, 36 feet in length) square feet inclusive of any border and trim, but excluding the base or apron, supports and other structural members.~~
- ~~3. The maximum size limitations shall apply to each facing of a sign structure and signs may be placed back to back with not more than two (2) displays to each facing.~~

~~7-10.3 Spacing Requirements~~

- ~~1. No outdoor advertising sign may be established within fifteen hundred (1,500) feet of any other outdoor advertising sign, measured on the same side of the same street and facing in the same direction.~~
- ~~2. Governmental and on-premise signs, as well as any other sign which does not constitute an outdoor advertising sign as defined herein shall not be counted nor shall measurements be made from them for the purpose of determining compliance with these spacing requirements.~~
- ~~3. No off premises signs shall exceed a height of fifty (50) feet at its highest point. Such measurement shall be made from the ground level, at the base of the sign supports or from the pavement level of the street to which it faces, whichever is higher. The minimum clearance shall be ten (10) feet from the bottom of the sign face to grade.~~

~~7-10.14 General Restrictions and Limitations~~

- ~~1. Off premises signs shall not be established at any location having principal frontage on any street within three hundred (300) feet of any property which is used for public parks, public schools, church, courthouse, City hall or public museum having principal frontage on the same street.~~
- ~~2. No off premises sign shall be located within ten (10) feet of any street right of way. No portion of any off premises sign may be placed on, or extend over the right-of-way line of any street or highway.~~

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13. No sign shall be constructed which resembles any official marker erected by the City, state, or any governmental agency, or which by reason of position, shape, or color would conflict with the proper functioning of any traffic sign or signal.
 24. All signs shall be constructed in accordance with the prevailing building and electrical code, and as specified in Section 7-123 of this Article.
 35. All signs shall be maintained in good and safe structural condition. The painted portions of outdoor advertising signs shall be periodically repainted and kept in good condition.
 46. No sign or part thereof shall be located on any property without the written consent of the property owner.
 57. The general area in the vicinity of any ground sign on undeveloped property must be kept free and clear of sign materials, weeds, debris, trash and other refuse.

~~7-10.25~~ Electronic Signs

The following regulations and restrictions apply to electronic signs.

1. The static display time for each message is a minimum of six seconds.
2. The time to complete change from one message to the next is a maximum of two seconds.
3. The sign shall have no revolving, flashing, moving, rotating, or similar intermittent lights.
4. The sign shall contain a default design that will freeze the device in one position if a malfunction occurs.
5. All electronically illuminated signs shall have a disconnecting switch located in accordance with the provisions of the National Electrical Code.
6. Electronic signs shall not exceed a maximum illumination of 5,000 nits (candelas per square meter) during daylight hours and a maximum illumination of 500 nits (candelas per square meter) between dusk to dawn as measured from the sign's face at maximum brightness.
7. Any electronic sign adjacent to residential property shall be placed in a manner so as to limit illumination on residential property.

Section 3. Severability. If any section, subsection, sentence, clause, phrase, word or provision of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, whether for substantive, procedural, or any other reason, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions of this Ordinance.

Section 4. Scrivener's Errors. The City Attorney may correct any scrivener's errors found in this Ordinance, without public hearing, by filing a corrected copy of the Ordinance with the Clerk. A scrivener's error may not include an amendment that changes the context or meaning of the Ordinance.

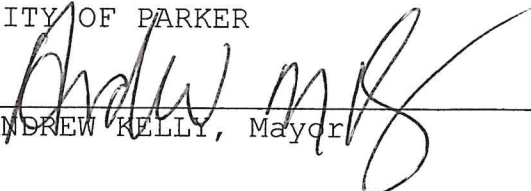
Section 5. Ordinance to be Liberally Construed. This ordinance shall be liberally construed in order to effectively carry out the purposes hereof which are deemed not to adversely affect public health, safety, or welfare.

Section 6. Repeal of Conflicting Ordinances and Resolutions. All other charter provisions, codes, ordinances and resolutions or parts of charter provisions, codes, ordinances and resolutions or portions thereof of the City of Parker in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

Section 7. Effective Date. This Ordinance shall take effect immediately upon its passage.

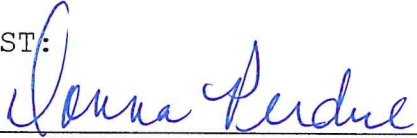
PASSED, APPROVED AND ADOPTED at a meeting of the City Council of the City of Parker, Florida on the ____ day of September, 2024.

CITY OF PARKER



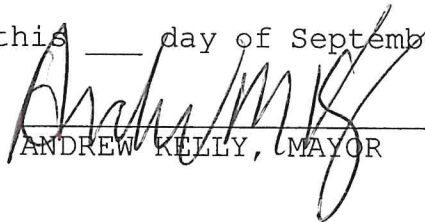
ANDREW KELLY, Mayor

ATTEST:



DONNA PERDUE, Acting City Clerk

Examined and approved by me, this ____ day of September, 2024.



ANDREW KELLY, MAYOR

*In this Ordinance, language added to an existing section is printed in underscored type, and language deleted is printed in ~~struck through type~~.