



City of Delray Beach

100 N.W. 1st Avenue
Delray Beach, FL 33444

Legislation Text

File #: 18-362, **Version:** 1

TO: **Mayor and Commissioners**
FROM: **Timothy R. Stillings, Planning, Zoning and Building Director**
THROUGH: **Mark R. Lauzier, City Manager**
DATE: **June 19, 2018**

ORDINANCE NO. 10-18: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF DELRAY BEACH; BY AMENDING ARTICLE 4.6, "SUPPLEMENTAL DISTRICT REGULATIONS", SECTION 4.6.7, "SIGNS", SUBSECTION (F) "SIGNS REQUIRING PERMITS", SUBSECTION (3) "SPECIAL PURPOSE SIGNS AND SIGNING" TO ADOPT A NEW SECTION TO ALLOW DIGITAL OR ELECTRONIC MESSAGE CENTERS FOR NATIONALLY DESIGNATED HISTORIC SITES IN THE OLD SCHOOL SQUARE HISTORIC ARTS DISTRICT (OSSHAD) ZONING DISTRICT, PROVIDING THAT EACH AND EVERY OTHER SECTION OF 4.6.7 SHALL REMAIN IN FULL AND EFFECT AS PREVIOUSLY ENACTED, PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY, PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES. (FIRST READING)

Recommended Action:

Motion to approve Ordinance No. 10-18 on First Reading for the amendments to Land Development Regulations, as presented.

Background:

The proposal is a City-initiated amendment to Article 4.6 "Supplemental District Regulations", Section 4.6.7 "Signs" to allow digital or electronic message centers for Nationally Designated Historic Sites in the Old School Square Historic Arts District (OSSHAD) Zoning District, pursuant to LDR 2.2.6(D)(6). The proposed amendment provides regulations regarding the following:

- Number of signs: The number of signs shall be limited to one sign for every 250 linear feet of frontage.
- Setback: The digital or electronic message center (sign) shall comply with the setbacks which may be in the front yard pursuant to Section 4.6.7(E)(3) as long as the sight visibility triangle requirements of LDR 4.6.14 have been met.
- Sign size. The sign shall comprise of no more than 50 percent of the overall sign area of the sign structure. The overall sign structure shall not exceed a total of 30 square feet in area per side.
- Sign faces. The sign shall have no more than two sides to the sign.
- Dwell time (time between screen changes): The dwell time is specific in that interval changes in between individual messages shall be at least 30 seconds and be completed instantaneously with no special effects between messages. The images and messages shall be a static display with no portion of the image flashing, scintillate, fade in or out, scroll, twirl, change color, or in any manner imitate movement.
- Screen brightness. The brightness of the digital or electronic message center shall be measured in

foot candles and not exceed 0.3 in relation to ambient light and the sign shall contain a light sensing device to adjust brightness or illuminance as ambient light conditions change.

- Compatibility with site: The sign shall comply with LDR Section 4.5.1(E), Development Standards for historical sites and at no time shall the sign obscure view sheds or the facade of the historic structures on the historic site. The sign will be approved by the Historic Preservation Board (HPB) and will not be permitted waivers or variances.

- Violations. Any violations of the sign regulations will result in the City requiring the owner of the sign to show "full black" image until the sign is brought into compliance. If more than one sign is proposed or any sign in relation to the sign, a Master Sign Program will be required and approved by the HPB Board.

The Downtown Development Agency (DDA) reviewed the item at the May 14, 2018 meeting and voted unanimously in support of the proposed amendment.

The Pineapple Grove Mainstreet Board reviewed the item at the May 30, 2018 meeting and voted unanimously in support of the proposed amendment with the recommendation that a sign be allowed on the Old School Square Park grounds and that only the screen be calculated as the sign structure and the remaining structure be viewed as art.

The Historic Preservation Board (HPB) reviewed the item at the June 6, 2018 meeting. The HPB voted 2-2; no action on the recommendation to the Planning and Zoning Board.

The Planning and Zoning Board reviewed the item at its June 18, 2018 meeting and the comments will be presented to the City Commission on June 19, 2018.

City Attorney Review:

Approved as to form and legal sufficiency.

Timing of Request:

The amendments to the LDRs are required for the electronic message center signs presented as a part of the Old School Square concept plan to be considered for approval and implemented.