

★ **Roll Call Number**

**Agenda Item Number**

47

Date July 23, 2007

WHEREAS, on July 9, 2007, by Roll Call No. 07-1283, it was duly resolved by the City Council that the proposal to amend the Zoning Ordinance to allow a business whose primary street frontage is temporary closed by construction of a public improvement, to have an additional sign up to 100 square feet in size on each frontage for the duration of the street closure, as more fully described in Exhibit "A" attached hereto, be set down for hearing on July 23, 2007, at 5:00 p.m., in the Council Chambers at City Hall; and

WHEREAS, due notice of the hearing was published in the Des Moines Register as provided by law on July 12, 2007; and

WHEREAS, in accordance with the notice, those interested in the proposed amendment, both for and against, have been given opportunity to be heard with respect thereto and have presented their views to the City Council; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa:

That upon consideration of the facts, statements of interested persons and arguments of counsel, the objections to said proposed amendments to the Zoning Ordinance be and the same are hereby overruled, and the hearing closed.

MOVED by \_\_\_\_\_ to adopt and approve, subject to final passage of the enacting ordinance.

FORM APPROVED:

*Roger K. Brown*  
 Roger K. Brown  
 Assistant City Attorney  
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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				

**CERTIFICATE**

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

\_\_\_\_\_  
 City Clerk

MOTION CARRIED

APPROVED

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 Mayor

## Exhibit "A"

Proposed amendment to the Zoning Ordinance to allow a business whose primary street frontage is temporarily closed by construction of a public improvement, to have an additional sign up to 100 square feet in size on each frontage for the duration of the street closure.

Sec. 134-1276. General regulations.

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(i) Signs permitted in all zones. The following designated signs shall be permitted in all zoning districts:

(1) Temporary signs.

- a. Real estate signs. Signs advertising the sale, rental or lease of the premises or part of the premises on which the signs are displayed. One such nonilluminated sign, not to exceed six square feet, shall be permitted on each premises. Such a sign shall not extend higher than four feet above grade level or closer than 20 feet to any property line unless located on the wall of a building. Such signs shall be removed within seven days after the disposition of the premises.
- b. Construction signs. Such signs identifying the architects, engineers, contractors, and other individuals involved in the construction of a building and such signs announcing the character of the building enterprise or the purpose for which the building is intended, but not including product advertising. One such nonilluminated sign, not to exceed 100 square feet, shall be permitted per street frontage. Such sign shall not extend higher than ten feet above grade level or be closer than 20 feet to any property line unless located on the wall of a building, on the premises, or on a protective barricade surrounding the construction. Such signs shall be removed within one week following completion of construction.
- c. Political campaign signs. Such signs announcing candidates seeking public political office or pertinent political issues. Such signs shall be confined to private property and shall be removed within one week following the election to which they pertain.
- d. Street banners. Such signs advertising a public event providing that specific approval is granted under regulations established by the city council.
- e. Seasonal decorations. Such signs pertaining to recognized national holidays and national observances.
- f. Grand opening or special event signs. Subject to having obtained a sign permit for the grand opening or special event signs, any signs, including banners, balloons, posters, pennants, ribbons, streamers, and similar devices, for up to ten consecutive days to announce a grand opening or a special event or up to 30 consecutive days to announce a special event sponsored by a neighborhood association recognized under the city neighborhood recognition program. Only one such permit shall be granted

for each business or recognized neighborhood association in a one-year period.

g. Yard signs. Such signs advertising legal yard sales, open houses or similar temporary events during the time of the event. Such signs shall not exceed six square feet in area, shall not be more than four feet in height, shall be located outside of any vision clearance triangle and shall not be placed within any public right-of-way or upon any other public property.

h. Street closure signs. Subject to obtaining a permit, one non-illuminated or indirectly illuminated sign not to exceed 100 square feet in area per street frontage for any business whose primary street frontage has been temporarily closed to vehicular travel for construction or repair of public improvements. Such sign may be used only for the duration of the road closure and must be removed within two business days after the street is reopened.

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