

★ Roll Call Number

Agenda Item Number

47 A

July 23, 2007

Date

An Ordinance entitled, "AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, as heretofore amended by amending paragraph (i)(1) of Section 134-1276 of 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",

presented.

Moved by _____ that this ordinance be considered and given first vote for passage.

FORM APPROVED:

(First of three required readings)

Roger K. Brown

Roger K. Brown
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				

MOTION CARRIED

APPROVED

Mayor

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

ORDINANCE NO. _____

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, as heretofore amended by amending paragraph (i) (1) of Section 134-1276 of 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.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, amended by Ordinance 13,839 passed July 10, 2000, and Ordinance 13,863 passed September 25, 2000, and Ordinance 13,889 passed November 20, 2000, and Ordinance No. 14,118 passed July 8, 2002, and Ordinance No. 14,125 passed July 22, 2002, and Ordinance No. 14,362 passed July 26, 2004, and Ordinance No. 14,406 passed January 24, 2005, and Ordinance No. 14,453 passed May 23, 2005 is hereby amended by amending paragraph (i) (1) of Section 134-1276 of 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, as follows:

Sec. 134-1276. General regulations.

- (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 non-illuminated 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 non-illuminated 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 thirty 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.

Sec. 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

Roger K Brown
 Roger K. Brown
 Assistant City Attorney