## ORDINANCE SUMMARY

Chapter 11 of the Land Development Regulations (LDR) regulates signage. The County has received complaints from farms that serve the U-Pick Market. Farmers in this market segment have indicated that they are not permitted signage to sufficiently direct customers to their farms. Some farms serving the U-Pick Farms are in locations not generally visible to pass by traffic and can be difficult to find without directional signs.

This ordinance proposes to address this issue through the allowance of temporary off-site signage in conjunction with special events, which are permitted by the Land Development Regulations within the Agricultural Zoning District. Under this section, special event signs area limited to 14 days. Harvesting of a typical U-Pick crop such as blueberries or strawberries can span several weeks.

The specific changes and potential impacts necessary to implement this change are as follows:

- Amend definition of Special Event. The existing definition limits Special Events to not-for-profit events. Fair type events and Agricultural operations have been added to the definition to qualify as a special event.
- 2. **Section Three.** This section deletes the provisions relating to Special Events from all sections so they can be consistently addressed in one new section provided in Section Four.

## 3. Section Four.

- A. Subsections A & B create a provision to allow Special Event Signs in all districts. It also exempts them from being considered an off-premise sign if they are a qualified event.
- B. Subsection C specifies that Special Event signs do not require a permit, but will require notification to the County. This is a no-fee notice to inform the County that an event is occurring and where the signs will be placed, number of signs, date of placement and date of removal. This will allow Code Enforcement to easily distinguish such signs from those not authorized.
- C. Subsection D specifies Special Event Signs shall be removed at the close of the special event which shall not exceed 60 days per event.
- D. Subsection E limits the size and height of the temporary signs. The size was reduced from the currently specified 48SF to 32SF (the size of a sheet of plywood), as the larger signs generally require a building permit. Fences and signs under 6-feet do not require Building Permits.
- **E.** Subsection F would allow up to 10 special event signs at a minimum separation of 500 feet. The number of signs is suggested to be limited to 10. This allowance would work in conjunction with the separation requirement in Subsection F to allow signs for roughly 1/2 mile in either direction along a roadway.
- F. Subsection G specifies that the primary sponsor of the special event may erect portable

should have the ability to say no.

PROVIDING FOR AN EFFECTIVE DATE.

signs and that they may not be placed in locations that would create a visibility hazard.

person or organization sponsoring the event.

**G.** Subsection H specifies that the removal of special event signs is the responsibility of the

H. Subsection I provides for the placement of signs in the right of way (ROW), with a ROW

Utilization Permit. This is currently provided for in the existing ordinance. Such permits

would be issued by Public Works on County maintained roads and by FDOT on state and

federal roads. There are specific guidelines used by Public Works whether to grant such

permits. This ordinance proposes that an additional condition be added to the subsection to

require approval by the adjoining property owner. This is proposed to avoid a situation

where an applicant's special event may conflict with the adjacent property owners business

or similar conflicts. An example would include a Famers Market that sells blueberries, which would likely not want a sign advertising a U-Pick blueberry farm down the road. There is

also the possibility that an adjoining property may not want the sign in that location in front

there home or business, however it is a policy issue as to whether the adjoining property

sections. The notation "\* \* \*" shall mean that all preceding or subsequent text remains unchanged.

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Ver. 11/14/11 AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF LAKE COUNTY, FLORIDA, AMENDING THE LAKE COUNTY CODE, APPENDIX E, LAND DEVELOPMENT **REGULATIONS**; **AMENDING** CHAPTER II. **ENTITLED** "DEFINITIONS", TO AMEND THE DEFINITION OF "SPECIAL EVENT"; AMENDING CHAPTER XI, ENTITLED "SIGNS", SECTION 11.02.00, ENTITLED "PERMITTED SIGNS", TO DELETE EXISTING PROVISIONS RELATING TO SPECIAL EVENT SIGNS AND TO PROVIDE FOR A NEW SECTION 11.02.06 GOVERNING SPECIAL EVENT SIGNS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE LAKE COUNTY CODE; PROVIDING FOR FILING WITH THE DEPARTMENT OF STATE; AND

Changes are shown as follows: Strikethrough for deletions and Underline for additions to existing Code

WHEREAS, Comprehensive Plan Policy I-1.1.8: Adopt Land Development Regulations states that

the County shall adopt Land Development Regulations relating to signage; and WHEREAS, Lake County Code, Appendix E, Land Development Regulations, Chapter XI, entitled "Signs", sets forth standards for the number, size, placement and physical characteristics of signs in Lake

County; and WHEREAS, the Zoning Board, in its capacity as the Local Planning Agency, considered this

ordinance and recommended approval at a properly advertised public hearing on December 7, 2011; and WHEREAS, the Board of County Commissioners (the "Board") desires to amend Chapter XI to

clarify the allowance for temporary signage in conjunction with a Special Event; and

1 2 3	<b>WHEREAS,</b> the Board has determined that amending Chapter XI is in the best interests citizens of Lake County, Florida;					
4 5 6	Florida,	<b>NOW, THEREFORE, BE IT ORDAINED</b> by the Board of County Commissioners of Lake County, Florida, that:				
7 8	<b>SECTION ONE.</b> Recitals. The foregoing recitals are true and correct and incorporated herein reference.					
9 10		SECTION TWO. Amendment. Chapter II of the Land Development Regulations, entitled				
11	"Definiti	ons," is hereby amended to read as follows:				
12		,,				
13		Special Event. Any public or private not for-profit event of limited duration, in which the general				
14		public is invited to participate, that is otherwise unrelated to the primary use of the property.				
15		Circuses, fairs, carnivals, festivals, harvests or other types of special events that are: (1) limited in				
16		duration, (2) intended to, or likely to, attract substantial crowds, and (3) are unlike the customary or				
17		usual activities generally associated with the property where the special event is to be located.				
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19		SECTION THREE. Amendment. Chapter XI of the Land Development Regulations, entitled				
20	"Signs",	Section 11.02.00, entitled "Permitted Signs", is hereby amended to delete the following sections:				
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22		* * *				
23		<b>11.02.01 Residential Districts.</b> The following signs are permitted in residential districts:				
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26		10. Special Events.				
27		A Transport single and weekliking by this Code are required for a company of the five least				
28		A. Temporary signs not prohibited by this Code are permitted for purposes such as: art festivals; bicycle festivals; civic events; Lake County Parade of Homes; Lights of Lake; triathlons; Lake				
29 30		County Fair; carnivals and rodeos, and other special events.				
31		B. A temporary right-of-way utilization permit is required to place special event signs within the				
32		County right of way. A single permit can be issued to cover all signs for one (1) event.				
33		C. Display of temporary signs for special events shall not exceed fourteen (14) days.				
34		D. Special event signs shall not exceed forty-eight (48) square feet.				
35		E. The placement and removal of special event signs shall be the responsibility of the person or				
36		organization sponsoring the event.				
37		F. A permit under this chapter is not required.				
38		G. Portable signs may be used by the primary sponsor of a special event for the purpose of				
39		advertising such special Event.				
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41		* * *				
42		11.02.02 Residential Professional Districts. The following provisions govern signage in				
43	r	residential professional districts:				
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1	8. Special Events.				
2	A. Temporary signs not prohibited by this Code are permitted for purposes such as: art				
3	festivals; bicycle festivals; civic events; Lake County Parade of Homes; Lights of Lake;				
4	Triathlons; Lake County Fair; carnivals and rodeos, and other special events.				
5	B. A temporary right-of-way utilization permit is required to place special event signs within				
6	the County right-of-way. A single permit can be issued to cover all signs for one (1) event.				
7	C. Display of temporary signs for special events shall not exceed fourteen (14) days.				
8	D. Special event signs shall not exceed forty-eight (48) square feet.				
9	E. The placement and removal of special event signs shall be the responsibility of the person				
10	or organization sponsoring the event.				
11	F. A permit under this chapter is not required.				
12	G. Portable signs may be used by the primary sponsor of a special event for the purpose of				
13	advertising such special event.				
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17	11.02.03 Commercial Districts. The following provisions govern signage in commercial districts:				
18	* * *				
19	3. Miscellaneous Commercial Signs.				
20	* * *				
21	D. Special Events.				
22	<ol> <li>Temporary signs not prohibited by this Code are permitted for purposes such as: art</li> </ol>				
23	festivals; bicycle festivals; civic events; Lake County Parade of Homes; Lights of Lake;				
24	triathlons; Lake County Fair; carnivals and rodeos, and other special events.				
25	<ol><li>A temporary right of way utilization permit is required to place special event signs</li></ol>				
26	within the County right-of-way. A single permit can be issued to cover all signs for one				
27	<del>(1) event.</del>				
28	3. Display of temporary signs for special events shall not exceed fourteen (14) days.				
29	<ol> <li>Special event signs shall not exceed forty-eight (48) square feet.</li> </ol>				
30	<ol><li>The placement and removal of special event signs shall be the responsibility of the</li></ol>				
31	person or organization sponsoring the event.				
32	6. A permit under this chapter is not required.				
33	7. Portable signs may be used by the primary sponsor of a special event for the purpose				
34	of advertising such special event.				
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37	11.02.04 Industrial Districts. The following provisions govern Signage in industrial districts:				
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1	8. Special Events.
2	A. Temporary signs not prohibited by this Code are permitted for purposes such as: a
3	festivals; bicycle festivals; civic events; Lake County Parade of Homes; Lights of
4	Lake; triathlons; Lake County Fair; carnivals and rodeos, and other special events.
5	B. A temporary right of way utilization permit is required to place special event signs
6	within the County right of way. A single permit can be issued to cover all signs for
7	one (1) event.
8	C. Display of temporary signs for special events shall not exceed fourteen (14) days.
9	D. Special event signs shall not exceed forty-eight (48) square feet.
10	E. The placement and removal of special event signs shall be the responsibility of the
11	person or organization sponsoring the event.
12	F. A permit under this chapter is not required.
13	G. Portable signs may be used by the primary sponsor of a special event for the
14	purpose of advertising such special event.
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17	11.02.05 Agricultural Districts. The following provisions govern signage in agricultural
18	districts:
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20	2. Special Events.
21	A. Temporary signs not prohibited by this Code are permitted for purposes such as: a
22	festivals; bicycle festivals; civic events; Lake County Parade of Homes; Lights of
23	Lake; triathlons; Lake County Fair; carnivals and rodeos, and other special events.
24	B. A temporary right of way utilization permit is required to place special event signs
25	within the County right of way. A single permit can be issued to cover all signs for
26	one (1) event.
27	C. Display of temporary signs for special events shall not exceed fourteen (14) days.
28	D. Special event signs shall not exceed forty-eight (48) square feet.
29	E. The placement and removal of special event signs shall be the responsibility of the
30	person or organization sponsoring the event.
31	F. A permit under this chapter is not required.
32	G. Portable signs may be used by the primary sponsor of a special event for the
33	purpose of advertising such special event.
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35	***
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37	SECTION FOUR. Amendment. Chapter XI of the Land Development Regulations, entitle
38	"Signs", Section 11.02.06, entitled "Permitted Signs", is hereby amended to create Section 11.02.0
39	"Special Events" relating to Special Event Signs to read as follows::
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## 11.02.06 Special Events. 1 A. Temporary signs not prohibited by this Code are permitted for special events in all districts. 2 B. Temporary signs shall not be considered *off-premise signs* for the purpose of this section. 3 C. A permit under this chapter for the special event sign is not required. However written 4 notice, on the form provided by the County, shall be filed with the County indicating the 5 location of signs and date signs will be erected and removed. 6 D. Display of special event signs may be allowed for the term of the event, not to exceed 60 7 days per event. Special event signs shall be removed within 24 hours of the close of the 8 special event. 9 E. Special event signs shall not exceed thirty-two (32) square feet or six (6) feet in height. 10 F. The number of special event signs shall not exceed ten (10) whether on private property or 11 in the right of way. Signs shall have a minimum separation of 500 feet. 12 G. Portable signs may be used by the primary sponsor of a special event for the purpose of 13 advertising such special event. Such signs shall not be placed so as to create a visibility 14 15 hazard. H. The placement and removal of special event signs shall be the responsibility of the person 16 17 or organization sponsoring the event. A temporary right-of-way utilization permit is required to place special event signs within 18 the County right-of-way. Signs placed in the right-of-way shall require written approval from 19 the property owner adjacent to the location. 20 21 22 23 24 SECTION FIVE. 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 25 jurisdiction, whether for substantive, procedural, or any other reason, such portion shall be deemed a 26 separate, distinct and independent provision, and such holding shall not affect the validity of the remaining 27 28 portions of this ordinance. 29 30 **SECTION SIX.** Inclusion in the Code. It is the intention of the Board and it is hereby provided that the provisions of this ordinance shall be made a part of the Lake County Code: that the sections of this 31 ordinance may be renumbered or relettered to accomplish such intention; and that the word "ordinance" 32 33 may be changed to "section", "article", or other appropriate designation. 34 SECTION SEVEN. Filing with the Department of State. The clerk shall be and is hereby 35 directed forthwith to send a certified copy of this Ordinance to the Secretary of State for the State of Florida. 36 SECTION EIGHT. **Effective Date.** This Ordinance shall become effective as provided for by 37 38 law. 39 40 Enacted this \_\_\_\_\_ day of \_\_\_\_\_\_, 2012. 41 42

1	Filed with the Secretary of State	, 2012.	
2 3 4	Effective	, 2012.	
5 6 7 8 9	ATTEST:	BOARD OF COUNTY COMMISSIONERS OF LAKE COUNTY, FLORIDA	
10	Neil Kelly, County Clerk of		, Chairman
11 12 13 14	of Lake County, Florida	Thisday of	, 2012.
15	Approved as to form and legality:		
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19 20	Sanford Minkoff		
20 21	County Attorney		
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