

Staff Summary

The purpose of this Ordinance is to repeal various sections of Chapter 11.01.00, Lake County Code, Appendix E, Land Development Regulations (“LDR”), regarding Temporary Signs. Additionally, Section 11.01.06 entitled *Exempt Signs*, will be amended to clarify the acreage requirement.

Changes are shown as follows: Strikethrough for deletions and Underline for additions to existing Code sections. The notation “* * *” shall mean that all preceding or subsequent text remains unchanged (excluding any renumbering or relettering that might be needed).

ORDINANCE 2022-__

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF LAKE COUNTY, FLORIDA; REPEALING SECTIONS 11.02.01.C, 11.02.02.E, 11.02.03.C, 11.02.04.F, 11.02.05.B, AND 11.01.07, LAKE COUNTY CODE, APPENDIX E, LAND DEVELOPMENT REGULATIONS, ENTITLED *TEMPORARY SIGNS*; AMENDING SECTION 11.01.04, LAKE COUNTY CODE, APPENDIX E, LAND DEVELOPMENT REGULATIONS, ENTITLED *SIGNS SHALL BE AN ACCESSORY USE*; AMENDING SECTION 11.01.06, LAKE COUNTY CODE, APPENDIX E, LAND DEVELOPMENT REGULATIONS, ENTITLED *EXEMPT SIGNS*; TO CLARIFY THE ACREAGE REQUIREMENT; AMENDING CHAPTER II, LAKE COUNTY CODE, APPENDIX E, ENTITLED *DEFINITIONS*; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR FILING WITH THE DEPARTMENT OF STATE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on October 9, 2018, the Board of County Commissioners (Board) did adopt Ordinance No. 2018-49 for the purposes of exempting certain signs of a temporary nature from the sign regulations; and

WHEREAS, as part of adopting that Ordinance, the Board held multiple workshops to discuss various options for regulating temporary signs, with workshops having been held on February 27, 2018, April 24, 2018, and July 24, 2018; and

WHEREAS, upon adoption of Ordinance No. 2018-49, the provisions contained within Section 11.01.07 of the Land Development Regulations became obsolete; and

WHEREAS, the Board hereby determines that this amendment is in the best interests of the citizens of Lake County, Florida.

NOW THEREFORE, be it ordained by the Board of County Commissioners of Lake County, Florida, as follows:

Section 1. Legal Findings of Fact. The foregoing recitals are hereby adopted as legislative findings of the Board of County Commissioners and are ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon adoption hereof.

1 **Section 2. Repealer.** The following sections shall be repealed in their entirety:

- 2
- 3 • Section 11.01.07, Lake County Code, Appendix E, Land Development Regulations,
- 4 entitled *Temporary Signs*. The section shall be marked as “Reserved.”
- 5 • Section 11.02.01.C, Lake County Code, Appendix E, Land Development Regulations,
- 6 regarding temporary signs in Residential Districts.
- 7 • Section 11.02.02.E, Lake County Code, Appendix E, Land Development Regulations,
- 8 regarding temporary signs in Residential Professional Districts.
- 9 • Section 11.02.03.C.2, Lake County Code, Appendix E, Land Development Regulations,
- 10 regarding temporary signs in Commercial Districts.
- 11 • Section 11.02.04.F, Lake County Code, Appendix E, Land Development Regulations,
- 12 regarding temporary signs in Industrial Districts.
- 13 • Section 11.02.05.B, Lake County Code, Appendix E, Land Development Regulations,
- 14 regarding temporary signs in Agricultural Districts.
- 15
- 16

17 **Section 3. Amendment.** Section 11.01.04, Lake County Code, Appendix E, Land

18 Development Regulations, entitled *Signs shall be an accessory use*, shall be amended to read as

19 follows:

20

21 11.01.04 Signs shall be an accessory use. ~~All~~ Signs, except ~~Temporary Signs or~~ Signs located

22 on a property classified as agricultural by the Lake County Property Appraiser pursuant to Chapter

23 193, Florida Statutes, as amended, shall be an accessory to a permitted use or structure.

24

25 **Section 4. Amendment.** Section 11.01.06, Lake County Code, Appendix E, Land

26 Development Regulations, entitled *Exempt Signs*, shall be amended to read as follows:

27

28 11.01.06 Exempt Signs. The following types of signs are exempt from the permitting

29 requirements of this chapter:

- 30 A. Any Government Sign.
- 31 B. Signs or nameplates that do not exceed two (2) square feet of Sign Copy Area.
- 32 C. Window Signs.
- 33 D. Any Sign carried by a person.
- 34 E. Decorations.
- 35 F. House identification/address numbers.
- 36 G. Farm Sign as defined under Section 604.50, Florida Statutes, as amended.
- 37 H. Signs constructed of cloth, canvas, fabric, paper, plywood, or other light material
- 38 which are not intended or designed for permanent display provided the following
- 39 standards are met:
 - 40 1. ~~For properties or parcels up to and including one acre, For every acre a property~~
 - 41 ~~or parcel has,~~ a single sign less than or equal to sixteen (16) square feet of sign
 - 42 copy area and greater than three (3) square feet of sign copy area, may be
 - 43 displayed on said property or parcel. Properties or parcels exceeding one acre

1 may have one (1) additional sign as described in this subsection for each
2 additional acre. For instance, if a parcel is 1.5 acres, a maximum of two (2) signs
3 would be permitted. The following additional criteria shall apply to signs under
4 this subsection:

- 5 i. Minimum sign separation of two hundred fifty (250) feet.
- 6 ii. Each sign shall be a maximum of six (6) feet in height.
- 7 iii. Electric or illuminated signs are prohibited.
- 8 iv. Each sign shall not obstruct the visibility of a permanent sign.
- 9 v. Each sign shall be located a minimum of twenty (20) feet from the edge of
10 pavement and a minimum of ten (10) feet from side property lines.
- 11 vi. Each sign shall be kept in a good and safe condition and not permitted to
12 deteriorate to a point of decay as evidenced by, but not limited to, corrosion,
13 rust, peeling paint, etc.
- 14 2. For parcels or lots that front on a four (4) or more lane roadway, a single sign
15 less than or equal to thirty-two (32) square feet of sign copy area and greater
16 than three (3) square feet of sign copy area, may be displayed on said property
17 or parcel. The following criteria shall apply:
 - 18 i. Minimum sign separation of two hundred fifty (250) feet.
 - 19 ii. Each sign shall be a maximum of six (6) feet in height.
 - 20 iii. Electric or illuminated signs are prohibited.
 - 21 iv. Each sign shall not obstruct the visibility of a permanent sign.
 - 22 v. Each sign shall be located a minimum of twenty (20) feet from the edge of
23 pavement and a minimum of ten (10) feet from side property lines.
 - 24 vi. Each sign shall be kept in a good and safe condition and not permitted to
25 deteriorate to a point of decay as evidenced by, but not limited to, corrosion,
26 rust, peeling paint, etc.
- 27 3. For any sign less than or equal to three (3) square feet of Sign Copy Area in size
28 the following criteria shall apply:
 - 29 i. Each sign shall be a maximum of six (6) feet in height.
 - 30 ii. Electric or illuminated signs are prohibited.
 - 31 iii. Signs are prohibited on vacant property unless associated with a temporary
32 vendor's permit.
 - 33 iv. Each sign cannot obstruct the visibility of a permanent sign.
 - 34 v. Each sign shall be located a minimum of twenty (20) feet from the edge of
35 pavement and a minimum of ten (10) feet from side property lines.
 - 36 vi. Each sign shall be kept in a good and safe condition and not permitted to
37 deteriorate to a point of decay as evidenced by, but not limited to, corrosion,
38 rust, peeling paint, etc.

1 **Section 5. Amendment.** Chapter II, Lake County Code, Appendix E, Land
2 Development Regulations, is amended to delete the definition of *Temporary Sign*. All other
3 definitions shall remain unchanged.
4

5 **Section 6. Inclusion in the Code.** It is the intent of the Board of County
6 Commissioners that the provisions of this Ordinance shall become and be made a part of the Lake
7 County Code and that the sections of this Ordinance may be renumbered or relettered and the word
8 "ordinance" may be changed to "section," "article," or such other appropriate word or phrase in
9 order to accomplish such intentions.
10

11 **Section 7. Severability.** If any section, sentence, clause, or phrase or word of
12 this Ordinance is for any reason held or declared to be invalid, unconstitutional, inoperative or
13 void by any court of competent jurisdiction, then said holding shall in no way affect the validity
14 of the remaining portion of this Ordinance; and it shall be construed to have been the
15 Commissioners' intent to pass this Ordinance without such unconstitutional, invalid or inoperative
16 part therein; and the remainder of this Ordinance, after the exclusion of such part or parts shall be
17 deemed and held to be valid, as if such parts had not been included herein; or if this Ordinance or
18 any provisions thereof shall be held inapplicable to any person, groups of persons, property, kind
19 of property, circumstances or set of circumstances, such holding shall not affect the applicability
20 thereof to any other person, property or circumstances.
21

22 **Section 8. Filing with the Department of State.** The Clerk shall be and is
23 hereby directed forthwith to send an electronic copy of this Ordinance to the Secretary of State for
24 the State of Florida in accordance with Section 125.66, Florida Statutes.
25

26 **Section 9. Effective Date.** This ordinance shall become effective as provided for by
27 law.
28

29 ENACTED this day of _____ day of _____, 2022.
30

31 FILED with the Secretary of State the ____ day of _____, 2022.
32
33

34 ATTEST:

BOARD OF COUNTY COMMISSIONERS
OF LAKE COUNTY, FLORIDA

35
36
37
38 _____
39 Gary J. Cooney, Clerk
40 Board of County Commissioners of
41 Lake County, Florida
42

38 _____
39 Sean M. Parks, Chairman
40
41 This ____ day of _____, 2022.
42

43
44 Approved as to form and legality:
45
46 _____
47 Melanie Marsh, County Attorney