

ORDINANCE NO. 1497

CITY OF BURNSVILLE, MINNESOTA

AN ORDINANCE AMENDING TITLE 10, ZONING, CHAPTER 30 SIGNS RELATED TO DEFINITIONS, TEMPORARY SIGNS, ALLOWABLE AND PROHIBITED SIGNS, FREESTANDING SIGNS ALLOWED BY PERMIT, AND BANNER SIGNS FOR CONDOMINIUMS

CASE FILE NO. DEV2019-0022

THE CITY COUNCIL OF THE CITY OF BURNSVILLE, MINNESOTA ORDAINS AS FOLLOWS:

Section 1. Title 10, Chapter 30: SIGNS, Section 2: DEFINITIONS of the Burnsville City Code is hereby amended by adding the underlined language and deleting the ~~strike through~~ language as follows:

FREESTANDING SIGN: A self-supported sign placed on or in the ground and not affixed to any part of any structure. Any sign supported by structures or supports that are permanently anchored in the ground and that are independent from any building or structure.

PERMANENT SIGN: A sign that is not temporary and is affixed or attached to a building, ground or a structure whose intended use and duration appears to be indefinite. Which cannot be removed without special handling.

TEMPORARY BANNER SIGN: A sign that is designed to be installed for a limited duration subject to the standards outlined in 10-30-4(B) of this title that is attached to a building wall or fence that could be used to identify commercial or non-commercial speech.

TEMPORARY FREESTANDING SIGN: A self-supported sign which is placed in or on the ground and not affixed to any part of any structure and that is designed to be installed for a limited duration subject to the standards outlined in 10-30-4(C) of this title and could be used to identify commercial or non-commercial speech.

TEMPORARY SIGN: Any sign which is designed to be erected or displayed for a limited duration subject to the standards outlined in 10-30-4 of this title~~specific period of time~~, and is not of a permanent nature. Any sign in which the duration of installation is in accordance with a special event is subject to the requirements of Title 3, Chapter 32 of this Code.

TRANSIENT MERCHANT SIGN: A sign that is accessory to any person, firm, or corporation who obtained a transient merchant license per ~~¶~~Title 3, eChapter 20 of this Code to engage temporarily in the business of selling and delivery of goods, wares, or merchandise within the City, and who in furtherance of such purpose, hires, leases, uses, or occupies any vacant lot, parking lot, motor vehicle, or trailer.

~~VEHICLE SALES SIGN: A sign painted or applied to the window of a vehicle.~~

Section 2. Title 10, Chapter 30: SIGNS, Section 3: GENERAL PROVISIONS Subsection (D) is hereby amended by adding the underlined language as follows:

(D) Location: No sign shall be erected, placed or maintained on, fences, trees, power and light poles or the supports thereof, except as allowed at special events or as a temporary banner. Signs on rocks shall be allowed if they use metal letters and numbers or the commercial message is etched into the surface of the rock.

Section 3. Title 10, Chapter 30: SIGNS, Section 4 ALLOWABLE AND PROHIBITED SIGNS Subsection (A) Allowable Signs is hereby amended by adding the underlined language and deleting the ~~strikethrough~~ language as follows:

~~7. Vehicle Sales Signs: Shall be limited to vehicles on display in approved open sales lots. The letter height shall not exceed twelve inches (12"). (Ord. 1232, 4-5-2011; amd. Ord. 1485, 4-16-2019)~~

~~8.7.~~ Sandwich Board Signs: Sandwich board signs may be no more than three feet (3') in width and four feet (4') in height and must be located within twenty feet (20') of the main entrance to the business they advertise. Sandwich board signs must be placed upon private property, leaving a minimum of four feet (4') of clearance for pedestrian access. Sandwich board signs may not be placed upon the public sidewalk. Sandwich board signs may be used only during business hours and must be removed daily. (Ord. 1485, 4-16-2019)

~~9.8.~~ Original Art Murals: Original art murals. (Ord. 1457, 6-5-2018; amd. Ord. 1485, 4-16-2019)

~~10.9.~~ Non-Commercial Signs: Non-commercial signs. (Ord. 1447, 1-16-2018; amd. Ord. 1485, 4-16-2019)

Section 4. Title 10, Chapter 30: SIGNS, Section 4 ALLOWABLE AND PROHIBITED SIGNS Subsection (B) Allowable Temporary Banners is hereby amended by adding the underlined language and deleting the ~~strikethrough~~ language to #1, #2, and #7 as follows:

1. A permit is required and shall be valid for ninety (90) days. A maximum of two (2) permits are allowed per year. One permit is allowed per street frontage per property or in the case of a multi-tenant property one permit per tenant.

2. Temporary banner signs shall be securely attached to the building or fence in such a manner that no portion of the sign will be allowed to blow around freely in the wind. Temporary banner signs shall not cover or block ingress or egress from any door, window or fire escape. Shall not be located in required yards.

7. Special event banners that are subject to the requirements of ~~¶~~Title 3, ~~e~~Chapter 32 of this Code are exempt from these requirements.

Section 5. Title 10, Chapter 30: SIGNS, Section 4 ALLOWABLE AND PROHIBITED SIGNS Subsection (C) Temporary Freestanding Signs is hereby amended by adding the underlined language and deleting the ~~strike through~~ language to #1 and #6 as follows:

1. A permit is required and shall be valid for ninety (90) consecutive days. A permit may be renewed once every ninety (90) days. A maximum of two (2) permits are allowed per year. One permit is allowed per property or in the case of a multi-tenant property one permit per tenant.

6. Special event signs that are subject to the requirements of ~~¶~~Title 3, ~~e~~Chapter 32 of this Code are exempt from these requirements.

Section 6. Title 10, Chapter 30: SIGNS, Section 8 FREESTANDING SIGNS ALLOWED BY PERMIT is hereby amended by adding the underlined language as follows:

10-30-8: PERMANENT FREESTANDING SIGNS ALLOWED BY PERMIT:

Section 7. Title 10, Chapter 30: SIGNS, Section 8 FREESTANDING SIGNS ALLOWED BY PERMIT Subsection (N) Drive-Through Signs is hereby amended by adding the underlined language as follows:

5. One additional sign per approved drive-through service lane may be allowed provided the sign shall not exceed twenty four (24) square feet in area.

Section 8. Title 10, Chapter 30: SIGNS is hereby amended by deleting the ~~strike through~~ language as follows:

~~10-30-18: BANNER SIGNS FOR CONDOMINIUMS:~~

~~(A) Temporary Display Of Condo For Sale Banners: Condo for sale banners may be displayed as follows:~~

~~1. Banners may be displayed from February 1 through October 31.~~

~~2. A sign permit is required from the Building Inspection Department for each month or portion thereof the sign is displayed.~~

~~3. No more than one banner shall be allowed for each condominium building up to one hundred fifty (150) square feet displayed on one side of one building except that if the building is on a street corner, then one banner up to one hundred (100) square feet may be displayed on each side of the building facing the street corner.~~

~~4. Banners shall not be placed above the roofline of the building.~~

~~5. Banners shall not be placed on poles or other devices and located on the ground.~~

~~6. All banners shall be maintained such that they do not become ripped, torn, defaced, loose, or unsecured. (Ord. 1196, 4-6-2010)~~

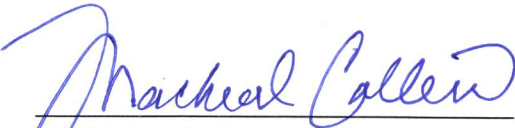
Section 9. This ordinance shall be effective immediately upon its passage and publication according to law.

PASSED AND DULY ADOPTED THIS 8th day of October, 2019 by the City Council of the City of Burnsville.



Elizabeth B. Kautz, Mayor

ATTEST:



Macheal Collins, City Clerk