

# ZONING

## *144 Attachment 1*

### **Town of Elma**

#### **Attachment A**

#### **C-3 Transit Road LED Message Board District**

#### **PROPOSED: C-3 TRANSIT ROAD LED MESSAGE BOARD DISTRICT**

#### **1. Electronic Message Display Board - General Operations**

\* Electronic message centers shall be equipped with an operational, automatic dimming photocell, which automatically adjusts the display's brightness based on ambient light \* conditions. The brightness level shall not increase by more than 0.3-foot candles (or 3.23 lumens per square meter or lux) (over ambient levels) as measured using a foot candle meter at a pre-set distance.

\* Ambient light refers to the overall existing (present) illumination level in a particular location before additional lighting is introduced. It generally means natural light in an outdoor setting but may include certain sources of artificial illumination such as street pole lighting.

#### **2. Electronic Message Brightness Calibration & Limitations**

Brightness measurement process for electronic message centers shall be as follows:

- a) At least 30 minutes past sunset, use a foot candle meter to record the ambient light reading for the area. This is done while the electronic message center is off or displaying all black copy.
- b) The reading shall be taken with the meter aimed directly at the electronic message center at the appropriate pre-set distance.
- c) Measurement distance criteria - Signs to be measured 100 feet from source.
- d) Turn on the electronic message center to full white copy and take another reading.
- e) If the difference between the readings is 0.3-foot candles or less, the sign brightness is properly adjusted.
- f) The sign may be on 24/7 with dimming at night (dusk); minimum 20% reduction in brightness from sunrise to sunset.

#### **3. Electronic Message Standards & Limitations:**

Electronic Message Display Boards shall be maintained to conform to the following standards:

- a) Message center signs may only be included as a part of a permitted freestanding sign and not on walls or within windows.
- b) The area of the sign containing the LED display shall not exceed 60 square feet of the allowable area for such freestanding sign.

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- c) Changeable message signs may change no more often than once per 15 seconds.
- d) When changing messages, the message must change instantly and may not include any phasing, rolling, scrolling, flashing, or blending of messages.
- e) Streaming of information or video animation is not permitted.
- f) While being displayed, the message shall remain fixed with no flashing, phasing, rolling, scrolling, or blending of information.
- g) Actual message display text must be limited to three colors per message. This does not apply to the background and non-text display.
- h) There shall be no limitation regarding use of fonts for message text.
- i) Setbacks from a residential property line (containing a residential dwelling) shall be 75 feet.
- j) Billboards are treated the same as signs for LED guidelines.
- k) No more than one sign per entity/per lot.

#### **4. Nonconforming LED sign:**

\* Existing LED message center signs established prior to the adoption and approval of this may continue as lawful nonconforming accessory uses.

\* Upon termination of the existing business use permit the new LED message center sign guidelines must go into effect.

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**FLOODPLAIN DEVELOPMENT PERMIT APPLICATION**

This form is to be filled out in duplicate.

**SECTION 1: GENERAL PROVISIONS (APPLICANT to read and sign):**

1. No work may start until a permit is issued.
2. The permit may be revoked if any false statements are made herein.
3. If revoked, all work must cease until permit is re-issued.
4. Development shall not be used or occupied until a Certificate of Compliance is issued.
5. The permit is invalid if no work is commenced within six months of issuance, and expires two years from date of issuance.
6. Applicant is hereby informed that other permits may be required to fulfill local, state and federal regulatory requirements.
7. Applicant hereby gives consent to the Local Administrator or his/her representative to make reasonable inspections required to verify compliance.
8. I, THE APPLICANT, CERTIFY THAT ALL STATEMENTS HEREIN AND IN ATTACHMENTS TO THIS APPLICATION ARE, TO THE BEST OF MY KNOWLEDGE, TRUE AND ACCURATE.

(APPLICANT'S SIGNATURE) \_\_\_\_\_ DATE \_\_\_\_\_

**SECTION 2: PROPOSED DEVELOPMENT (To be completed by APPLICANT)**

NAME	ADDRESS	TELEPHONE
APPLICANT		
BUILDER		
ENGINEER		

**PROJECT LOCATION:**

To avoid delay in processing the application, please provide enough information to easily identify the project location. Provide the street address, lot number or legal description (attach) and, outside urban areas, the distance to the nearest intersecting road or well-known landmark. A map attached to this application, and a sketch showing the project layout would be helpful.

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DESCRIPTION OF WORK (Check all applicable boxes):

A. STRUCTURAL DEVELOPMENT

<u>ACTIVITY</u>	<u>STRUCTURE TYPE</u>
<input type="checkbox"/> New Structure	<input type="checkbox"/> Residential (1-4 Family)
<input type="checkbox"/> Addition	<input type="checkbox"/> Residential (More than 4 Family)
<input type="checkbox"/> Alteration	<input type="checkbox"/> Non-residential (Floodproofing? <input type="checkbox"/> Yes)
<input type="checkbox"/> Relocation	<input type="checkbox"/> Combined Use (Residential & Commercial)
<input type="checkbox"/> Demolition	<input type="checkbox"/> Manufactured (Mobile) Home
<input type="checkbox"/> Replacement	(In Manufactured Home Park? <input type="checkbox"/> Yes <input type="checkbox"/> No)

ESTIMATED COST OF PROJECT \$ \_\_\_\_\_

B. OTHER DEVELOPMENT ACTIVITIES:

- Fill  Mining  Drilling  Grading
- Excavation (Except for Structural Development Checked Above)
- Watercourse Alteration (Including Dredging and Channel Modifications)
- Drainage Improvements (Including Culvert Work), Stormwater Control Structures or Ponds
- Road, Street or Bridge Construction
- Subdivision (New or Expansion)
- Individual Water or Sewer System
- Other (Please Specify) \_\_\_\_\_

After completing SECTION 2, APPLICANT should submit form to Local Administrator for review.

**SECTION 3: FLOODPLAIN DETERMINATION** (To be completed by **LOCAL ADMINISTRATOR**)

The proposed development is located on FIRM Panel No. \_\_\_\_\_, Dated \_\_\_\_\_

The Proposed Development:

- The proposed development is reasonably safe from flooding. Entire property is in Zone B, C or X.
- The proposed development is in adjacent to a flood prone area.  
100-Year flood elevation at the site is:  
\_\_\_\_\_ Ft.  NGVD 1929/  NAVD 1988 (MSL)  
 Unavailable
- See Section 4 for additional instructions for development that is or may be in a flood prone area.

SIGNED \_\_\_\_\_ DATE \_\_\_\_\_

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**SECTION 4: ADDITIONAL INFORMATION REQUIRED (To be completed by LOCAL ADMINISTRATOR)**

The applicant must submit the documents checked below before the application can be processed:

- A site plan showing the location of all existing structures, water bodies, adjacent roads, lot dimensions and proposed development.
- Development plans and specifications, drawn to scale, including where applicable: details for anchoring structures, proposed elevation of lowest floor (including basement), types of water resistant materials used below the first floor, details of floodproofing of utilities located below the first floor, details of enclosures below the first floor, openings in foundation for entry and exit of floodwaters.
- Other \_\_\_\_\_
- Elevation Certificate
- Subdivision or other development plans (If the subdivision or other development exceeds 50 lots or five acres, whichever is the lesser, the applicant must provide one-hundred-year flood elevations if they are not otherwise available).
- Plans showing the watercourse location, proposed relocations, Floodway location.
- Topographic information showing existing and proposed grades, location of all proposed fill.
- Top of new fill elevation \_\_\_\_\_Ft.  NGVD 1929/  NAVD 1988 (MSL)
- PE Certification of Soil Compaction
- Floodproofing protection level (non-residential only) \_\_\_\_\_  NGVD 1929/  NAVD 1988 (MSL) For floodproofed structures, applicant must attach certification from registered engineer or architect.
- Other: \_\_\_\_\_

**SECTION 5: PERMIT DETERMINATION (To be completed by LOCAL ADMINISTRATOR)**

I have determined that the proposed activity: A.  Is  
B.  Is not  
in conformance with provisions of Local Law # \_\_\_\_\_, (yr) \_\_\_\_\_. This permit is hereby issued subject to the conditions attached to and made part of this permit.

SIGNED \_\_\_\_\_ DATE \_\_\_\_\_

If BOX A is checked, the Local Administrator may issue a Development Permit upon payment of designated fee.  
If BOX B is checked, the Local Administrator will provide a written summary of deficiencies. Applicant may revise and resubmit an application to the Local Administrator or may request a hearing from the Board of Appeals.

Expiration Date: \_\_\_\_\_

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APPEALS: Appealed to Board of Appeals?  Yes  No  
Hearing date: \_\_\_\_\_  
Appeals Board Decision — Approved?  Yes  No

Conditions: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**SECTION 6: AS-BUILT ELEVATIONS** (To be submitted by **APPLICANT** before Certificate of Compliance is issued)

The following information must be provided for project structures. This section must be completed by a registered professional engineer or a licensed land surveyor (or attach a certification to this application). Complete 1 or 2 below.

1. Actual (As-Built) Elevation of the top of the lowest floor, including basement (in Coastal High Hazard Areas, bottom of lowest structural member of the lowest floor, excluding piling and columns) is: \_\_\_\_\_ Ft.  NGVD 1929/  NAVD 1988 (MSL).  
**Attach Elevation Certificate FEMA Form 81-31**
2. Actual (As-Built) Elevation of floodproofing protection is \_\_\_\_\_ Ft.  NGVD 1929/  NAVD 1988 (MSL).  
**Attach Floodproofing Certificate FEMA Form 81-65**

NOTE: Any work performed prior to submittal of the above information is at the risk of the Applicant.

**SECTION 7: COMPLIANCE ACTION** (To be completed by **LOCAL ADMINISTRATOR**)

The **LOCAL ADMINISTRATOR** will complete this section as applicable based on inspection of the project to ensure compliance with the community's local law for flood damage prevention.

INSPECTIONS:	DATE _____	BY _____	DEFICIENCIES? <input type="checkbox"/> YES <input type="checkbox"/> NO
	DATE _____	BY _____	DEFICIENCIES? <input type="checkbox"/> YES <input type="checkbox"/> NO
	DATE _____	BY _____	DEFICIENCIES? <input type="checkbox"/> YES <input type="checkbox"/> NO

**SECTION 8: CERTIFICATE OF COMPLIANCE** (To be completed by **LOCAL ADMINISTRATOR**)

Certificate of Compliance issued: DATE: \_\_\_\_\_

BY \_\_\_\_\_