

City of Hastings
COUNTY OF BARRY, STATE OF MICHIGAN

ORDINANCE NO. 624

AN ORDINANCE TO AMEND CHAPTER 90 OF THE HASTINGS CODE OF 1970, AS AMENDED, BY AMENDING THE FOLLOWING: ARTICLE 90 – XI - SIGNS, SECTION 90-961, SECTION 90-963, SECTION 90-967 (E) AND, SECTION 90-973 (A) (5).

THE CITY OF HASTINGS ORDAINS:

SECTION I.

Chapter 90 is hereby amended by amending Article 90-XI - SIGNS, Section 90-961 - Section 90-963, Section 90-967 (e), and Section 90-973 (a) (5). Amended text in **BOLD**.

Sec 90-961 Definitions

Temporary sign means a sign installed **intended to be displayed** for a limited period of time, ~~Temporary signs are categorized as follows:~~ **and which is not permanently attached to a building wall or to the ground.**

(relocate the following 'temporary sign' definitions within Section 90-961 in alphabetical order)

Banner sign, flag sign and flutter flag sign mean a **temporary** sign of fabric, plastic, or other non-rigid material without an enclosing structural framework which may or may not be attached to a pole, building or structure.

Balloon signs means a **temporary sign consisting of an envelope inflated with pressurized or heated air, or a light-than-air gas. Unlike inflatable signs, balloon signs can be suspended in midair, independent of any structure other than that which keeps the device from floating away.**

Inflatable sign means a **temporary sign consisting of flexible material that takes on a three-dimensional shape when filled with air/gas and is commonly used to draw attention to a site.**

Pennant sign means ~~a flag or cloth that tapers to a point~~ **any geometric shaped cloth, fabric or other lightweight material normally fastened to a stringer and which is secured or tethered so as to allow movement of the sign by the atmosphere.**

Portable sign means a ~~type of~~ temporary sign that is not permanent and ~~not~~ or affixed to a building or structure and by its nature may be or is intended to be easily moved from one

location to another such as a ~~sidewalk sign~~ and sign supported on a metal chassis and may include copy that can be changed manually through the use of attachable characters.

Post sign means a **temporary sign** constructed of unbendable materials firmly attached to one or more wood, metal, plastic or other rigid posts or supports placed into the ground without permanent footings.

Sidewalk sign means a **temporary** A-frame sign which is portable and designed to be placed on the sidewalk in front of the use which the sign advertises.

Streamers means a long, narrow strip of material used as a decoration or symbol.

Wire frame sign means a temporary sign made of corrugated plastic, vinyl, cardboard, poster board or similar material which is supported by or attached to a metal frame.

Sec 90-963 Signs Exempted

The following signs shall be exempted from the provisions of this article, except for the regulations of section 90-966:

- a) **Permanent** signs which are 1.5 square feet or less in area.
- b) Directional, traffic warning and identification signs erected by a government agency when located within the street right-of-way.
- c) Flags of any nation, state, city, township, government, or government authorized agency.

Sec 90-967 Sign Regulations Applicable to All Districts

- e) Temporary signs are allowed in all zoning districts subject to the following regulations:
 1. Temporary signs, including signs held by a person, shall be located outside of the public right-of-way and shall not hamper the visibility of a driver on or off the site.
 2. Temporary signs shall not be illuminated in any fashion.
 3. Temporary signs shall be anchored in a safe and secure manner. The anchoring of temporary signs by tying or attaching weighted objects (such as cinder blocks or tires) is prohibited.
 4. A temporary sign shall be located a minimum of five feet from the edge of any road or street right-of-way or public or private sidewalk, ~~except for sidewalk signs as regulated herein.~~
 5. A temporary sign shall not be displayed if it is torn, bent, faded, not upright, unreadable or otherwise unsightly.
 6. Prohibited temporary signs. The following types of temporary signs are prohibited:
 - a. Searchlights, laser lights, strobe lights, and lights of a similar nature.
 7. Temporary signs shall meet the following dimensional requirements ~~or as allowed by the zoning district,~~ **except as regulated herein.**
 - a. Wire frame signs: Each sign shall not exceed four square feet in area and 30 inches in height.

- b. Post signs: Each sign shall not exceed eight square feet in area and four feet in height.
- c. Banner, flag and flutter flags shall not exceed 20 square feet in size and eight feet in height.
- d. Portable signs shall not exceed 32 square feet in area.

Sec 90-973 Signs In The B-1, B-2, B-3, B-4 And B-6 Districts

a) Only the following signs are permitted in the B-1, B-2, B-3, B-4 and B-6 districts:

5. *Temporary signs.* The following temporary signs shall be permitted subject to the dimensional requirements in section 90-967 or as allowed herein:

- a. Banner **sign**, flag **sign**, or flutter flag **sign**. No more than four banner, flag or flutter flag **signs** shall be permitted per parcel. Banner, flag and flutter flag signs may be displayed indefinitely provided they are properly maintained and shall be removed if they become torn, faded, unreadable or otherwise unsightly.
- b. **Balloon sign or inflatable sign. One balloon sign or inflatable sign shall be permitted per parcel.**
- c. Pennant **sign** or streamers. No more than four pennant **signs** or streamers per parcel shall be permitted **per parcel. Pennant signs and streamers may be displayed indefinitely** provided they are properly maintained and shall be removed if they become torn, faded, unreadable or otherwise unsightly.
- d. Portable sign. One portable sign shall be permitted **per parcel** for any 30 days within a period of 120 days; but the sign shall not be **located** closer than five feet to the front street right-of-way line nor closer than 20 feet to any curb, rear lot line, side lot line or intersection of street right-of-way **lines**. ~~If the sign is illuminated, there shall be an electrical outlet installed in accordance with the electrical codes for the city and state within five feet of the sign.~~ The sign permit shall designate the 30 days in the 120-day period, as requested on the application for a sign permit
- e. Post sign. One post sign shall be permitted per parcel **and shall** not to exceed 32 square feet in area and six feet in height.
- f. **Sidewalk sign. One sidewalk sign per storefront is permitted in the B-1 District and shall not occupy more than nine square feet of sidewalk nor exceed four feet in height. Sidewalk signs shall be subject to the following regulations:**
 - 1) **May be displayed only during hours a business is open.**
 - 2) **Must be placed in front of the storefront holding the permit for the sign.**
 - 3) **Shall be located a minimum of two feet from the curb and allow 5 feet of unobstructed sidewalk.**
 - 4) **Shall be placed 20 feet from each other.**
 - 5) **Shall not be placed on snowbanks.**
 - 6) **Shall be weatherproof and sturdy enough to withstand typical winds without flipping over.**

7) Loose paper faces are prohibited.

- g. Wire frame sign. No more than four wire frame signs shall be permitted per parcel.

SECTION II.

If any article, section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.


SECTION III.

This ordinance shall become effective upon its adoption and publication as provided by City Charter.

Moved by McLean, with support by Resseguie, that Ordinance No. 624 be adopted as read.

YEAS: Barlow, Bowers, Brehm, Jarvis, McLean, Nesbitt, Resseguie, and Tossava.
NAYS: None.
ABSENT: None.

Adoption Date: June 24, 2024
Effective Date: June 28, 2024
First Reading: June 10, 2024
Second Reading: June 24, 2024

CITY OF HASTINGS

By: Amy Hubbell
Deputy City Clerk

CERTIFICATE

The undersigned, being the duly qualified and acting Clerk of the City of Hastings, Michigan, does hereby certify that the foregoing is a true and complete copy of an Ordinance adopted by the City Council of the City of Hastings, at a regular meeting of the City Council on the 24 day of June 2024, at which meeting a quorum was present and remained throughout, and that the original of said Ordinance is on file in the records of the City of Hastings. I further certify that the meeting was conducted, and public notice was given pursuant to and in compliance with Act No. 267, Public Acts of Michigan of 1976, as amended, and that minutes were kept and will be or have been made available as required thereby.

Dated: June 25, 2024


Amy Hubbell
Deputy City Clerk