

CITY OF LYNNWOOD

ORDINANCE NO. 1607

AN ORDINANCE AMENDING TITLE 20 OF THE LYNNWOOD MUNICIPAL CODE BY AMENDING CERTAIN DEFINITIONS AND DEVELOPMENT STANDARDS CONCERNING THE REGULATION OF SIGNAGE

WHEREAS, after proper notice, due hearing was held by the City Planning Commission to consider an amendment to the official text of the Municipal Code of the City of Lynnwood; and

WHEREAS, after due deliberation, the City Planning Commission recommended to the City Council that such amendment was desirable; and

WHEREAS, the City Council duly considered the Planning Commission recommendation of such amendment; and

WHEREAS, upon motion duly made the City Council of the City of Lynnwood has determined to amend the official text of the Municipal Code of the City of Lynnwood;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LYNNWOOD DO ORDAIN AS FOLLOWS:

SECTION 1. That Section 20.02.665 of the Lynnwood Municipal Code, which reads as follows, to wit:

20.02.665 SIGN, ADVERTISING

"Advertising sign" means a structure or portion thereof that is intended for advertising purposes or on which letters, figures or pictorial matter are, or are intended to be, displayed for advertising purposes other than the name, occupation and/or nature of the enterprise conducted on the premises. This definition shall not be held to include a real estate sign advertising the sale or rent of the property upon which it stands.

IS HEREBY REPEALED, REVISED AND AMENDED TO READ AS FOLLOWS:

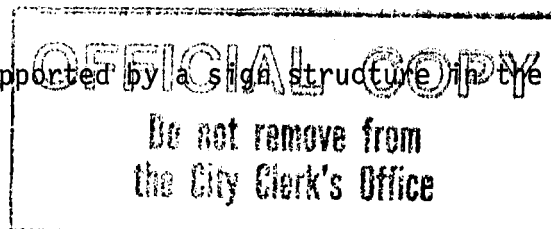
20.02.665 SIGN, ADVERTISING

"Advertising sign" means any sign, structure or device that is intended for advertising purposes or on which letters, figures or pictorial matter are, or are intended to be, displayed for advertising purposes other than identifying the premises on which the sign is located or the occupant of said premises, or signs related to goods or services manufactured, produced or available on such premises. This definition shall not be held to include a real estate sign advertising the sale or rental of the property upon which it stands.

SECTION 2. That Section 20.02.672 of the Lynnwood Municipal Code which reads as follows, to wit:

20.02.672 SIGN, FREESTANDING

"Freestanding sign" means a sign wholly supported by a sign structure in the ground.



Ordinance Amending Title 20 (Signage)
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IS HEREBY REPEALED, REVISED AND AMENDED TO READ AS FOLLOWS:

20.02.672 SIGN, FREESTANDING

"Freestanding sign" means a business sign wholly supported by a sign structure in the ground.

SECTION 3. That Section 20.02.673 of the Lynnwood Municipal Code which reads as follows, to wit:

20.02.673 SIGN, GROUND

"Ground sign" means a freestanding sign which is not more than 3-1/2 feet in height and not more than 25 square feet in area, per side.

IS HEREBY REPEALED, REVISED AND AMENDED TO READ AS FOLLOWS:

20.02.673 SIGN, GROUND

"Ground sign" means a freestanding business sign which is not more than 3-1/2 feet in height and not more than 25 square feet in area, per side.

SECTION 4. That Section 20.02.676 of the Lynnwood Municipal Code which reads as follows, to wit:

20.02.676 SIGN, MARQUEE

"Marquee sign" means a sign placed on, constructed in or attached to a marquee.

IS HEREBY REPEALED, REVISED AND AMENDED TO READ AS FOLLOWS:

20.02.676 SIGN, MARQUEE

"Marquee sign" means a business sign placed on, constructed in or attached to a marquee.

SECTION 5. That Section 20.02.677 of the Lynnwood Municipal Code which reads as follows, to wit:

20.02.677 SIGN, POLE

"Pole sign" means any freestanding sign which does not meet the definition of a ground sign.

IS HEREBY REPEALED, REVISED AND AMENDED TO READ AS FOLLOWS:

20.02.677 SIGN, POLE

"Pole sign" means any freestanding business sign which does not meet the definition of a ground sign.

SECTION 6. That Section 20.02.678 of the Lynnwood Municipal Code which reads as follows, to wit:

20.02.678 SIGN, PROJECTING

"Projecting sign" means a sign other than a wall sign which projects from and is supported by a wall of a building or structure.

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Ordinance Amending Title 20 (Signage)
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IS HEREBY REPEALED, REVISED AND AMENDED TO READ AS FOLLOWS:

20.02.678 SIGN, PROJECTING

"Projecting sign" means a business sign other than a wall sign which projects from and is supported by a wall of a building or structure.

SECTION 7. That Section 20.02.679 of the Lynnwood Municipal Code which reads as follows, to wit:

20.02.679 SIGN, ROOF

"Roof sign" means a sign erected upon or above a roof or a parapet of a building or structure.

IS HEREBY REPEALED, REVISED AND AMENDED TO READ AS FOLLOWS:

20.02.679 SIGN, ROOF

"Roof sign" means a business sign erected upon or above a roof or a parapet of a building or structure.

SECTION 8. That Section 20.02.682 of the Lynnwood Municipal Code which reads as follows, to wit:

20.02.682 SIGN, WALL

"Wall sign" means any sign painted on, or attached directly to and supported by a wall of a building or structure with the exposed face of the sign on a plane parallel to the wall.

IS HEREBY REPEALED, REVISED AND AMENDED TO READ AS FOLLOWS:

20.02.682 SIGN, WALL

"Wall sign" means any business sign painted on, or attached directly to and supported by a wall of a building or structure with the exposed face of the sign on a plane parallel to the wall.

SECTION 9. That Section 20.16.110 of the Lynnwood Municipal Code which reads as follows, to wit:

20.16.110 SIGHT OBSTRUCTION BY SIGNS ALONG PUBLIC STREETS

The legal setback for signs along public streets shall be the same as the legal setback for buildings, except where otherwise specified. This limitation does not apply to signs established or required by a public agency to serve a public purpose.

Places of worship, public buildings, schools, hospitals and other similar institutions may erect signs for directional purposes. Each such sign shall be not more than eight square feet in area and at least eight feet above grade, and shall be so located and installed that sight obstruction at intersections and driveways is minimized.

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Political signs, concerning candidates or issues, shall not require a sign permit or fee, but this exemption shall not be construed as relieving the owner of the sign from responsibility for its erection and maintenance in conformance with all applicable laws. Such signs are specifically prohibited from being located in the public right-of-way. Also, the face of such signs shall not exceed thirty-two square feet. The owners of such a sign and the owners of the property on which the sign is located, shall be responsible for its removal within fourteen days after the election, except in the case of a primary election where successful candidates will appear in a general election, such sign will be removed within fourteen days after the general election.

IS HEREBY REPEALED, REVISED AND AMENDED TO READ AS FOLLOWS:

20.16.110 SIGHT OBSTRUCTION BY SIGNS ALONG PUBLIC STREETS

The legal setback for signs along public streets shall be the same as the legal setback for buildings, except where otherwise specified. This limitation does not apply to signs established or required by a public agency to serve a public purpose.

Political signs, concerning candidates or issues, shall not require a sign permit or fee, but this exemption shall not be construed as relieving the owner of the sign from responsibility for its erection and maintenance in conformance with all applicable laws. Such signs are specifically prohibited from being located in the public right-of-way. Also, the face of such signs shall not exceed thirty-two square feet. The owners of such a sign and the owners of the property on which the sign is located, shall be responsible for its removal within fourteen days after the election, except in the case of a primary election where successful candidates will appear in a general election, such sign will be removed within fourteen days after the general election.

SECTION 10. That Section 20.16.120 of the Lynnwood Municipal Code which reads as follows, to wit:

20.16.120 SIGNS IDENTIFYING THE DONOR OF FACILITIES USED BY THE GENERAL PUBLIC

Any business or other individual or organization which provides a facility for use by the general public free of charge may inform the public that it has done so by means of a sign, subject to the following:

- A. That such signs be allowable as a part of a conditional use permit. In granting a conditional use permit the City Council shall first determine that the facility is desirable for use by the public and that its location is compatible with all other land uses in the immediate vicinity.
- B. Signs may be located on such facility. If the facility is a structure, the sign shall not extend above the roof line or upper edge of a wall. If the facility is nonstructural, the height of the top of the sign shall not exceed ten feet above ground level measured at the base of the sign.

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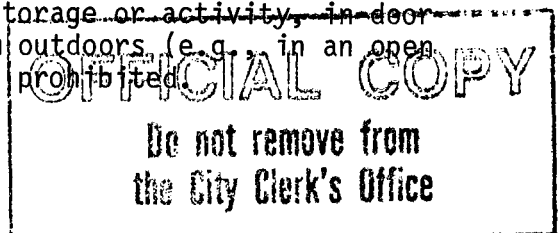
- C. That the size of each sign be limited to eight square feet. If the facility is a structure, eight square feet per side or wall shall be allowed; if non-structural, a double-faced sign, eight square feet per side shall be allowed. If instructions or other information are needed by the public in order to use the facility, the foregoing sign area limits may be doubled to serve that purpose.
- D. That the signs shall not be illuminated except for indirect flood lighting shining upon it, and that it shall be made of non-reflective materials.
- E. The content of the sign shall be limited to:
 - 1. Identification of the facility, to identify the donor, sponsor, or contributor of said shelters of the facility;
 - 2. To contain safety slogans or messages which shall occupy not less than fifty percent of the area of the signs;
 - 3. Contain no other messages.
- F. That the sign otherwise follows the sign standards of the City and whatever conditions are included in the conditional use permit.
- G. In granting a conditional use permit for a public use facility, the City Council may permit the same to be located closer to the public right-of-way, or within the public right-of-way if such location is not hazardous to traffic conditions, detrimental to property values due to unsightly appearance, or unreasonably interfere with the view of pre-existing businesses or business signs.
- H. That the sign, structure or facility shall be properly and regularly maintained as a condition of the conditional use permit.

IS HEREBY REPEALED.

SECTION 11. That Section 20.20.020(B)(6)(a) of the Lynnwood Municipal Code which reads as follows, to wit:

a. Area Used

The home occupation may only be conducted in the principal building and not in an accessory building and the area devoted to the home occupation may comprise no more than 25% of the area of the principal building. Any extension of the home occupation to the outdoors including but not limited to paving of yards for parking,, outdoor storage or activity, in door storage or activity visible from outdoors (e.g., in an open garage), and business signage is prohibited.



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IS HEREBY REPEALED, REVISED AND AMENDED TO READ AS FOLLOWS:

- a. Area Used
The home occupation may only be conducted in the principal building and not in an accessory building and the area devoted to the home occupation may comprise no more than 25% of the area of the principal building. Any extension of the home occupation to the outdoors including but not limited to paving of yards for parking,, outdoor storage or activity, in-door storage or activity visible from outdoors (e.g., in an open garage) is prohibited.

SECTION 12. That Section 20.20.020(D)(1) of the Lynnwood Municipal Code which reads as follows, to wit:

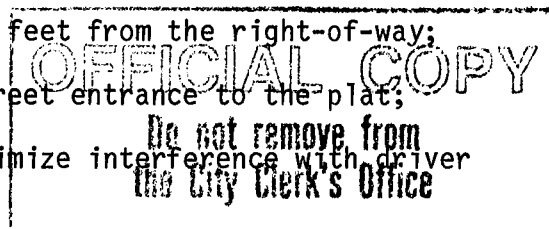
1. Signs no larger than three square feet identifying the occupants of the single family residence on which premises the sign is located. Home occupation business signs are specifically prohibited.

IS HEREBY REPEALED, REVISED AND AMENDED TO READ AS FOLLOWS:

1. A sign identifying the occupants of a residence on which premises the sign is located, providing:
 - a) There shall not be more than one sign per dwelling unit;
 - b) The maximum size of the sign shall be two square feet for a sign placed flat against the wall of a building, or one square foot and not more than 42 inches high for a freestanding sign;
 - c) Freestanding signs shall be permanently installed and shall be setback a minimum of five feet from a right-of-way;
 - d) There shall be no internal illumination of, nor external illumination directed at the sign; and
 - e) The components of the sign shall not be temporary or removable.

SECTION 13. That Section 20.20.020(D)(5) of the Lynnwood Municipal Code which reads as follows, to wit:

5. Ground Signs as defined by Section 20.02.673, which identify subdivisions within which such signs are located, providing such signs:
 - a. Are located five or more feet from the right-of-way;
 - b. Do not exceed one per street entrance to the plat;
 - c. Are so located as to minimize interference with driver visibility;



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- d. Have no moving parts;
 - e. Are not internally illuminated and if externally illuminated, such lighting shall be uncolored, non-blinking and directed away from traffic;
 - f. Consist of materials and colors which minimize reflective capabilities; and
 - g. May be located closer to right-of-way by conditional use permit.
- Signs identifying subdivisions require a sign permit.

IS HEREBY REPEALED, REVISED AND AMENDED TO READ AS FOLLOWS:

- 5. Ground Signs as defined by Section 20.02.673, which identify residential developments or institutional uses which are allowed outright or by conditional use permit. Such signs shall be located within the development or site so identified and shall comply with the following:
 - a. Are located five or more feet from the right-of-way;
 - b. Do not exceed one per street entrance;
 - c. Are so located as to minimize interference with driver visibility;
 - d. Have no moving parts;
 - e. Are not internally illuminated and if externally illuminated, such lighting shall be uncolored, non-blinking and directed away from traffic;
 - f. Consist of materials and colors which minimize reflective capabilities;
 - g. May be located closer to right-of-way by conditional use permit; and
 - h. Such signs shall require a sign permit.

SECTION 14. That Section 20.28.130 of the Lynnwood Municipal Code which reads as follows, to wit:

20.28.130 GROUND SIGNS

Ground Signs, as described in Section 20.33.120(B), are allowed providing the sign pertains to apartments located on the same premises as the sign, subject to all standards of Section 20.33.120(B).

IS HEREBY REPEALED.

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SECTION 15. That Section 20.29.010(B)(3) of the Lynnwood Municipal Code which reads as follows, to wit:

3. There shall be no external advertising or signs other than a building directory or similar sign to be approved at the time of issuance of the conditional use permit; individual offices may also be permitted by the conditional use permit to have flat, not self-illuminated wall signs for identity purposes only;

IS HEREBY REPEALED, REVISED AND AMENDED TO READ AS FOLLOWS:

3. There shall be no signage allowed except wall signs, ground signs, and building directories, as approved by the conditional use permit. All wall signs shall be non-internally illuminated.

SECTION 16. That Section 20.33.120(A)(1)(a) of the Lynnwood Municipal Code which reads as follows, to wit:

- a. Additional Area for Multiple Business Sites-Multiple business sites shall be allowed an additional twenty square feet of freestanding sign area for each commercial tenant or occupant in excess of one up to a total of eighty square feet of additional pole sign area. Such additional sign area shall not be used to increase the sign area of any tenant or occupant beyond that amount which would be allowed if located in an individual business site. Sign structures containing this additional sign area shall be constructed in such a way to be easily modified to reflect changes in the number of tenants on the site. Any multiple business site which is at least one hundred fifty thousand square feet in lot area and contains at least ten separate businesses shall be allowed one additional freestanding sign for identification of the site generally, but not identifying any specific business. Such signs shall not exceed one hundred sixty square feet in area.

IS HEREBY REPEALED, REVISED AND AMENDED TO READ AS FOLLOWS:

- a. Additional Area for Multiple Business Sites-Multiple business sites shall be allowed an additional twenty square feet of freestanding sign area for each commercial tenant or occupant in excess of one up to a total of eighty square feet of additional pole sign area. Such additional sign area shall not be used to increase the sign area of any tenant or occupant beyond that amount which would be allowed if located in an individual business site. Sign structures containing this additional sign area shall be constructed in such a way to be easily modified to reflect changes in the number of tenants on the site. Any multiple business site which is at least one hundred fifty thousand square feet in lot area and contains at least ten separate businesses shall be allowed one additional freestanding sign for identification of the site generally. Such signs shall not exceed one hundred sixty square feet in area.

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SECTION 17. That Section 20.35.050(C) of the Lynnwood Municipal Code which reads as follows, to wit:

- C. Either illuminated or non-illuminated signs which identify business conducted, services rendered or goods sold on the premises or any other lawful activity conducted on the premises are permitted, provided such signs are mounted against the face of the building. Such signs shall be subject to the development standards contained in Section 20.33.120.

IS HEREBY REPEALED, REVISED AND AMENDED TO READ AS FOLLOWS:

- C. Wall signs are permitted, provided such signs shall be subject to the development standards contained in Section 20.33.120.

SECTION 18. That Section 20.02.175 of the Lynnwood Municipal Code which reads as follows, to wit:

20.02.175 BUILDING SITE

The term "building site" means a parcel of land assigned to a use, to a main building, or to a main building and its accessory buildings, together with all yards and open spaces required by this title, whether the area so devoted is comprised of one lot, a combination of lots, or combination of lots and fractions of lots.

IS HEREBY REPEALED, REVISED AND AMENDED TO READ AS FOLLOWS:

20.02.175 BUILDING SITE

The term "building site" means that land assigned to a use, to a main building, or to a main building and its accessory buildings, together with all yards and open spaces required by this title, whether the area so devoted is comprised of one lot, a combination of contiguous lots, or combination of contiguous lots and contiguous fractions of lots. The term shall not be used to define two or more contiguous lots or contiguous fractions of lots whose developmental coordination is limited to the provision of easements unless such easements include a easement for access that is fully developed.

SECTION 19. That Chapter 20.02 of the Lynnwood Municipal Code is hereby amended by adding the following:

20.02.087 PREMISE

The term "premise" means the same as the term "building site" as defined by Section 20.02.175 LMC.

SECTION 20. Severability. If any section, ~~subsection, sentence, clause,~~ phrase or word of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, ~~or phrase~~ of this ordinance.

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SECTION 21. This ordinance shall take effect and be in force five (5) days after its passage, approval and publication.

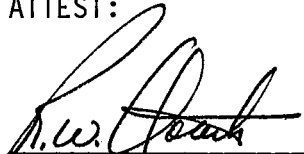
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PASSED THIS 28th day of December, 1987, and signed in authentication of its passage this 28th day of December, 1987.



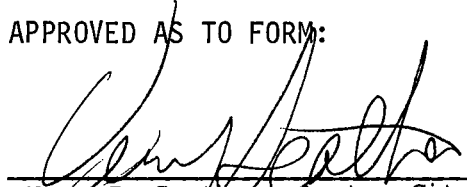
M. J. HRDLICKA, Mayor

ATTEST:



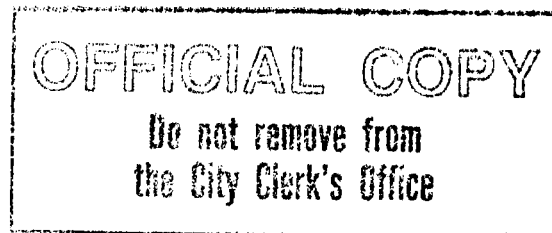
R. W. NOACK, City Clerk

APPROVED AS TO FORM:



Vern J. Seather, Asst. City Attorney

File Name: Sign Content Code Amendment
File Number: 87-CAM-0005



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