

CITY OF LYNNWOOD

ORDINANCE NO. 610

AN ORDINANCE AMENDING THE LYNNWOOD MUNICIPAL CODE, TITLE 20, BY ADOPTING REGULATIONS ON THE LOCATION, SIZE, AND OTHER PERTINENT FEATURES OF SIGNS, AMENDING CHAPTER 16.16, CONCERNING SIGN CONSTRUCTION, AND REPEALING REGULATIONS IN CONFLICT THEREWITH.

THE CITY COUNCIL OF THE CITY OF LYNNWOOD DO ORDAIN AS FOLLOWS:

SECTION ONE. CHAPTER 16.16 OF THE LYNNWOOD MUNICIPAL CODE IS HEREBY AMENDED AS FOLLOWS:

SECTION 16.16.040, WHICH READS AS FOLLOWS, TO WIT:

Adding S-217 - Public property defined. A new section, Section S-217, is added to the uniform sign code, as follows: Section S-217 "Public property" shall include, in addition to property ordinarily included in that term, any property over which public, pedestrian or vehicular traffic is customarily or ordinarily permitted to move or over which an easement for such traffic exists.

IS HEREBY REPEALED, AND CHAPTER 16.16 IS FURTHER AMENDED BY ADDING THERETO THE FOLLOWING, TO WIT:

16.16.055 Permits Required. That portion of S-303 of the Uniform Sign Code entitled "Permits required - Exemptions, item 3", and which reads "Signs less than six feet (6') above grade", is hereby omitted, and the following words are substituted: "Signs less than three (3) square feet per sign face, if attached to another structure below the roof line."

AND SECTION 16.16.060, WHICH READS AS FOLLOWS, TO WIT:

Substitution of S-304(a) -- Sign Permit Fee. Section S-304(a) of the uniform sign code is omitted and the following substituted in its place:

(a) Sign Permit Fee. The fee for each sign permit issued under this code shall be ten cents per square foot of each face of each sign. The minimum fee shall be two dollars per sign.

IS HEREBY AMENDED TO READ AS FOLLOWS, TO WIT:

Sign Permit Fee. Section 304 of the Uniform Sign Code is hereby omitted, and the combined fee for each sign permit and plan check under this code shall be ten dollars (\$10.00).

AND CHAPTER 16.16 IS FURTHER AMENDED AS FOLLOWS, TO WIT:

16.16.065 Construction of Ground Signs. Section S-704 of the Uniform Sign Code, which reads "Ground Signs may have display surfaces of combustible materials, except in Fire Zone No. 1" is hereby amended by adding thereto the following: "However, in any fire zone, ground signs not more than four (4) feet in height and not more than 40 square feet in area per sign face may be constructed of wood, if otherwise in conformance with all applicable regulations."

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SECTION TWO. TITLE 20 OF THE LYNNWOOD MUNICIPAL CODE, ZONING, IS HEREBY AMENDED AS FOLLOWS:

CHAPTER 20.16, FENCE, HEDGE, AND SIGHT OBSCURING REGULATIONS, SECTION 20.16.110, WHICH READS AS FOLLOWS, TO WIT:

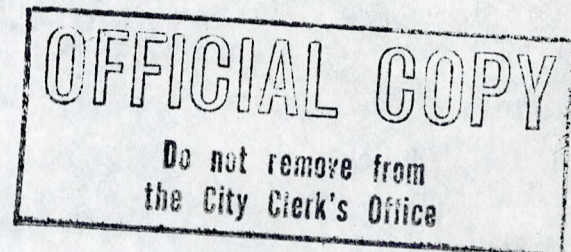
Section 20.16.110 Sight Obstruction by Signs Along Public Streets. The legal setback line for signs along public streets shall be the same as the legal setback line for buildings, except that in nonresidential districts the legal setback line shall be 10 feet from the property line for directory structures, which are less than six (6) feet in height and are not self-illuminated. The provisions of this section do not apply to signs which are specifically permitted elsewhere in this title, or to signs attached to a building. For the purpose of this section, all definitions are those of the adopted sign code.

IS HEREBY AMENDED TO READ:

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 (8) square feet in area and at least eight (8) feet above grade, and shall be so located and installed that sight obstruction at intersections and driveways is minimized.

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 32 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 14 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 14 days after the general election.



CHAPTER 20.33, COMMERCIAL DISTRICTS, IS HEREBY AMENDED BY ADDING THERETO THE FOLLOWING SIGN REGULATIONS:

20.33.120 Business Signs. This section concerns business signs, as defined in Section 20.02.670, and Real Estate signs, and applies in all business and commercial zones except the Planned Regional Shopping Center Zone. Any permanently installed sign which does not conflict with regulations contained in this and other city ordinances, and which is consistent with the definition of a business sign in Section 20.02.670, is permitted subject to the following standards:

- A. 1. Allowable Sign Area. The total allowable sign area of all business signs of any establishment shall be based on one of the following:
  - (a) 100 square feet.
  - (b) one and one-half (1½) square feet for each lineal foot of building frontage (i.e., building length) up to 200 square feet.
  - (c) one-half (½) square foot for each lineal foot of lot frontage, up to 200 square feet.

The allowable area shall be computed separately for each abutting street, and only the sign area derived from the building or lot frontage along a street may face that street. Only one face of a double-faced sign shall be considered in computing its area, providing both sides pertain to the same business.

Adjacent properties may consolidate all or part of their allowable sign area into a sign or sign structure representative of them all.

Incidental signs, each not more than three square feet in area, do not require a sign permit and may be in excess of the allowable sign area providing they are attached to a building below the roof line, and providing there are no more than four such signs located outdoors for any business. Signs less than three square feet in area which are exclusively directional, such as exit signs, need not be counted as one of the four allowable incidental signs or as part of the allowable sign area.

- 2. For freestanding business signs located 50 feet or more from the public right-of-way, and for all flat wall signs, the total sign area as determined by the foregoing Section A may be increased by 5% for each 10 feet from the right-of-way. Where more than one sign are proposed to be located on a property at various distances from a public right-of-way, this increase to the allowable sign area shall be based on the average of the various distances. The increase thus derived may not be used to increase the size of nonconforming signs, or signs which are at temporary locations under the "setback exceptions" of this ordinance.

Location, Height, and Size for specific types of signs. The location and height of all signs shall be as provided below. However, in all cases the height of signs may be further limited by the maximum height for buildings specified in the respective zone.

These limitations do not apply to private traffic direction signs directing traffic movement within the premises of a business, not exceeding three (3) square feet in area for each sign, and not illuminated, or to traffic

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directions painted on the surface of a parking lot or driveway.

1. Location. Freestanding signs which are more than four (4) feet in height (pole signs) and all other signs which do not conflict with this or any other regulations, may be located anywhere back of the building line as stated in the Schedule of Development Standards, and up to fifteen (15) feet in front of the same building line. However, this section shall not be construed as requiring a sign to be located at a greater distance from the street than the leading edge of a nonconforming building occupied by the business to which the sign pertains. Such freestanding sign may extend up to thirty (30) feet above the average ground level at the base of the sign.

2. Location - Exceptions. A temporary permit for a setback exception will be allowed in any block providing:

(a) 50% or less of the freestanding signs which are more than four (4) feet in height (pole signs) conform with the provisions of this ordinance with respect to location;

(b) One-third or more of the frontage in that block is developed.

In any block where both of the above conditions exist, a temporary permit for the location of pole sign at the average setback of the other pole signs in that block may be issued by the building department after an agreement has been signed by all affected parties, and includes the following provisions:

(a) When the number of signs which are nonconforming with respect to location is reduced to less than 50% of the freestanding (pole) signs in that block, any such signs for which an exception has been permitted under this section will then be moved to a location which fully complies with this ordinance.

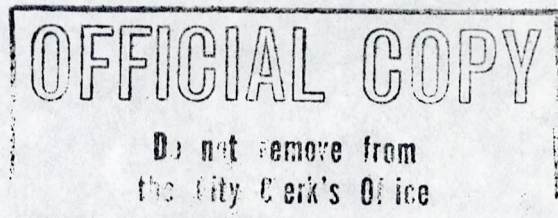
(b) The moving of the sign will be at the expense of the building permit applicant or assigns, and will be done within 90 days of the notice to do so.

(c) The signs will not move or blink while located under this exception.

Signs, which are temporarily located in accordance with this section, shall be considered as being at their permanent location when computing the percentage of signs conforming.

3. Roof Signs. One roof sign may be mounted on the roof of any structure except as limited by the building code or other city ordinances, providing guy wires are not used and that the structure of any roof sign with projecting members shall be first approved by the Fire Chief. The roof sign shall not extend higher than thirty (30) feet above the average ground level at the foundation of the building to which it is attached.

4. Ground Signs. Along each public street abutting a property, that property may have one permanently installed freestanding sign not more than four (4) feet high and not more than 40 square feet in sign area per sign face, located five or more feet from the right-of-way and in landscaped areas, providing:



- (a) such signs are so located as to minimize interference with driver visibility at intersections or at points of ingress and egress;
- (b) such signs have no moving parts, are not self-illuminated, and indirect lighting if used shall be uncolored, nonblinking, and directed away from traffic;
- (c) such signs consist of materials and colors which minimize reflection capabilities;
- (d) such signs are primarily for identification of, or direction onto, the premises on which it is located, with only minor references to specific products, services or prices thereof.

Signs which comply totally with this section may be approved by the Planning Department. If there is doubt about compliance, the matter may be presented to the Board of Adjustment for determination of the degree of compliance with this section

5. Real Estate Signs. Signs advertising the sale, lease or rental of the premises on which the sign is located shall not require a sign permit, 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. Each such sign shall not exceed 35 square feet in area and, if freestanding, shall be subject to the regulations of this ordinance pertaining to the location of freestanding business signs.

20.33.130 Standards for Sign Illumination and Construction.

- A. Illumination. The light from any illuminated sign shall be so shaded, shielded or directed that the light intensity or brightness will not be objectionable to surrounding areas. Any illuminated sign shall be oriented away from the surrounding residences, and away from streets.
- B. Structural requirements. All signs shall comply with the pertinent requirements of the Uniform Building Code, Uniform Sign Code, and National Electric Code as adopted by the City of Lynnwood, insofar as standards of construction are concerned, but this ordinance shall govern the size and location of signs.

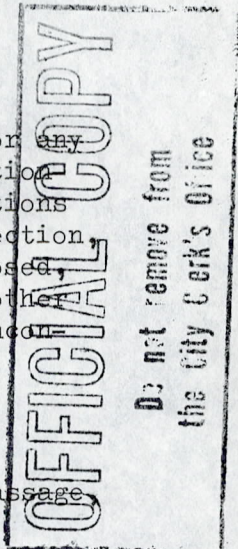
The back sides of single-faced signs shall be covered and finished in such a manner that no braces or other structural members are exposed to view from beyond the property.

SECTION THREE. SEVERABILITY.

If any section, subsection, sentence, clause or phrase of this title is, for any reason, held to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity or constitutionality of the remaining portions of this title, it being hereby expressly declared that this title, and each section, subsection, sentence, clause and phrase hereof would have been prepared, proposed, adopted, approved and ratified irrespective of the fact that any one or more other sections, subsections, sentences, clauses or phrases be declared invalid or unconstitutional.

SECTION FOUR.

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



PASSED THIS 9th day of August, 1971, and signed in authentication of its passage this 9th day of August, 1971.

ATTEST:

R. W. Jacob  
CITY CLERK

M. J. Hudlicka  
MAYOR

APPROVED AS TO FORM:

Wm. J. Calder  
ASST. CITY ATTORNEY

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