

**RETURN TO:  
CITY OF ST. CLOUD  
DEPT OF PLANNING AND ZONING  
1300 9th STREET  
ST. CLOUD, FL 34769**

**ORDINANCE NO. 2021-46**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ST. CLOUD, FLORIDA, AMENDING THE LAND DEVELOPMENT CODE OF THE CITY OF ST. CLOUD, FLORIDA TO AMEND ARTICLE III DIVISION 19, SECTION 3.19.5, SIGN REGULATIONS; PROVIDING FOR SEVERABILITY; CONFLICTS; CODIFICATION; AND AN EFFECTIVE DATE.**

WHEREAS, the City Council of the City of St. Cloud has determined the need to update and revise the City's sign regulations; and

WHEREAS, the City Council of the City of St. Cloud wishes to ensure that the sign regulations are in compliance with all constitutional and other legal requirements; and

WHEREAS, the City Council of the City of St. Cloud finds that certain types of signs create a safety hazard by distracting motorists, pedestrians and others; and

WHEREAS, the City Council of the City of St. Cloud finds and determines that some signs detract from the aesthetic beauty of the City's landscape; and

WHEREAS, the City Council of the City of St. Cloud wishes to preserve the aesthetic beauty and ambiance of the City of St. Cloud; and

WHEREAS, the City Council of the City of St. Cloud understands and recognizes the importance and significance of signage as a method of advertising and communication; and

WHEREAS, the City Council of the City of St. Cloud wishes to regulate signs in a content neutral manner while acting in the best interest of public health, safety, and welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF ST. CLOUD, FLORIDA, as follows:

## SECTION 1.

Article III – Division 19, Sign Regulations of the City of St. Cloud Land Development Code is hereby amended as follows:

### **3.19.5. - Exemptions from permitting.**

The following are exempt from permitting and may be displayed at any time in all zoning districts:

1. Vehicle signs
2. Changes in copy of a message board, bulletin board, or other changeable copy sign.
3. Signs not visible from public right-of-way which do not require engineered drawings as determined by the Building Official
4. Official Signs

Exempt from permitting and may be displayed at any time in the following zoning districts:

<b>Residential Zoning Districts</b>	
<b>Ground Signs</b>	
Number	Any
Display Area	8 sq. feet per frontage total copy area
Sign Height	4 feet max
Setback Distance	Must not be located in public right of way
Other Requirements	No single sign larger than 6 sq. feet
<b>Window Signs</b>	
Number	2 per single family residence
Display Area	Not larger than 50% of the window area
<b>Identification Signs</b>	
Number	1
Display Area	2 sq. feet max
Placement Height	6 feet max
Other Requirements	Letters must not exceed 6 inches in height
<b>Tablet Signs</b>	
Number	1
Display Area	4 sq. feet max
<b>Flags</b>	
Number	3
Display Area	No flag to exceed total area of United States flag if present
Sign Height	No flagpole taller than 30 feet No other flag to exceed height of United States flag if present
Sign Width	No flag to exceed width of United States flag if present
Setback Distance	At least 5 feet from all property lines

Non-Residential Zoning Districts	
Window Signs	
Quantity	1 per first floor window
Display Area	25% of window area max
Placement Height	Must allow visibility through window between 4 feet and 6 feet
Identification Signs	
Quantity	1 per address
Display Area	2 sq. feet max
Placement Height	4 feet max or above front door
Other Requirements	Letters must not exceed 6 inches in height
Informational Signs	
Quantity	1 per establishment
Display Area	4 sq. feet
Placement Height	Pedestrian level between 4 feet and 6 feet
Other Requirements	Must be attached to a wall or window
Directory Signs	
Quantity	1 visible from right of way per establishment
Display Area	8 sq. feet
Placement Height	Between 4 feet and 8 feet
Other Requirements	Must be flush mounted to building at pedestrian level.
Tablet Signs	
Quantity	1
Display Area	6 sq. feet max
Flags	
Quantity	3
Display Area	No flag to exceed total area of United States flag if present
Sign Height	No flagpole taller than 30 feet No other flag to exceed height of United States flag if present
Sign Width	No flag to exceed width of United States flag if present
Setback Distance	At least 5 feet from all property lines
Sidewalk Signs	
Quantity	1 per establishment
Display Area	6 sq. feet
Sign Height	3 ½ feet max
Sign Width	2 feet
Other Requirements	Must be placed immediately in front of the establishment which it advertises. Must not obstruct pedestrian or vehicular travel ways.

The following signs may be displayed without a permit during the periods of time identified below:

<u>Political Signs</u>		
<u>Minimum Criteria</u>	<u>Residential District</u>	<u>Non-Residential District</u>
<u>Location</u>	<u>On private property only, and only with property owner's consent.</u>	<u>On private property only, and only with property owner's consent.</u>
<u>Number, maximum</u>	<u>For each property, one political sign per candidate, ballot issue, or political issue.</u>	<u>For each property, one political sign per candidate, ballot issue, or political issue.</u>
<u>Copy Area, maximum</u>	<u>Each sign not to exceed 3 square feet in size. Signs may be double sided, each side not to exceed the above stated maximum.</u>	<u>Each sign not to exceed 32 square feet in size. Signs may be double sided, each side not to exceed the above stated maximum.</u>
<u>Height, maximum</u>	<u>Each sign must not exceed 4 feet in height.</u>	<u>Each sign must not exceed 8 feet in height.</u>
<u>Illumination</u>	<u>None</u>	<u>None</u>
<u>Time limit</u>	<u>May be displayed for:</u> <ul style="list-style-type: none"> <li>• <u>30 days prior to an election for any referendum item</u></li> <li>• <u>90 days prior to an election for a candidate.</u></li> <li>• <u>Removal must be within 30 days after:</u> <ul style="list-style-type: none"> <li>(a) <u>Withdrawal of his or her candidacy</u></li> <li>(b) <u>Having been eliminated as a candidate; or</u></li> <li>(c) <u>Being elected to office.</u></li> </ul> </li> </ul> <u>Removal shall be in accordance with F.S. § 106.1435, as amended. If not removed, the city will remove the sign(s) in accordance therewith.</u>	<u>May be displayed for:</u> <ul style="list-style-type: none"> <li>• <u>30 days prior to an election for any referendum item</u></li> <li>• <u>90 days prior to an election for a candidate.</u></li> <li>• <u>Removal must be within 30 days after:</u> <ul style="list-style-type: none"> <li>(a) <u>Withdrawal of his or her candidacy</u></li> <li>(b) <u>Having been eliminated as a candidate; or</u></li> <li>(c) <u>Being elected to office.</u></li> </ul> </li> </ul> <u>Removal shall be in accordance with F.S. § 106.1435, as amended. If not removed, the city will remove the sign(s) in accordance therewith.</u>

<u>Real Estate Property Listing Signs</u>			
<u>Minimum Criteria</u>	<u>Residential District</u>	<u>Non-Residential District</u>	
<u>Location</u>	<u>On private property only, and only with property owner's consent.</u>	<u>On private property only, and only with property owner's consent.</u>	
<u>Number, maximum</u>	<u>One (1) sign for each property</u>	<u>Up to three hundred (300) linear feet of road frontage</u>	<u>1 per frontage</u>
		<u>Greater than three (300) linear feet of road frontage</u>	<u>2 per frontage</u>
<u>Copy Area, maximum</u>	<u>Each sign not to exceed 3 square feet in size. Signs may be double sided, each side not to exceed the above stated maximum.</u>	<u>Each sign not to exceed 32 square feet in size. Signs may be double sided, each side not to exceed the above stated maximum.</u>	
<u>Height, maximum</u>	<u>Each sign must not exceed 6 feet in height.</u>	<u>Each sign must not exceed 8 feet in height.</u>	
<u>Illumination</u>	<u>None</u>	<u>None</u>	
<u>Time limit</u>	<u>Upon listing of property until seven (7) days after sale or lease</u>	<u>Upon listing of property until seven (7) days after sale or lease</u>	

## SECTION 2

The City Clerk, after consultation with the City Attorney, is authorized to correct scrivener's errors found by filing a corrected copy of this ordinance in the official records of the City.

## SECTION 3 SEVERABILITY.

It is declared to be the intent of the City Council that, if any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by a 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 thereof.

## SECTION 4 CONFLICT.

This action supersedes all codes and ordinances of the City or parts of, in conflict with this ordinance, to the extent of the conflict.

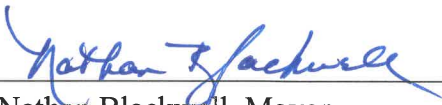
SECTION 5 CODIFICATION.

Section 1 of this Ordinance shall be codified in the Land Development Code for the City of St. Cloud, Florida, separate and apart from the Code of St. Cloud. The codifier is authorized to make editorial changes not affecting the substance of this ordinance in the substitution of "article" for "ordinance", "section" for "paragraph", or otherwise take such editorial license.

SECTION 6 EFFECTIVE DATE. This ordinance shall be published as provided by law.

First Reading on the 24<sup>th</sup> day of June, 2021

Second Reading on the 15<sup>th</sup> day of July, 2021

  
\_\_\_\_\_  
Nathan Blackwell, Mayor

ATTEST:

  
\_\_\_\_\_  
Linda P. Jaworski, City Clerk

LEGAL IN FORM AND VALID IF ADOPTED:  
DEBEAUBIEN, SIMMONS, KNIGHT, MANTZARIS & NEAL

By:   
\_\_\_\_\_  
Daniel F. Mantzaris, City Attorney

Pursuant to Section 695.26 (3) (f), this instrument exempt from Chapter 695, F.S.