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## Enhanced Regulatory Outreach Program NOTICE OF PUBLIC MEETING OF THE MARICOPA COUNTY PLANNING & ZONING COMMISSION

**Date/Time: Thursday, February 28, 2019, 9:30 a.m.**

**Location: Maricopa County Planning & Development Department,  
501 N. 44th St., 1st Floor, Gold Conference Room**

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The Maricopa County Planning & Zoning Commission (Maricopa County Zoning, Infrastructure, Policy, Procedure & Ordinance Review Committee, or "ZIPPOR") will host a public meeting for discussion of the following proposed ordinance amendment. If this meeting is cancelled due to loss of quorum all items will be heard at the next available Commission public meeting. The subject matter to be discussed at the February 28, 2019 public meeting includes:

**TA2018001 – Off-Site Advertising Signs (Billboards):** This Text Amendment will amend Chapter 2, Definitions and Chapter 14, Articles 1403 and 1404 of the Maricopa County Zoning Ordinance (MCZO) relating to Off-Site Advertising Signs (Billboards). This request is applicant driven and its purpose is to update the current language within the MCZO to reflect industry standards regarding the C-2, C-3, IND-2, and IND-3 zoning districts. The Text Amendment also proposes additional usage, such as digital billboards, which are currently prohibited in Maricopa County.

For Chapter 2, Definitions, added language is underscored, deleted language is struck-through. Chapter 14, Articles 1403 and 1404 have been re-written with all text underscored. Existing Language for Articles 1403 and 1404 have been struck-through:

### **Section 201 – DEFINITIONS**

#### **FREEWAY (REGARDING OFF-SITE ADVERTING SIGNS (BILLBOARDS)):**

For the purpose of the location of Off-Site Advertising Signs (Billboards) only, Interstate 17 (I-17) south of Carefree Highway, I-10, Arizona State Route (SR) Loop 101, SR Loop 202, SR Loop 303, SR 24, and U.S. Highway 60 (U.S. 60 – Superstition Freeway), and their connections, and on and off ramps.

**SIGN (BILLBOARD), EMBELLISHMENT:**

Letters, figures, characters, or representations in cutouts, irregular forms, or similar ornamentation attached to or superimposed upon a billboard to provide a three-dimensional effect.

**SIGN, OFF-SITE ADVERTISING (BILLBOARDS):**

A freestanding sign portraying information which directs attention to an idea, issue, point of view, candidate, entity, business, commodity, service, entertainment, product or attraction sold, offered, or existing elsewhere than upon the property where the sign is located.

**SIGN, OFF-SITE ADVERTISING (BILLBOARDS) – DIGITAL:**

A billboard, utilizing digital message technology, capable of changing the static message or copy on the sign electronically, such that the alphabetic, pictographic, or symbolic informational content of which can be changed or altered on a fixed display surface composed of electronically illuminated or electronically actuated or motivated elements and can be changed or altered electronically. This includes billboards with displays that have been preprogrammed to display only certain types of information (i.e., time, date, temperature) and billboards whose informational content can be changed or altered by means of computer-driven electronic impulses. This includes without limitation, billboards also known as digital billboards or LED billboards.

**ARTICLE 1403.3. OFF-SITE ADVERTISING SIGNS (BILLBOARDS) [C-2 AND C-3 ZONING DISTRICTS ONLY]:**

1403.3.1 Billboards shall be permitted uses in the C-2 and C-3 zoning districts provided each such billboard:

A. Separation Distance:

1. Shall maintain a distance separation from any other billboard of **3,000 feet** when either an existing or proposed billboard is located **three (3) miles or greater** from the boundary of any incorporated city or town. Measurement shall be from the vertical edge of the sign face closest to the sign face of the structure to which is being measured.
2. Shall maintain a distance separation from any other billboard of **1,000 feet**, when either an existing or proposed billboard is located **fewer than three (3) miles** from the boundary of any incorporated city or town. Measurement shall be from the vertical edge of the sign face closest to the sign face of the structure to which is being measured. Measurement shall not cross any freeway.
3. Any billboard may be illuminated but no flashing, intermittent or moving illumination shall be employed. Any lighting used shall be in accordance with the adopted outdoor light control provisions of this Ordinance (Chapter 11, Section 1112). Any billboard within **150 feet** of

a residential zoning district boundary or a residential use in a rural zoning district shall be non-illuminated.

B. Setback Requirements: There shall be a 0' setback from any property line, except as follows:

1. No billboard shall be erected within **100 feet** of any residential zoning district boundary or a residential use in a rural zoning district, whether or not separated by a public right-of-way.
2. No billboard shall be erected within 500 feet of any park, school or roadside rest area.

C. Billboards shall not be audible in any manner.

D. On SR 74 between U.S. 60-89 and Lake Pleasant Road, and on U. S. Highway 60-89 from SR Loop 303 to Wickenburg, shall not be erected within **six-hundred sixty (660) feet** of said highway right-of-way.

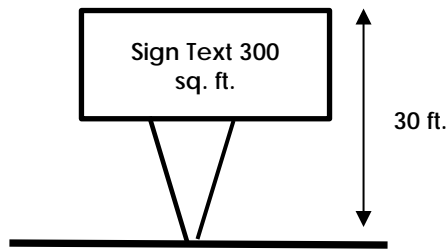
E. Development Standards:

1. Billboards **not** located within 300' of an existing freeway
  - a. Shall be limited to **thirty (30) feet** in height inclusive of all embellishments, lighting, and attachments.
  - b. Shall be limited to **three-hundred (300) square feet** in sign face area. The maximum square footage may be exceeded by up to **ten percent (10%)** by use of embellishments.
2. Billboards located within 300' of an existing freeway:
  - a. Shall be limited to **forty-eight (48) feet** above adjacent grade or elevation of the main travel lanes of a freeway or subject property, inclusive of all embellishments, lighting, and attachments.
  - b. Shall be limited to **six hundred seventy-two (672) square feet** in sign face area. The maximum square footage of sign area may be exceeded by up to **twenty percent (20%)** by use of embellishments.

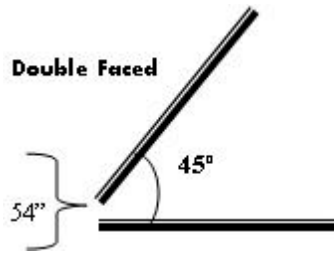
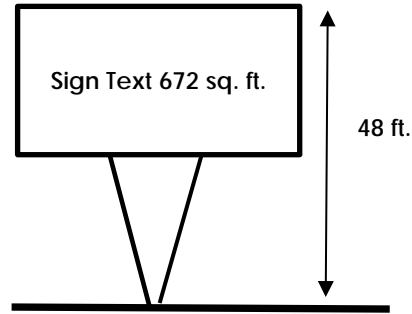
E. A billboard may be double-faced or "V" shaped, provided the "V" shape is designed so that there is no greater than **fifty-four (54) inches** between faces at the apex and the angle between the faces of the sign is no greater than **forty-five (45) degrees**.

	<u>Sign Face (Square Feet)</u>	<u>Embellishments</u>
<u>Signs</u>	<u>300</u>	<u>10%</u>
<u>Signs within 300' of a freeway</u>	<u>672</u>	<u>20%</u>

Billboards not within 300' of a freeway



Billboards within 300' of a Freeway



G. All lighting shall adhere to Article 1112.3.2 of the Maricopa County Zoning Ordinance.

H. Digital Billboards

1. Billboards may have digital faces if the billboard is located within 300' of a freeway and if located fewer than three (3) miles from the boundary of any incorporated city or town.
2. Billboards not within 300' of a freeway but located fewer than three (3) miles from the boundary of any incorporated city or town, may be digital if (i) not within 450' of a rural or residential zoning district boundary, (ii) not more than 30' in height, and (iii) not more than 300 sq. ft. in face area.
3. Network time shall be made available on all digital sign faces to federal, state, and local public safety agencies for emergency messaging. Such messages shall override all copy for one hour, and shall then be displayed for no fewer than eight seconds in every minute as long as needed.

4. Digital face signs shall adhere to the provisions of Article 1401.3 of this Chapter, except that from 11:00 p.m. until sunrise all billboards illumination shall be extinguished and all billboards shall be equipped with an automatic device to assure compliance. These illumination requirements shall not be applicable to the display of any Amber Alert or other governmental emergencies, or for other emergent situations as determined by the Zoning Administrator. Further, in the event of an electronic malfunction the sign shall be shut off until repairs have been made to restore the electronic messaging system.
5. Minimal display time shall not change-message more than once every eight (8) seconds.
6. All lawfully existing static billboards on [EFFECTIVE DATE] that become non-conforming due to any changes to this Ordinance made on [EFFECTIVE DATE] may be converted to digital billboards and all support columns may be relocated a maximum of 20' from the existing location; provided that the converted billboard meets setback requirements and development standards of this Article.
7. In no instance shall a digital billboard be within 1,000' of another digital billboard. Measurement shall not cross any freeway.

**Article 1404.3 OFF-SITE ADVERTISING SIGNS (BILLBOARDS) [IND-2 AND IND-3 ZONING DISTRICTS ONLY]**

**1404.3.1** Off-site advertising signs (billboards) shall be a permitted use in the IND-2 and IND-3 zoning districts subject to all requirements set forth in Article 1403.3.1 of this Ordinance.

~~**ARTICLE 1403.3. OFF-SITE SIGNS, BILLBOARDS [C-2 AND C-3 ZONING DISTRICTS ONLY]:**~~

~~1403.3.1 Off site signs shall be permitted uses in the C-2 and C-3 zoning districts provided each such sign shall:~~

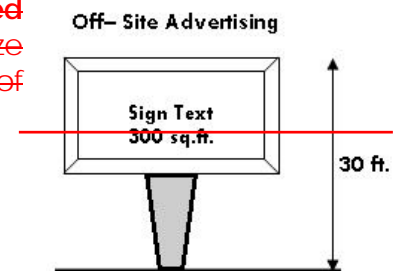
- ~~1. Maintain a distance separation from any other off site sign of **3,000 feet** of any offsite sign on the same street when either existing or proposed sign is located **three (3) miles or greater** from the boundary of any incorporated city or town.~~
- ~~2. Maintain a distance separation from any other off-site sign of **1,000 feet** of any offsite sign on the same street when either existing or proposed signs is located **fewer than three (3) miles** from the boundary of any incorporated city or town.~~
- ~~3. Such sign may be illuminated but no flashing, intermittent or moving illumination shall be employed. Any lighting used shall be in accordance with the adopted outdoor light control provisions (see~~

~~Chapter 11, Section 1112. herein). Any off-premise sign within **150 feet** of a rural or residential zone boundary shall be non-illuminated.~~

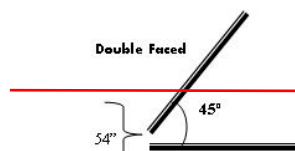
- ~~4. Such sign shall not be located within **100 feet** of any rural or residential zoning district boundary, whether or not separated by a public right-of-way.~~
- ~~5. Such sign shall not be located within **500 feet** of any park, school or roadside rest area.~~
- ~~6. Such sign shall not be audible in any manner.~~
- ~~7. Special Conditions:~~
  - ~~a. On State Route 74 between U. S. 60-89 and Lake Pleasant Road, no off-site signs shall be permitted within **six hundred sixty (660) feet** of said highway right-of-way.~~
  - ~~b. On U. S. Highway 60-89 from Estrella Freeway to Wickenburg, no off-site signs shall be permitted within **six hundred sixty (660) feet** of said highway right-of-way.~~

~~1403.3.2. Off-site signs in C-2 and C-3 zoning district are subject to the following development standards:~~

- ~~1. Such sign shall not exceed **three hundred (300) square feet** in area. A sign may utilize embellishments up to of **ten percent (10%)** of the sign area.~~
- ~~2. Such sign shall not exceed **thirty (30) feet** in height.~~
- ~~3. Such sign may be double-faced or "V" shaped, provided the "V" shape is designed so that it is no greater than **fifty-four (54) inches** between faces at the apex and the angle between the faces of the sign is no greater than **forty-five (45) degrees**.~~



- ~~4. Shall be freestanding.~~
- ~~5. Shall maintain the same property line setbacks required by the underlying zoning district.~~



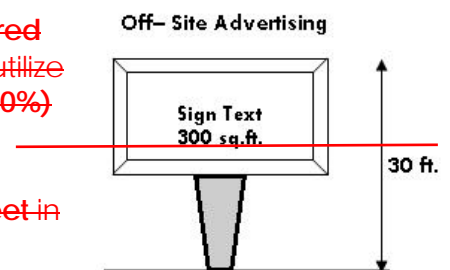
~~ARTICLE 1404.3. OFF-SITE SIGNS, BILLBOARDS [IND-2 AND IND-3 ZONING DISTRICTS ONLY]:~~

~~1404.3.1. Off site signs shall be permitted uses in the IND 2 and IND 3 zoning districts and provided each such sign shall:~~

- ~~1. Maintain a distance separation from any other off site sign of **3,000 feet** of any offsite sign on the same street when either existing or proposed sign is located **three (3) miles or greater** from the boundary of any incorporated city or town.~~
- ~~2. Maintain a distance separation from any other off site sign of **1,000 feet** of any offsite sign on the same street when either existing or proposed signs is located **fewer than three (3) miles** from the boundary of any incorporated city or town.~~
- ~~3. Such sign may be illuminated but no flashing, intermittent or moving illumination shall be employed. Any lighting used shall be in accordance with the adopted outdoor light control provisions (see Chapter 11, Section 1112. herein.). Any off premise sign within **150 feet** of a rural or residential zone boundary shall be non illuminated.~~
- ~~4. Such sign shall not be located within **100 feet** of any rural or residential zoning district boundary, whether or not separated by a public right of way.~~
- ~~5. Such sign shall not be located within **500 feet** of any park, school or roadside rest area.~~
- ~~6. Such sign shall not be audible in any manner.~~
- ~~7. Special Conditions:~~
  - ~~a. On State Route 74 between U. S. 60-89 and Lake Pleasant Road, no off site signs shall be permitted within **six hundred sixty (660) feet** of said highway right of way.~~
  - ~~b. On U. S. Highway 60-89 from Estrella Freeway to Wickenburg, no off site signs shall be permitted within **six hundred sixty (660) feet** of said highway right of way.~~

~~1404.3.2. Off site signs in IND 2 and IND 3 zoning district are subject to the following development standards:~~

- ~~1. Such sign shall not exceed **three hundred (300) square feet** in area. A sign may utilize embellishments up to of **ten percent (10%)** of the sign area.~~
- ~~2. Such sign shall not exceed **thirty (30) feet** in height.~~



- ~~3. Such sign may be double faced or "V" shaped, provided the "V" shape is designed so that it is no greater than fifty four (54) inches between faces at the apex and the angle between the faces of the sign is no greater than forty five (45) degrees.~~



- ~~4. Such sign shall be freestanding.~~
- ~~5. Shall maintain the same property line setbacks as required by the underlying zoning district.~~

The public may submit comments at:

<https://www.maricopa.gov/FormCenter/Regulatory-Outreach-17/Citizen-Comments-94>

The Staff Report will be available on the website five (5) days prior to the ZIPPOR Meeting.