

ORDINANCE NO. 09-2015
AN ORDINANCE TO AMEND THE CODE OF ORDINANCES
PERTAINING TO SECTION 6-080, SIGNS,
FOR THE CITY OF TYBEE ISLAND, GEORGIA

WHEREAS, the duly elected governing authority for the City of Tybee Island, Georgia, is authorized under Article 9, Section 2, Paragraph 3 of the Constitution of the State of Georgia to adopt reasonable ordinances to protect and improve the public health, safety, and welfare of the citizens of Tybee Island, Georgia, and

WHEREAS, the duly elected governing authority for the City of Tybee Island, Georgia, is the Mayor and Council thereof, and

WHEREAS, the governing authority desires to adopt ordinances under its police, zoning, and home rule powers, and

WHEREAS, the City desires to provide for exemptions and exceptions to the freestanding sign limitations for commercial uses, and

NOW, THEREFORE, it is ordained by the governing authority of the City of Tybee Island that the code of ordinances Appendix A of the Land Development Code of the City of Tybee shall be amended.

SECTION 1

Section 6-080(E) will be amended and will read as follows:

6-080 Commercial signs. For all commercial uses, only the following signs are hereby permitted.

(1) *Wall sign.*

a. *Number.* There shall be not more than one wall sign for each principal building except where the building abuts two or more streets, one wall sign oriented to each abutting street shall be permitted.

b. *Area.* The gross surface of a wall sign shall not exceed ten percent of the area of the building wall, including doors and windows, to which the sign is to be affixed or 200 square feet, whichever is smaller.

c. *Height.* A wall sign shall not project higher than the wall to which the sign is to be affixed or 20 feet, as measured from the base of the building wall to which the sign is to be affixed, whichever is lower.

d. *Special conditions.* Where a principal building is devoted to two or more permitted uses, the operator of each such use may install a wall sign upon his/her proportionate share of the building wall to which the sign is to be affixed. The maximum gross surface area of each such wall sign shall be determined by calculating the proportionate share of the area of the building wall, including

doors and windows, to which the sign is to be affixed and applying such proportion to the total permitted wall sign aggregate gross surface area for the building.

(2) *Freestanding signs.*

a. *Number.* There shall not be more than one freestanding sign for each principal building.

(i) Exception. Notwithstanding the limitation on one freestanding sign for each principal building, where the principal building is occupied by a “[d]estination marketing organization” as defined in Title 48 of the Official Code of Georgia or a non-profit promotion and marketing organization funded by or through a destination marketing organization, there may be permitted an additional freestanding sign, provided that the additional sign, viewed as a single freestanding sign, is in accordance with the prescribed conditions and all other applicable codes and regulations, and after special review and approval my Mayor and Council.

b. *More than one principal use.* In the event that there is more than one principal use, the sum total for each sign shall not exceed the maximum size allowed per building. Where the exception in subsection (2)(a) of 6-080 is applicable, regarding the limitation on one freestanding sign for each principal building, the sum total of the two freestanding signs shall be evaluated independently, and the maximum size allowed per building shall be applicable to each sign independently, so that the total sum will be double what it would otherwise be if only one sign were permitted.

SECTION 2

The sections, paragraphs, sentences, clauses and phrases of this ordinance are severable and, if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared illegal or invalid by the valid judgment or decree of any court of competent jurisdiction, such illegality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance.

SECTION 3

All ordinances and parts of ordinances in conflict herewith are expressly repealed.

SECTION 4

It is the intention of the governing body, and it is hereby ordained, that the provisions of this ordinance shall become and be made a part of the Code of Ordinances,

City of Tybee Island, Georgia, and the sections of this ordinance may be renumbered if necessary to accomplish such intention.

SECTION 5

This Ordinance shall become effective upon its adoption by the Mayor and Council pursuant to the ordinances of the City.

ADOPTED THIS 28 DAY OF April, 2015.


MAYOR

ATTEST:


CLERK OF COUNCIL

FIRST READING: 4/9/15
SECOND READING: 4/23/15
ENACTED: 4/23/15