

Petition No. 2012-003
Petitioner: Charlotte-Mecklenburg Planning Department

FEB 20 2012

**AN ORDINANCE AMENDING APPENDIX A
OF THE CITY CODE –ZONING ORDINANCE**

ORDINANCE NO.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. Appendix A, "Zoning" of the Code of the City of Charlotte is hereby amended as follows:

A. CHAPTER 9: GENERAL DISTRICTS

1. PART 8.5: MIXED USE DEVELOPMENT DISTRICT

- a. Amend Section 9.8506, "Mixed Use Development District; urban design and development standards", subsection (2), "Streetscape design standards", subsection (c), "Signs, banners, flags and pennants", subsection (1) by adding a new subsection (iii) permitting marquee signs. All remaining subsections remain unchanged. The revised subsection shall read as follows:

(c) Signs, banners, flags and pennants .

1. Where signs, banners, flags and pennants for identification or decoration are provided, they must conform to the requirements of Chapter 13, except for the following:

- a. Specifications for permanent signs shall be according to Section 13.108, with the following exceptions:

- (i) Signs located on any building wall of a structure shall have a maximum sign surface of all signs on one wall not to exceed 5% of building wall area to which the sign is attached up to a maximum of 100 square feet.

- (ii) Ground mounted or monument signs shall be permitted in MUDD as follows:

- (1) Signs shall not exceed 5 feet in height and 20 square feet in area. A bonus of 4 square feet in size (20%) shall be permitted if the sign is lit 100% by neon light.

- (2) Signs shall be located a minimum of 5 feet behind the proposed right-of-way and out of any sight distance triangle prescribed by the Charlotte Department of Transportation (CDOT).
 - (3) Signs shall be located behind the minimum setback.
- (iii) Marquee signs shall be permitted, and shall meet the following requirements:
- (1) The maximum allowable area for marquee, canopy, awning or wall signs, or a combination thereof, shall not exceed that maximum permitted in subsection 13.108(1). Marquee signs would be included in the total square footage of a building wall.
 - (2) Marquee signs may project up to 9 feet into the required setback, or one-half the width of the required setback, whichever is less, but shall be no closer than 2 feet to the back of curb and shall meet the following additional requirements:
 - a. The marquee sign structure shall not encroach into any required planting area; and
 - b. The marquee sign structure shall not include useable building square footage for the portion that projects into the setback.
 - c. If the marquee sign structure encroaches into the public right-of-way, then an encroachment agreement is required from the Charlotte Department of Transportation (CDOT).
 - (3) A minimum overhead clearance of 9 feet measured from the sidewalk to the bottom of the marquee structure is required.
 - (4) Marquee signs shall be located outside of any sight distance triangle prescribed by the Charlotte Department of Transportation

