

ORDINANCE NO. _____

1 AN ORDINANCE amending Chapter 27.69 of the Lincoln Municipal Code relating
2 to signs by amending Section 27.69.020 to add definitions for the terms animation, dissolve, fade,
3 NIT and scroll and to revise the definitions of the terms changeable copy sign, electric changeable
4 copy sign, flashing/blinking/pulsating sign, and illuminated sign; amending Section 27.69.030 to
5 provide standards for illumination, to prohibit signs which display an animated message or
6 simulates animation and to provide regulations for electronic changeable copy signs; by amending
7 Section 27.69.035 to modify provisions regarding administrative permits for off-premises signs,
8 to require that any two off-premises electronic changeable copy signs be 5,000 feet apart measured
9 in all directions, to allow existing off-premises signs to be converted to electronic changeable copy
10 signs provided the sign is located at least 150 feet from and does not face a residential district,
11 cemetery or park, to allow illumination of off-premises signs between midnight and 5:00 a.m. for
12 government initiated emergency information announcements, to revise provisions regarding
13 removal of existing nonconforming off-premises signs in order to install a new off-premises sign;
14 by amending Section 27.69.070 to allow on-premises signs in the B-4 District to be animated or
15 to simulate animation; by repealing Section 27.69.270 relating to public service information signs
16 in nonresidential districts; amending Section 27.69.330 to allow LED or similar technologies to
17 have exposed illumination; and repealing Sections 27.69.020, 27.69.030, 27.69.035, 27.69.070, and
18 27.69.330 of the Lincoln Municipal Code as hitherto existing.

19 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

1 Section 1. That Section 27.69.020 of the Lincoln Municipal Code be amended to
2 read as follows:

3 **27.69.020 Definitions.**

4 For the purpose of this chapter, certain terms and words are hereby defined.

5 **ANIMATION** shall mean the movement of any object or light used in conjunction with a
6 sign such as blinking, flashing, traveling, scrolling, or changing degree of intensity of any light
7 movement other than burning continuously.

8 **AREA OF SIGN** shall mean the area of the largest single face of the sign within a
9 perimeter which forms the outside shape including any frame which forms an integral part of the
10 display, but excluding necessary supports or uprights on which the sign may be placed. If the sign
11 consists of more than one section or module, all areas will be totaled. Signs mounted or painted
12 on a wall shall be calculated by using up to a simple eight-sided geometric figure around the
13 advertising message and shall include any framing or border. Pylon signs shall have area measured
14 from the bottom of the copy area.

15 **BUILDING OFFICIAL** shall mean the Director of Building and Safety of the City who
16 is charged with the administration and enforcement of this code, or his or her duly authorized
17 deputy.

18 **CHANGEABLE COPY SIGN** shall mean any sign on which message copy can be
19 changed through the use of attachable letters and numerals or by electronic switching of lamps,
20 light emitting devices, or illuminated tubes. This includes public message displays or any sign
21 which features automatic switching such as time and temperature signs.

22 **DIRECTIONAL SIGN** shall mean any sign which serves primarily to designate the
23 location or direction of any area or place. This definition shall also include any sign approved by
24 the Director of Public Works and Utilities in connection with major street construction projects. A
25 business name and/or logo is acceptable on a directional sign.

26 **DISSOLVE** shall mean a change from one message to another by means of varying light
27 intensity or pattern, where the first message gradually appears to dissipate and lose legibility
28 simultaneously with the gradual appearance and legibility of the second message.

1 **ELECTRIC SIGN** shall mean any sign containing electrical wiring which is attached or
2 intended to be attached to an electrical energy source, but not including signs illuminated by an ex-
3 terior light source not an integral part of the sign.

4 **ELECTRONIC CHANGEABLE COPY SIGN** shall mean a sign containing a computer
5 or digital software generated message or other automated or remote method of changing copy ~~such~~
6 ~~as a public service time, temperature and date sign, message center or reader board, where different~~
7 ~~copy changes of a public service or commercial nature are shown on the same lamp bank or~~
8 ~~message facility.~~

9 **ERECTED** shall mean attached, altered, built, constructed, reconstructed, enlarged, or
10 moved and shall include the painting of wall signs.

11 **FACADE** shall mean that portion of any exterior elevation of a building extending
12 vertically from the grade to the top parapet wall or eaves and horizontally across the building in one
13 plane of elevation. A facade may extend above the roof line.

14 **FADE** shall mean a change from one message to another by means of varying light
15 intensity, where the first message gradually reduces intensity to the point of not being legible and
16 the subsequent message gradually increased intensity to the point of legibility.

17 **FLAG** shall mean a sign constructed of a nonrigid piece of fabric attached to a pole
18 structure on one vertical side only.

19 **FLASHING/BLINKING/PULSATING SIGN** shall mean the interior or exterior of a sign
20 which contains flashing lights or exhibits noticeable changes in light intensity with a basic on-off
21 of the same light source or display pattern or which includes the illusion of intermittent or flashing
22 light by means of animation, or an externally-mounted intermittent light source.

23 **GROUND SIGN** shall mean a sign, other than a pole sign, in which the entire bottom of
24 the sign is in contact with or is close to the ground and is independent of any other structure, and
25 the top edge of the sign is ten feet or less above grade.

26 **HEIGHT OF A SIGN** shall mean the distance between the lowest grade level within two
27 feet of either side of a sign, and the highest part of the sign or its support; except that if the property
28 was lower than the adjacent roadway, then the height of the sign is to be calculated from the street
29 grade at a ninety degree angle from the sign.

1 **ILLUMINATED SIGN** shall mean any sign which is directly lighted by any electrical light
2 source, internal or external, regardless of technology. This definition shall not include signs which
3 are illuminated by street lights or other light sources owned by any public agency or light sources
4 which are specifically operated for the purpose of lighting the area in which the sign is located
5 rather than the sign itself.

6 **MARQUEE (canopy or awning)** shall mean a protective shelter or overhang which
7 projects more than twenty-four inches from the face of a building that is otherwise permitted by
8 code or ordinance.

9 **MARQUEE SIGN** shall mean a sign attached to the face or on top or below a marquee.
10 The area of marquee signs shall be counted toward the total allowable wall sign area of the parallel
11 face to which the marquee is attached; if attached perpendicular to the wall, it shall be counted
12 toward the allowed projecting sign area.

13 **MOBILE SIGN** shall mean a sign designed and constructed to be transported by its own
14 wheels. When placed, a mobile sign must be supported by at least four integral metal supports
15 which raise the wheels off the ground. Such sign shall not exceed ten feet in height.

16 **NIT** shall mean a unit of luminance equal to one candela (one candle) per square meter.

17 **NONSTRUCTURAL TRIM** shall mean the molding, battens, caps, nailing strips, latticing,
18 cutouts, or ladders and walkways which are attached to the sign structure.

19 **OFF-PREMISES SIGN** shall mean any sign which serves to advertise a product, service,
20 or activity not conducted on the premises on which the sign is located or within 300 lineal feet
21 thereof.

22 **ON-PREMISES SIGN** shall mean any sign which serves to advertise and/or identify a
23 product, service, or activity conducted on the premises on which the sign is located, or identifies
24 said premises or a use thereof.

25 **PEDESTRIAN MARQUEE SIGN** shall mean a marquee sign oriented to the view of
26 pedestrians which is attached to or constructed under the marquee or on the end of the marquee
27 perpendicular to the parallel face to which the marquee is attached, but shall not project above the
28 marquee.

1 **PERSON** shall mean and include any person, firm, partnership, association, corporation,
2 company, or organization of any kind.

3 **POLE SIGN** shall mean a sign that is mounted on a freestanding pole or other support so
4 that the bottom edge of the sign face is ten feet or more above grade. A pylon sign shall also be
5 considered as a pole sign.

6 **PROJECTING SIGN** shall mean a sign other than a wall sign which is attached to and
7 projects at an angle of not less than forty-five degrees from a structure or building face.

8 **PROJECTION** shall mean the distance by which a sign extends beyond a building or
9 structure.

10 **PYLON SIGN** shall mean a pole sign greater than ten feet in height with a design
11 incorporating a pole cover structure of greater than twenty-four inches in width in contact with the
12 ground.

13 **REAL ESTATE SIGN** shall mean any sign which identifies an offer of the sale, rental, or
14 lease of the premises on which it is located.

15 **ROOF LINE** shall mean the uppermost exterior surface of the roof of a building.

16 **ROOF SIGN** shall mean a sign mounted on the main roof portion of a building or on the
17 top most edge of a parapet wall of a building; and when is wholly or partially supported by such
18 building. For the purpose of this chapter, signs mounted on mansard facades, penthouse eaves,
19 facades and architectural projections such as canopies or marquees shall not be considered to be
20 roof signs. Signs mounted on an ornamental attachment not used for shelter or protection of
21 persons or property, such as cupolas, shall be considered roof signs.

22 **ROTATING SIGN** shall mean any sign or portion of a sign which moves in a revolving
23 or similar manner, but not including multi-prism indexing signs.

24 **SCROLL** shall mean a message transition where the message appears to move vertically
25 across the display surface.

26 **SEASONAL OR HOLIDAY SIGNS** shall mean signs used for special occasions, such as
27 religious and national holidays, and installed for a limited period of time not to exceed sixty days.

28 **SIGN** shall mean any structure, fixture, graphics, illustration, statue, or other device visible
29 from off the premises designed or intended to advertise, to identify, to attract attention to, or to con-

1 vey information regarding any goods, product, service, business, location, institution, activity,
2 person, solicitation, issue, or campaign, with the exception of merchandise window displays,
3 national, state or other Nebraska governmental subdivision flags, and sculpture. For purposes of
4 removal, sign shall also include any sign structure.

5 **SIGN STRUCTURE** shall mean any structure which is designed or used to support any
6 sign as defined in this chapter. A sign structure may be a single pole and may or may not be an
7 integral part of the building.

8 **TEMPORARY SIGN** shall mean any outdoor sign or device including but not limited to
9 banners, pennants, flags, or advertising display constructed of cloth, canvas, light fabric, cardboard,
10 or other light materials, with or without frames, intended to be displayed for a limited period of
11 time only not to exceed sixty days in a calendar year and not permanently affixed; provided, that
12 temporary signs shall not include mobile signs.

13 **WALL SIGN** shall mean any sign painted on or attached to the wall or facade of a building
14 with the display surface parallel to or at an angle to which it is attached, and which projects no
15 more than twenty-four inches from the wall surface. No wall sign shall extend vertically or
16 horizontally beyond the building facade from which the sign is attached. A wall sign may project
17 into a right-of-way. A wall sign may be located at any height on a parapet or facade. A wall sign
18 may be mounted on a mansard facade or penthouse facade.

19 **WINDOW SIGN** shall mean a sign installed inside a window which can be viewed from
20 outside the premises and is six feet or less from the window or is located within a window display
21 area formed by walls or doors that block the view into the main building.

22 Section 2. That Section 27.69.030 of the Lincoln Municipal Code be amended to
23 read as follows:

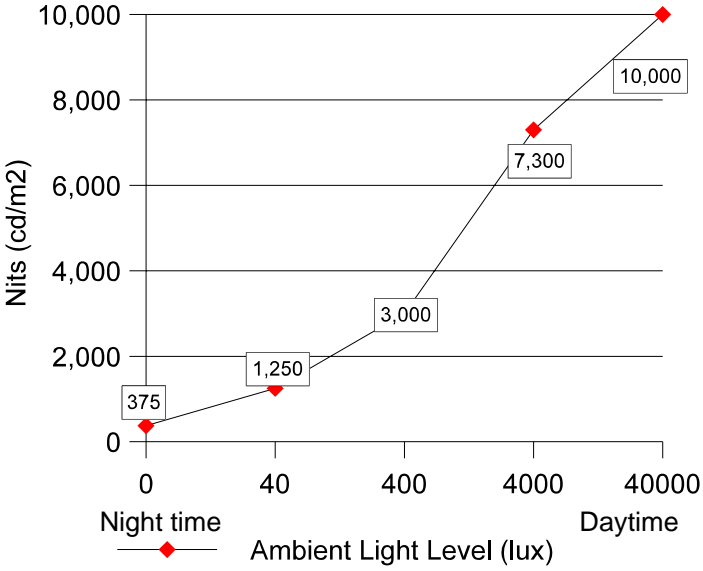
24 **27.69.030 General Provisions.**

25 No sign or part thereof shall be erected or maintained in any zoning district except in
26 conformance with the provisions of this chapter. Unless otherwise provided in this chapter:

27 (a) Signs may be illuminated, except as otherwise provided in residential districts;
28 provided, however, that the illumination of any sign shall not exceed 300 foot lamberts as measured
29 at any point on the property line upon which the sign is located surface/face illumination of any

1 sign shall not exceed the levels shown in Figure 1 below for different conditions of ambient light.
 2 Prior to the issuance of a sign permit, the applicant shall provide written certification from the sign
 3 manufacturer that the light intensity has been preset not to exceed the above illumination levels,
 4 and the preset intensity level is protected from end user manipulation by password protected
 5 software or other method approved by the Director of Building and Safety. Such an illuminated
 6 sign shall be equipped with a sensor and/or timer or other device approved by the Director of
 7 Building and Safety to automatically adjust the day/night light intensity levels in accordance with
 8 Figure 1 below.

9 Figure 1 - Maximum Sign Brightness with Varying Ambient Light



10 (b) No sign shall blink or flash, display an animated message, nor be illuminated by any
 11 device so as to appear to blink or flash or simulate animation, except for mobile signs and B-4
 12 zoning district signs permitted by Section 27.69.070.

13 (c) No sign shall move, rotate, revolve, or simulate ~~movement~~ animation by means of
 14 spinning, fluttering, or reflective devices or lighting, except a sign may rotate or revolve at a rate
 15 not to exceed six revolutions per minute.

16 (d) No message on an electronic changeable copy sign shall be animated. Transition
 17 between messages are permitted but such transitions may only fade, scroll, or dissolve, and the

1 transition shall not exceed a duration of two seconds. If the sign area displaying electronic
2 changeable messages is greater than 80 square feet, the message shall hold for at least ten (10)
3 seconds. If said sign area is 80 square feet or less, the message shall hold for at least three (3)
4 seconds.

5 (d e) No sign shall be erected or maintained in a required yard, encroach upon or overhang
6 any adjacent property, or any other land or public right-of-way.

7 (e f) No sign shall be erected upon or against a roof or on top of or above the parapet of
8 a building.

9 (f g) No sign shall exceed the maximum height permitted for buildings in the zoning
10 district in which it is located.

11 (g h) Every sign shall be permanently attached to the ground, or to a building or structure
12 which is permanently attached to the ground, except for mobile signs as provided in this chapter
13 and in Title 22 of the Lincoln Municipal Code.

14 (h i) The area of a double-faced sign or two-sided or three-sided V-type sign not
15 exceeding an angle of sixty degrees is calculated on one face of the sign only. A four-sided sign
16 is to be calculated as two signs, and a triangular, three-sided sign is to be calculated on its largest
17 face.

18 (i j) No sign shall be painted on or attached to rocks, trees, or any other natural object.

19 (j k) No sign shall be erected, placed, or maintained that violates the site obstruction
20 regulations of the Department of Public Works and Utilities. Location of signs within sight
21 distance limitations of street intersections or entrance or exits from private property shall be in
22 accordance with and may be modified by regulations established by the Department of Public
23 Works and Utilities.

24 (k l) No sign or part thereof shall be erected in those zoning districts which are adjacent
25 to or within the area of the interstate and federal-aid primary road systems in contravention of the
26 advertising controls of the State of Nebraska.

27 (l m) Signs for designated landmarks or in designated landmark districts must receive a
28 certificate of appropriateness from the Historic Preservation Commission.

1 (m n) Marquee signs shall be designed so that sign support braces are not visible from street
2 level. When a building is erected adjacent to the front property line, the marquee sign may be
3 attached to the marquee extending into or over the right-of-way. Pedestrian marquee signs shall
4 not project beyond the edge of the marquee, and shall have a minimum clearance of eight feet
5 above the walk or grade below.

6 (n o) On-premises pole signs in the Capitol View Corridor Overlay District shall be
7 subject to the regulations of said district, notwithstanding the otherwise applicable regulations of
8 the underlying zoning district.

9 (o p) A pole sign or ground sign permitted on a "per frontage" basis shall be allocated to and
10 be located proximate to the specific frontage which would authorize such sign.

11 (p q) The allowable wall sign area for a business within a multiple tenant building shall
12 not exceed thirty percent of the wall area per building facade which abuts the business.

13 (r) In all nonresidential zoning districts, on-premises electronic changeable copy signs
14 shall be permitted. The sign area displaying electronic changeable messages shall not exceed eighty
15 square feet of sign area and such sign area shall be included as a part of the permitted signage for
16 the premises on which it is located.

17 Section 3. That Section 27.69.035 of the Lincoln Municipal Code be amended to
18 read as follows:

19 **27.69.035 Off-Premises Signs.**

20 (a) Administrative Permits. Off-premises signs are permitted in the B-1, B-3, B-4, H-1,
21 H-2, H-3, H-4, and I-1 zoning districts by administrative permit issued by the Director of Building
22 and Safety. The administrative permits shall automatically expire ten years from their date of
23 issuance. The permittee may make application for renewal of the administrative permit.

24 (1) Applications for administrative permits and renewals thereof shall include:

25 (i) The legal description of the land upon which an off-premises sign is
26 to be located.

27 (ii) A copy of a signed lease or other verification that the applicant has
28 permission of the owner of the land upon which the off-premises sign shall be located to locate the
29 off-premises sign thereon.

1 (iii) The area of the proposed off-premises sign.

2 (iv) The description and location of a nonconforming off-premises sign
3 or signs ~~encompassing equal or great total face area (rather than area of sign)~~ to be removed as
4 required by subsection (e) below or previously which was removed after January 10, 2000 and
5 registered with the Department of Building and Safety following the effective date of this ordinance
6 and not replaced; except that this provision shall not be applicable for applications for renewal of
7 an administrative permit previously used to satisfy the requirement of subsection (e) below. The
8 above provisions are not required to be met for renewal of an administrative permit. For the
9 purpose of this section, a nonconforming off-premises sign shall mean any off-premises sign which
10 was lawfully installed on the January 10, 2000 effective date of ~~this~~ Ordinance No. 17585 and for
11 which an administrative permit has not been issued.

12 (2) The administrative permit and any renewals thereof shall be issued under the
13 following conditions:

14 (i) The off-premises sign shall be subject to the provisions of this
15 section, notwithstanding any other applicable regulation of the zoning district in which the off-
16 premises sign is located.

17 (ii) The nonconforming off-premises sign or signs identified in the
18 application for removal shall be removed prior to application for the permit or within 30 days of
19 the date of the issuance of the permit.

20 (iii) The off-premises sign shall be removed within 30 days following the
21 expiration of the permit.

22 (b) Siting Limitations.

23 (1) The minimum distance between an off-premises sign and an existing off-
24 premises sign or nonconforming off-premises sign shall be 600 feet measured in all directions
25 regardless of the zoning jurisdiction in which the existing off-premises sign or nonconforming off-
26 premises sign is located.

27 (2) The minimum distance between any two off-premises electronic changeable
28 copy signs shall be 5,000 feet measured in all directions regardless of the zoning jurisdiction in
29 which the existing off-premises electronic changeable copy sign is located.

1 (3) The minimum distance between an off-premises sign and a public elementary
2 or public high school, private school having a curriculum equivalent to a public elementary or
3 public high school, college or university, park, or cemetery shall be 600 feet measured in all
4 directions regardless of the zoning jurisdiction in which the public elementary or high school,
5 private school having a curriculum equivalent to a public elementary or public high school,
6 university, park, or cemetery is located.

7 (4) No off-premises sign shall be permitted in the areas designated as District
8 A, District B, or District C of the Capitol View Corridor Overlay District.

9 (5) No off-premises sign shall be permitted within the B-4 zoning district area
10 bounded by 10th Street, 14th Street, N Street, and P Street.

11 (6) Within one-fourth mile on either side of the corporate limits of the City, the
12 minimum distance between an off-premises sign and any of the below listed entrance corridors to
13 the City shall be 800 feet measured in all directions.

- 14 (i) Interstate 80 and 180;
- 15 (ii) West Bypass and “K” and “L” Extension;
- 16 (iii) U.S. 77 north of Morton Street;
- 17 (iv) Nebraska Highway 2;
- 18 (v) U.S. 6;
- 19 (vi) Cornhusker Highway;
- 20 (vii) North 27th Street;
- 21 (viii) “O” Street.

22 (7) Off-premises signs shall be located a minimum of 150 feet or one-half of the
23 depth of the zoning district in which the off-premises sign shall be located, whichever is greater,
24 measured in all directions from all residential zoning districts.

25 (8) No off-premises signs shall be located within 600 feet measured in all
26 directions from a sensitivity zone. For the purpose of this section, a sensitivity zone shall mean an
27 historic district, historic landmark, and Capitol environs.

28 (9) No off-premises signs shall be located within 660 feet of Interstate 80 and
29 180.

1 Notwithstanding the above (b)(1) through (b)(9) siting limitations, the Director of Building
2 and Safety may approve an administrative permit for the face of the sign to be changed to an
3 electronic changeable copy sign of equal or lesser face area provided that the sign is located at least
4 150 feet from and does not face a residential district, cemetery or park.

5 (c) Lighting. Illumination of off-premises signs shall not be allowed from midnight to
6 5:00 a.m. except for government initiated emergency information announcements. If off-premises
7 signs are illuminated by reflected lighting, the lighting shall be provided by downlighting methods,
8 until such time as sign illumination standards are adopted by resolution of the City Council and
9 thereafter it shall in accordance with design standards. The lighting shall be controlled by an
10 automatic timing device.

11 (d) Abandoned Signs. In addition to all other applicable regulations, off-premises sign
12 structures and existing nonconforming off-premises sign structures which contain no sign copy on
13 all faces for a continuous period of six months shall be considered an abandoned sign and shall be
14 removed. This removal shall take place within ten days of the date of the abandonment.

15 (e) Removal of Existing Nonconforming Off-Premises Signs. For each new off-
16 premises sign of a given total face area (rather than area of sign) to be erected within the zoning
17 jurisdiction of the City in conformance with this section, an existing nonconforming off-premises
18 sign or signs encompassing equal or greater total face area to the new off-premises sign shall be
19 removed. In the alternative a nonconforming off-premises sign or signs removed after January 10,
20 2000 and registered with the Director of Building and Safety encompassing equal or greater face
21 area to the new off-premises sign may be removed from the from the Director of Building and
22 Safety registration and used in whole or part to satisfy this requirement. Notwithstanding the
23 foregoing, for each new off-premises electronic changeable copy sign of a given sign area (rather
24 than face area) to be erected within the zoning jurisdiction of the City in conformance with this
25 section, three (3) existing nonconforming signs each encompassing equal or greater sign area to the
26 new off-premises electronic changeable copy sign shall be removed. In the alternative, three (3)
27 nonconforming off-premises signs removed after January 10, 2000 and registered with the Director
28 of Building and Safety, each encompassing equal or greater sign area value to the new off-premises

1 sign, may be removed from the Director of Building and Safety registration and used in whole or
2 part to satisfy this requirement.

3 (f) Notwithstanding (e) above, upon request of the applicant, the City Council may,
4 after report and recommendation of the Planning Commission, grant the applicant a bonus of one
5 additional off-premises sign of equal square footage to the nonconforming off-premises sign to be
6 removed upon a finding that the nonconforming off-premises sign to be removed is located is in
7 an area of special aesthetic value to the community and that removal of the nonconforming off-
8 premises sign in question is a special desire of the community.

9 Section 4. That Section 27.69.070 of the Lincoln Municipal Code be amended to
10 read as follows:

11 **27.69.070 Permitted Signs; B-4 Zoning District.**

12 In the B-4 zoning district, the specific regulations are as follows:

13 (a) One on-premises pole sign or one on-premises ground sign per business per frontage
14 is permitted. Such signs shall be spaced a minimum of fifty feet apart along any street frontage.
15 In those instances where only a single business is conducted on the premises and the premises has
16 a frontage along any one street of 150 feet or more, the business may have a maximum of two
17 ground or pole signs as otherwise permitted in this section on any such frontage with a minimum
18 spacing of 100 feet. If such sign is located in a required front yard, it shall not exceed fifty square
19 feet of area, and a pole sign shall have a maximum height of twenty-five feet, and a ground sign
20 shall have a maximum height of eight feet. If such sign is located outside the required front yard,
21 it may have a maximum area of 100 square feet and a maximum height of thirty-five feet. If such
22 sign is a combination of the two permitted signs of over 150 feet frontage, it may be increased to
23 150 square feet in area and thirty-five feet in height; provided it is fifty feet from other premises;

24 (b) Where more than one business is located on the premises, the on-premises signs
25 permitted in the required front yard, pursuant to (a) above, may be combined. The resultant sign
26 shall not exceed 150 square feet in area. Such pole signs shall be spaced a minimum of seventy-
27 five feet from an adjoining premises;

28 (c) On-premises wall signs on building facades, attached to the face of the building,
29 marquee, or mansard roof or substantially parallel thereto and not extending beyond or above the

1 roof or the top of the cornice wall, are permitted. The sign area of such wall signs per building
2 facade shall not exceed thirty percent coverage of the wall face, or a total of 500 square feet,
3 whichever is lesser. Any marquee sign shall not exceed three feet in height or the height or vertical
4 thickness of the marquee, whichever is greater. One pedestrian marquee sign per entrance not
5 exceeding one foot in height and six square feet in area is permitted;

6 (d) In lieu of the signs permitted in subparagraph (a) above, projecting signs may be
7 substituted. Such projecting signs may project from the building a maximum of six feet six inches
8 and shall not extend above the roof line or top of a cornice wall. Such sign may project over the
9 public right-of-way when the building is erected adjacent to the front property line. Such sign shall
10 have a minimum clearance of eight feet above the walk or grade below and a maximum area of 150
11 square feet;

12 (e) On-premises wall signs on building facades, attached to the face of the building,
13 marquee, or mansard roof or substantially parallel thereto and not extending above or beyond the
14 roof or top of the cornice wall, are permitted. The sign area of such wall signs per building facade
15 shall not exceed thirty percent coverage of the wall face or a total of 500 square feet, whichever is
16 lesser. Marquee signs shall not exceed three feet in height or the height or vertical thickness of the
17 marquee, whichever is greater, except marquee signs for theaters, which may be up to four feet in
18 height or the height or vertical thickness of the marquee, whichever is greater. Those signs
19 extending above or below the marquee shall be erected at a ninety degree angle to the building and
20 shall project no more than six feet six inches with a minimum clearance of eight feet above the
21 walk or grade below and shall not project above the cornice wall or roof of the building. All such
22 marquee signs below the marquee shall not exceed twelve square feet in area;

23 (f) Within the area designated as an "entertainment district" in the Lincoln Center Plan
24 (a subarea plan of the Comprehensive Plan) which area, for purposes of this subsection, includes
25 that portion of the B-4 Lincoln Center District bounded by 11th Street, "R" Street, 13th Street, and
26 "Q" Street, and that portion of the B-4 Lincoln Center District bounded on the north by "Q" Street
27 and extending to mid-block between "O" Street and "P" Street on the south, to mid-block between
28 10th Street and 11th Street on the west, and mid-block between 14th Street and 15th Street on the

1 east, on-premises signs are permitted to extend up to twenty-five feet above the roof line or cornice
2 wall of theaters;

3 (g) Off-premises signs not exceeding 700 square feet in area and forty-five feet in height
4 are permitted, subject to the provisions of Section 27.69.035.

5 (h) In the area of the B-4 zoning district beginning 150 feet east of 17th Street and
6 continuing to the western boundary of the B-4 District, on-premises signs may be animated, blink,
7 ~~or flash, or simulate animation.~~ Flags of any organization, party, or individual are permitted,
8 including flags mounted above or on roofs. The total sign area for all signs, including flags, shall
9 not exceed that allowed in Section 27.69.070(a) through (e). No single flag shall exceed 150 square
10 feet. ~~Signs having electronically changing sign area shall not exceed the provisions of Section~~
11 ~~27.69.270.~~

12 Section 5. That Section 27.69.270 of the Lincoln Municipal Code be and the same
13 is hereby repealed.

14 ~~**27.69.270 — Other Permitted Signs; Nonresidential; Public Service Information.**~~

15 ~~— In any nonresidential district, electronic changeable copy signs displaying the time,~~
16 ~~temperature, weather, or similar public service information shall be permitted. The sign area~~
17 ~~displaying such information may change, blink, flash, or have the appearance of movement;~~
18 ~~provided that the changing sign area shall not exceed eighty square feet of sign area. Such area shall~~
19 ~~be included as a part of the permitted signage for the premises on which it is located.~~

20 Section 6. That Section 27.69.330 of the Lincoln Municipal Code be amended to
21 read as follows:

22 **27.69.330 Other Permitted Signs; Cemetery Grounds.**

23 Cemeteries may have a cemetery grounds signing plan approved under the provisions of
24 Section 27.63.510 to provide public information and to accommodate the unique requirements for
25 services, provided:

26 (a) The signing plan shall be designed to minimize adverse impact on surrounding
27 properties;

28 (b) Any sign proposed to be located in a required yard shall be approved as part of a
29 landscaping plan;

- 1 (c) No pole signs shall be allowed;
- 2 (d) No ground signs shall exceed eight feet in height or fifty square feet in area if
- 3 located along a major street and six feet in height and thirty-two square feet if located along any
- 4 other street;
- 5 (e) Signs shall have no exposed illumination, except LED or similar technologies;
- 6 (f) All wall signs over fifty square feet in area shall be approved in the permit;
- 7 (g) Signs located along a major street shall be spaced a minimum of 500 feet apart from
- 8 each other.

9 Such cemetery grounds signing plan may be approved by administrative amendment as pro-
10 vided in Section 27.63.030 if a special permit has been issued for the cemetery.

11 The cemetery grounds signing plan regulations in subparagraphs (c), (d), (e) and (f) above
12 may be modified by the City Council in connection with the granting of a special permit for a
13 cemetery.

14 Section 7. That Sections 27.69.020, 27.69.030, 27.69.035, 27.69.070, and 27.69.330
15 of the Lincoln Municipal Code as hitherto existing be and the same are hereby repealed.

16 Section 8. That this ordinance shall take effect and be in force from and after its
17 passage and publication according to law.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ___ day of _____, 2006: _____ Mayor
