

Chapter 152

SIGNS

[HISTORY: Adopted by the of the Town Council of the Town of Callahan 8-15-1994 by Ord. No. 1-O-1994.¹ Amendments noted where applicable.]

GENERAL REFERENCES

Building construction — See Ch. 73.
Political activities — See Ch. 145.
Subdivision of land — See Ch. 160.
Zoning — See Ch. 195.

§ 152-1. Title.

This chapter may be known and shall be cited as the "Town of Callahan Sign Ordinance."

§ 152-2. Relationship to Comprehensive Plan.

This chapter implements and furthers the following policy of the Callahan Comprehensive Plan 2000: Future Land Use Element Policy A.1.1.2.

§ 152-3. Declaration of intent and purpose.

The provisions of the chapter are intended to promote the Town's economic well-being, traffic safety, and visual environmental quality by creating the necessary legal framework for a fair and balanced sign system. The legal framework established includes regulations governing the number, location, and other characteristics of signs. It is the intent of this section to encourage the use of signs which are compatible with their surroundings and appropriate to the type of activity to which they pertain.

§ 152-4. Sign regulations by zoning district.

The following types of signs are permitted by district:

- A. Residential districts (RSF, RMH, RSF/MH and RMF): [Amended 4-15-1996 by Ord. No. 1-O-1996; 7-6-2009 by Ord. No. 2009-04]
 - (1) Residential property occupants may erect on their private property a nonilluminated sign or signs that contain a total of up to 32 square feet of display area per parcel of property.
 - (2) Flag.
 - (a) No portion of any flag when extended to its maximum length shall be closer than 18 inches horizontally to a property line.

1. Editor's Note: This ordinance also superseded former Ch. 152, Signs, adopted as Ord. No. 2-1971.

- (b) No portion of any flag when extended to its maximum length or flag pole shall be closer than eight feet horizontally or vertically from any electrical conduit, public utility pole, or guy wire.
- (3) Construction sign.
 - (a) Shall not exceed one sign for each contractor, subcontractor, or supplier per active construction project.
 - (b) Shall not be illuminated.
 - (c) Shall not exceed 16 square feet in area for the general contractor, and six square feet in area for any subcontractor or supplier.
 - (d) All construction signs shall be removed within 10 days after substantial completion of construction as determined by the Town's Building Official.
- (4) Permanent subdivision or development sign.
 - (a) Shall not exceed 48 square feet in area.
 - (b) Shall not exceed two signs per roadway entrance to the subdivision or development.
 - (c) Shall not exceed eight feet in height.
 - (d) Shall be limited to the name of the subdivision, development, address, and developer name or logo.
 - (e) Shall have a landscaped area around its base which extends a minimum distance of three feet in all directions. Such landscaped areas shall be completely covered by ground cover and shrubs, hedges, or similar vegetative materials.
 - (f) May be externally illuminated.
- (5) Temporary subdivision or development sign.
 - (a) Shall not exceed one sign per roadway entrance to subdivision or development.
 - (b) Shall not exceed 32 square feet in area.
 - (c) Shall be removed when 95% of the subdivision or development is sold.
 - (d) Shall not be illuminated.
- (6) On-site directional or public service sign.
 - (a) May be installed as needed.
 - (b) Shall not exceed six square feet in area.
- (7) Public warning sign:
 - (a) Shall not exceed two square feet in area.
 - (b) Shall not exceed a reasonable number as determined by the Zoning

Administrator.

- (8) Seasonal display or decoration: may be installed at the discretion of the property owner or tenant without permit when otherwise consistent with this chapter.
- (9) Memorial sign or tablet:
 - (a) May be installed as needed with the approval of the Zoning Administrator.
 - (b) Shall not exceed 16 square feet in area.

B. Commercial General and Industrial Districts (CG and I-1).

- (1) Real estate sign.
 - (a) Shall not exceed more than one sign for each 400 feet of frontage or portion thereof up to a maximum of two signs per lot, parcel, establishment, or unit.
 - (b) Shall be removed from the subject premises within 10 days after the real estate transaction has closed.
 - (c) Shall not be illuminated.
 - (d) Shall not exceed 32 square feet in area.
- (2) (Reserved)²
- (3) Flag.
 - (a) No portion of any flag when extended to its maximum length shall be closer than 18 inches horizontally to a property line.
 - (b) No portion of any flag when extended to its maximum length or flag pole shall be closer than eight feet horizontally or vertically from any electrical conduit, public utility pole, or guy wire.
- (4) Construction sign.
 - (a) Shall not exceed one sign per active construction project for each contractor, subcontractor, or supplier.
 - (b) Shall not be illuminated.
 - (c) Shall not exceed 32 square feet in area for any general contractor and six square feet in area for any subcontractor or supplier.
 - (d) All construction signs shall be removed within 10 days after final threshold inspection by the Town's Building Official.
- (5) Ground sign.
 - (a) One sign per establishment or group of establishments with a minimum street

2. Editor's Note: Former Subsection B(2), regarding removal of political signs, as amended 4-15-1996 by Ord. No. 1-O-1996, was repealed 7-6-2010 by Ord. No. 2010-07.

lot frontage of 60 linear feet or more.

- (b) For parcels with frontage on U.S. Highway 1, U.S. Highway 301, State Road 200, or State Road A1A, ground signs shall not exceed a sign area equal to one square foot for every linear foot of street frontage up to a maximum of 100 square feet or 60 square feet, whichever is greater, for any one or combination of signs. All ground signs for a parcel must be installed on a single supporting structure. All other parcels are limited to one or more signs totaling 32 square feet of nonilluminated signage installed on one supporting structure per parcel. [Amended 7-6-2010 by Ord. No. 2010-07]
 - (c) Structures on out parcels with a single tenant having 60 feet of frontage or more may have a separate sign subject to the restrictions above.
 - (d) For parcels with frontage on U.S. Highway 1, U.S. Highway 301, State Road 200, or State Road A1A, ground signs shall not exceed 20 feet in height. All other parcels are limited to 15 feet in height. [Amended 7-6-2010 by Ord. No. 2010-07]
 - (e) Shall provide a vertical clearance of nine feet over any pedestrian walkway or 14 feet over any vehicular driveway.
 - (f) Shall not be located less than 18 inches (measured horizontally from the closest part) from any public right-of-way line, adjacent property line or structure.
 - (g) Shall have a landscaped area around its base which extends a minimum distance of three feet in all directions, except in the direction of the right-of-way of the adjacent primary highway where the minimum distance shall be 18 inches. Such landscaped area shall be completely covered by ground cover and shrubs, hedges, or similar vegetative materials.
- (6) Window signs, wall signs, and banners. [Amended 2-7-2011 by Ord. No. 2011-001]
- (a) The total area of all window signs, wall signs, and banners combined for any one tenant shall not exceed 25% of that tenant's wall face area fronting on the principal street. If the tenant is located on a corner lot and has dual frontage, then the area of both walls fronting a principal street shall be used to calculate 25%.
 - (b) Shall not extend above the roof or parapet of the building, whichever is lower.
 - (c) Projecting wall signs or banners shall provide a vertical clearance of nine feet over any pedestrian walkway or 14 feet over any vehicular driveway. No part of a projecting wall sign may be closer than 18 inches (measured horizontally to the closest part) to a property line.
 - (d) No more than two banners may be displayed at any time. Banners must be professionally made and constructed of materials suitable for advertising banners.
 - (e) All signs permitted under this section must be attached to a permanent structure.

- (7) Pedestrian sign.
 - (a) One sign per tenant.
 - (b) Shall not exceed six square feet in area.
 - (c) Shall provide a vertical clearance of nine feet over any walkway.
- (8) Rear entrance sign:
 - (a) One sign per tenant.
 - (b) Shall not exceed six square feet in area.
- (9) On-site directional or public service sign.
 - (a) May be installed as needed with the approval of the Zoning Administrator.
 - (b) Shall not exceed six square feet in area, unless a larger sign is specifically approved by the Town Council. [Amended 2-7-2011 by Ord. No. 2011-001]
- (10) Off-premises garage sale sign by permit or off-premises directional sign, by conditional use (see § 152-6, Administration and enforcement, Subsection J, Conditional uses). [Amended 7-7-2008 by Ord. No. 2008-10]
- (11) Public warning sign.
 - (a) Shall not exceed four square feet in area.
 - (b) Shall not exceed a reasonable number as determined by the Zoning Administrator.
- (12) (Reserved)³
- (13) Credit card sign, decal or emblem:
 - (a) Shall not exceed two square feet in area.
 - (b) Shall not be subtracted from any allowable sign area.
- (14) Motor fuel price signs:
 - (a) Shall not exceed two square feet in area per fuel.
 - (b) Shall not be subtracted from any allowable sign area.
- (15) Seasonal display or decoration: may be installed at the discretion of the property owner or tenant without permit when otherwise consistent with this chapter.
- (16) Special event sign:
 - (a) May be installed as needed with the approval of the Callahan Town Council.
 - (b) Shall be limited to a one-month period of time.

3. Editor's Note: Former Subsection B(12), Window display sign, was repealed 2-7-2011 by Ord. No. 2011-001.

- (c) Special event signs must be removed within 48 hours of the conclusion of the advertised event. [Added 7-6-2009 by Ord. No. 2009-04]
- (d) Special event signs shall not be included in calculations of window coverage area. [Added 7-6-2009 by Ord. No. 2009-04]

(17) Memorial sign or tablet:

- (a) May be installed as needed with the approval of the Zoning Administrator.
- (b) Shall not exceed 16 square feet in area.

C. Government Use District (GU).

- (1) Shall conform to the sign restrictions of the adjacent sign district.
- (2) When adjacent to two or more sign districts, the subject signs shall conform to the more restrictive regulations.

§ 152-5. Prohibited signs or sign characteristics. [Amended 2-18-2008 by Ord. No. 2008-03; 7-7-2008 by Ord. No. 2008-10; 7-6-2009 by Ord. No. 2009-04]

- A. Roof signs, extending above the roof line.
- B. Off-premises signs, except valid off-premises directional signs and off-premises signs.
- C. Sidewalk or sandwich signs.
- D. Pennants and similar decorations except as may be permitted as a special event sign. [Amended 2-7-2011 by Ord. No. 2011-001]
- E. Flashing, moving, animated, pictorial, or noise-making signs, except for electronic display signs installed on parcels with frontage on U.S. Highway 1, U.S. Highway 301, State Road 200, or State Road A1A and that conform to the following restrictions: [Amended 2-18-2008 by Ord. No. 2008-03; 7-6-2010 by Ord. No. 2010-07]
 - (1) The display area shall be calculated in combination with all other signage for purposes of determining maximum allowable area.
 - (2) All signs must be equipped with automatic, light-sensitive dimmers. The Town's building official is hereby vested with discretion to determine acceptable intensity levels of lights for daytime and nighttime hours.
 - (3) No part of the sign may extend into any existing right of way or easement.
 - (4) Displays may not change or move more frequently than 10 changes per minute;
 - (5) Displays may not contain moving video or images;
 - (6) No parcel of property, single commercial development, mall, or strip center shall have more than one display sign.
 - (7) The Town may refuse to issue a permit for a sign based on public safety concerns, including over-concentration of signs and obstruction of pedestrian or vehicular traffic.

- F. Signs displaying any lewd, lascivious, obscene, indecent or immoral written or graphic message.
- G. Signs which falsely simulate emergency vehicles, traffic control devices, official public signs, or otherwise constitute a traffic hazard by reason of size, location, content, coloring, or method of illumination.
- H. Signs that advertise an activity, business, product, or service no longer conducted or available on the parcel of land on which the sign is located or abandoned signs.
- I. Signs placed within the public right-of-way, except as allowed herein, or erected by or at the direction of the local, state or federal governments.
- J. Signs attached to any tree, shrub, plant, utility pole, streetlight, sidewalk, fire hydrant, bridge or other similar public property.

§ 152-6. Administration and enforcement.

- A. Conformance required. No person shall place, erect or maintain, or cause to be placed, erected or maintained, any sign or advertising structure unless it is in conformance with the provisions of this chapter.
- B. Permits required.
 - (1) Application for permit: Application for a permit shall be filed with the Building Official on the form prescribed by the Planning Commission. The permit application must be approved by the Zoning Administrator prior to issuance of a permit. Each application shall contain the following information:
 - (a) Name and address of the owner of the sign and written authorization from the owner of the property for the erection of the sign.
 - (b) Name of contractor, firm, or individual, including name, address and telephone number installing or altering sign.
 - (c) Street address and legal description of the building (or structure) and/or lot on which the sign is to be placed or maintained.
 - (d) Two legible drawings to scale with description and dimensions, showing position of the sign in relation to lot lines, nearby buildings or structures, other signs on the same premises, sidewalks, streets and intersections.
 - (e) Two legible drawings or prints which contain specifications and structural details of the method of construction and installation. The specifications shall show dimensions, elevation drawing, means of support, method of illumination and any other significant aspect of the proposed sign.
 - (f) Statement of the valuation of the sign to be erected.
 - (g) Any other information required by the Building Official in order to carry out the purpose and intent of this chapter.
 - (2) Fee schedule.

- (a) The following fees shall be required in order to accommodate the administrative costs associated with sign permit reviews and the inspections for the installation, erection or placement of any sign requiring a permit.⁴
 - (b) No additional building permit is required, except for illuminated signs or signs requiring electrical service which shall be required to obtain an electrical permit, in addition to the fees stated above.
- (3) Revocation of permit. The Building Official may revoke a permit or approval, issued under the provisions of this section, in case there has been any false statement, concealment or misrepresentations as to a material fact in the application or plans on which the permit or approval was based.
- (4) Permit and fee exemptions. The following types of signs shall not be required to have a permit or be subject to the above fees, but shall meet all other appropriate requirements of this chapter:
- (a) Real estate sign.
 - (b) Residential or professional nameplates.
 - (c) ⁵In residential zoning districts, one or more nonilluminated signs that total 32 square feet or less of total display area per parcel, so long as such signs do not pose a hazard to public safety. [Added 7-6-2009 by Ord. No. 2009-04; amended 7-6-2010 by Ord. No. 2010-07]
 - (d) Construction sign.
 - (e) Window signs, nonilluminated wall signs, and banners. [Amended 2-7-2011 by Ord. No. 2011-O01]
 - (f) Credit card sign, decal or emblem.
 - (g) Public warning sign.
 - (h) Flag, emblem or insignia of the United States, the State of Florida or other public or private entity.
 - (i) Seasonal display or decoration not advertising a product, service or establishment.
 - (j) Signs erected in the public right-of-way by the federal, state, or local governments.
 - (k) Temporary subdivision or development signs.
 - (l) On-site directional signs, except those requiring electrical service.
 - (m) On-site garage sale signs. [Added 7-7-2008 by Ord. No. 2008-10]

4. Editor's Note: The fee schedule formerly set out below was superseded 3-17-2003 by Ord. No. 1-O-2003. For current fees, see Ch. 102, Fees, Article III, Building and Development Fees; License Fees.

5. Editor's Note: Former Subsection B(4)(c), Political sign, was repealed 4-15-1996 by Ord. No. 1-O-1996.

- (5) Fee exemption. The following types of signs shall not be subject to a permit fee but shall be required to have a permit and meet all other appropriate requirements of this chapter:
 - (a) Directional or public service sign.
 - (b) Special event sign.
 - (c) Memorial sign or tablet.
 - (d) Off-premises Garage sale signs. [Added 7-7-2008 by Ord. No. 2008-10]
 - (e) Temporary signs. [Added 7-6-2009 by Ord. No. 2009-04]
 - (f) Portable signs.⁶ [Added 7-6-2009 by Ord. No. 2009-04]

C. Construction standards.

- (1) Standard Building Code. All signs regulated by this chapter shall be constructed and installed in accordance with the Standard Building Code as adopted by the Town of Callahan, Florida.
- (2) Maintenance. All signs regulated by this chapter shall be maintained in accordance with the Standard Building Code as adopted by the Town of Callahan, Florida.
- (3) Clearance.
 - (a) Signs shall be located in such a way that they maintain horizontal and vertical clearance of all overhead electrical conductors in accordance with the National Electrical Code specifications. However, in no case shall a sign be installed closer than eight feet horizontally or vertically from any electrical conduit, public utility pole or guy wire.
 - (b) On a corner lot, parcel or tract in any district, no sign or landscape material shall be allowed in such a manner as to materially impede vision between a height of 2 1/2 feet and eight feet above the center-line grade of the intersecting public streets of such corner lots, parcels or tracts.
- (4) Illuminated signs. The light from any illuminated sign or lights utilized for sign illumination shall be shaded, shielded, or directed so that the light intensity or brightness shall neither adversely affect the surrounding premises nor be so directed as to cause glare or reflection upon a public thoroughfare, street, highway, sidewalk, or adjacent premises that may constitute a traffic hazard or public nuisance.

D. Nonconforming signs.

- (1) General. Any sign or advertising structure which, by its height, area, location, landscaping, method of illumination, use, or structural support, does not conform to the requirements of this chapter shall be termed "nonconforming."

⁶. Editor's Note: Former Subsection B(6), Political signs, added 4-15-1996 by Ord. No. 1-O-1996, which immediately followed this subsection, was repealed 7-6-2010 by Ord. No. 2010-07.

- (2) Alterations to nonconforming signs. No nonconforming sign shall be structurally altered or moved, unless brought into conformity with the requirements of this chapter, except that such signs may have normal maintenance, including repainting or changes in copy.
- (3) Continuation and removal.
 - (a) All nonconforming on-premises signs that were properly permitted and existing before the effective date of this chapter, except for portable or trailer signs and sidewalk or sandwich signs in any district, may continue in use in accordance with the other provisions of this chapter.
 - (b) All nonconforming off-premises signs that were properly permitted and existing before the effective date of this chapter, may continue in use in accordance with the other provisions of this chapter.
 - (c) It is the intent of the Sign Chapter to allow the owners of nonconforming off-premises signs in the Resort Overlay District and portable or trailer signs and sidewalk or sandwich signs in any district to recover the residual economic value of the sign over a reasonable period of time. Therefore, portable or trailer signs and sidewalk or sandwich signs in any district shall be removed no later than six months from the date of the adoption of this chapter.
- (4) Damage, destruction, modification, or replacement of a nonconforming sign. As existing nonconforming signs are replaced or modified, they must be made to conform to all requirements of this chapter. Replacement or modification for purposes of conformance with these requirements includes replacement of either the sign's supporting structures or at least 50% of the display surface of the sign for any reason or purpose, regardless of cause. [Amended 7-6-2010 by Ord. No. 2010-07]

E. Removal of signs:

- (1) Signs in violation of this chapter may be removed in accordance with the following provisions:
 - (a) Vacant premises. A sign shall be removed by the owner or lessee of the premises when the establishment which it advertises is no longer active. If the owner or lessee fails to remove said sign, the Zoning Administrator shall give the owner five business days' written notice to remove it. Upon failure to comply with said notice, the Zoning Administrator shall seek removal of the sign in accordance with the provisions of § 152-6E(2). [Amended 4-3-2000 by Ord. No. 4-O-2000]
 - (b) Prohibited, unlawful, and nonconforming signs. At the termination of the time periods for which prohibited, unlawful, or nonconforming signs are permitted to remain under this section, all such signs placed and maintained on public or private property in violation of the section shall be given five business days written notice to remove the violation by the Zoning Administrator. Upon failure to comply with said notice, the Zoning Administrator shall seek removal of the sign in accordance with the provisions of § 152-6E(2). [Amended 4-3-2000]

by Ord. No. 4-O-2000]

- (c) Maintenance. All signs and advertising structures regulated by this section shall be maintained in accordance with the provisions of Chapter 23 of the Standard Building Code. The owner or lessee of any sign that is unsightly because of a deterioration or lack of maintenance shall be notified in writing and allowed five business days to correct said violations. Upon failure to comply with said notice, the Zoning Administrator shall seek removal of the sign in accordance with the provisions of § 152-6E(2). [Amended 4-3-2000 by Ord. No. 4-O-2000]
 - (d) Nuisances; abatement. Any sign which is erected, used or maintain in violation of this Section is hereby declared to be a public and private nuisance and shall be forthwith removed.
 - (2) Court costs. If the owner or lessee fails to comply with the notice provided by the Zoning Administrator, as set forth herein, within five business days of the date it is received, the Zoning Administrator shall advise the Callahan Town Council. The Callahan Town Council may, in addition to the penalties provided herein, seek the removal of a sign which is in violation of this chapter and shall be entitled to recover Court costs and attorney's fees. [Amended 4-3-2000 by Ord. No. 4-O-2000]
- F. Interpretations. In any application of this section where a question of interpretation arises, the interpretation which most effectively accomplishes the objectives stated in § 152-3 shall prevail.
- G. Conflict with Building Code. If any conflict appears to exist in the application of this section and Chapter 23 of the Standard Building Code to the regulation of signs and advertising structures in the Town of Callahan, Florida, the provisions of this section shall prevail.
- H. Appeals. Any person aggrieved by any decisions of the Zoning Administrator in the administration or enforcement of this chapter, except as to removal to a sign, may appeal such decision to the Planning Commission, providing such appeal is filed with the Secretary of the Commission within 30 days of the date of the action which is the subject of such appeal. The appeal shall be heard at the next regular meeting of the Planning Commission.
- I. Variances. Notwithstanding anything contained herein to the contrary, the Callahan Planning Commission may grant a variance from the requirements hereof subject to the following criteria:
 - (1) An application for a variance to the provisions contained herein shall be limited to variations in height, area, setback, number, amortization schedule, landscaping, and similar requirements. Nothing in this section shall permit the erection or maintenance of signs which are prohibited in § 152-5, Prohibited signs or sign characteristics.
 - (2) An application for variance shall be completed in accordance with Article V of Ch. 195, Zoning.
 - (3) An application for a variance shall be subject to the criteria established in Article V of Ch. 195, Zoning.

- (4) In granting any variance, the Planning Commission may attach appropriate conditions and safeguards. Violation of such conditions and safeguards, when made a part of the terms under which the variance is granted, shall be deemed a violation of this chapter.
 - (5) The Planning Commission may establish a reasonable time limit within which the action for which the variance is required shall be started and completed.
- J. Conditional uses: Notwithstanding anything contained herein to the contrary, the Planning Commission may allow the erection and maintenance of an off-premises directional sign as a conditional use subject to the following conditions:
- (1) Shall be limited to lodging, eating, service, and similar establishments and attractions, including real estate developments, located within the corporate limits of the Town of Callahan, Florida.
 - (2) Shall be limited to the name of the establishment, product or service, hours of operation, location, and directions to the location. No general advertising for specific products by name shall be permitted.
 - (3) Shall not exceed 13 feet in overall sign height, including trim or molding.
 - (4) Shall not exceed 60 square feet in sign area, including trim or molding.
 - (5) May be externally illuminated.
 - (6) An application for a conditional use shall be completed in accord with Article V, of Ch. 195, Zoning.
 - (7) When considering conditional use for an off premise directional sign, the Planning Commission shall make a written finding that the conditional use satisfies the following criteria:
 - (a) The directional signage is required for a business, service, or establishment located on Amelia Island in order for a visitor or tourist to reasonably locate the business, service, or establishment.
 - (b) The establishment, maintenance, or operation of the off-premise directional sign will not be detrimental to or endanger the public health, safety, or general welfare and is not contrary to established standards, regulations, or ordinances of other governmental agencies.
 - (c) The off-premise directional sign will not adversely impact or unduly restrict the enjoyment of other property in the immediate vicinity nor substantially diminish or impair property values within the area.
 - (d) The off-premises directional sign will not hinder the orderly and harmonious development of the Town.
 - (8) The Planning Commission, in granting the conditional use, may impose any conditions, limitations, or restrictions necessary to carry out the intent of this chapter.
 - (9) The off-premises directional sign is granted for a specific business or establishment and shall not be transferred to any other business or establishment.

(10) Existing off-premises directional signs shall be considered conforming signs with a valid conditional use granted on the effective date of this chapter, if the subject sign was validly permitted as of the date of the adoption of this chapter. Furthermore, such existing off-premises direction signs granted a valid conditional use on the effective date of this chapter, may elect to enlarge, reduce, or otherwise modify said sign within the limits of the above requirements without additional review by the Callahan Planning Commission, provided the plans for such modifications are submitted for permit approval within 12 months of the effective date of this chapter.

K. At the discretion of the Town Council, the Town's Code Enforcement Officer shall have the authority to act on behalf of the Building Official and the Zoning Administrator with respect to any type of sign the Town Council shall designate. [Added 7-7-2008 by Ord. No. 2008-10]

§ 152-7. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

ABANDONED SIGN — A sign is abandoned if the land use or business advertised on that sign is no longer licensed, no longer has a certificate of occupancy, or is no longer doing business at the location of the sign or location noted on the sign.

ANIMATED SIGN — A sign with physical or light action or motion or the appearance thereof, including lenticulation, and including wind-actuated elements, rotating, oscillating, fluttering, flashing, or swinging signs, banners, but excluding allowed flags.

BANNER — A sign made of cloth, fabric, paper, nonrigid plastic or similar material with or without printing, lettering or other graphic design. Streamers and pennants are not banners. [Amended 2-7-2011 by Ord. No. 2011-O01]

BILLBOARD — See "off-premises sign."

CONSTRUCTION SIGN — A temporary sign identifying those engaged in or involved with construction on any building site, excluding signs at construction sites on portable toilets or construction trailers.

CREDIT CARD SIGNS — Signs which indicate an advertiser offers credit under charge cards such as Master Charge, Carte Blanche, VISA, Bank Americard, Diners' Club, American Express, private brand labels, etc.

DIRECTIONAL SIGN — A sign erected by an official government agency within a public right-of-way to denote the name of any thoroughfare; to point out the route to any city, educational institution, public buildings, historic place, or hospital; to direct and regulate traffic; and to denote any railroad crossing, bridge, or other transportation facility for the convenience and safety of the general public. A sign located on private property giving directions or information about an establishment without advertising, except that business logos are permitted. Such name and/or logo shall not exceed 50% of a sign area.

DIRECTORY SIGN — A sign which lists only the names of individuals or businesses within a building, or contiguous buildings of one premises.

DOUBLE-FACED SIGN — A sign with two faces of equal size and shape, back to back, and parallel, each sign being a mirror image shape of the other side.

FLAG — Emblem or insignia of the United States, State of Florida, or other organization or entity usually made of cloth or similar nonrigid material.

FLASHING SIGN — Any sign with a light or lights which flash, blink, cut on and off intermittently, change in intensity or otherwise create the illusion of flashing or movement, including lenticulation.

GARAGE SALE SIGN — Any sign used to advertise or identify temporary events conducted on residential property which is no larger than 12 inches by 24 inches. [Added 7-7-2008 by Ord. No. 2008-10]

GROUND SIGN — Any sign including a pole sign placed upon or supported by the ground independent of any other structure.

GROUP OF ESTABLISHMENTS — Two or more commercial, industrial, or public establishments that share common frontage, access points, off street.

IDENTIFICATION SIGN — A sign which contains no advertising and the message of which is limited to conveying street numbers, the name, address, and numbers of the premises, or the name of the owner or occupant of the premises.

ILLUMINATED SIGN — A sign which gives forth artificial light or reflects such light from an artificial source.

MEMORIAL SIGN — A sign or tablet indicating only the name of the building and/or the date of the construction of the building and which is an integral part of the building and is cut into a masonry surface or constructed of metal on an exposed exterior wall.

NAMEPLATE — A sign indicating the name or address of the occupant or resident of the dwelling unit to which it is attached.

NONCONFORMING SIGN — Any sign which does not comply with the regulations of this chapter or subsequent amendments.

OFF-PREMISES DIRECTIONAL SIGN — A sign giving directions or information about an establishment.

OFF-PREMISES SIGN — Any sign which advertises a use, establishment, product, or service that is sold, produced, manufactured, or furnished at a place other than on the property on which said sign is located.

OUT PARCEL — A parcel of property containing a single structure with one tenant located within a group of establishments which may be separately owned or leased from the owner of the group of establishments.

PARAPET — That portion of a facade that extends above the roof immediately adjacent thereto.

PARCEL — Any piece of real property that is assessed as a single unit according to the property tax rolls of Nassau County, Florida. [Added 7-6-2009 by Ord. No. 2009-04]

PEDESTRIAN SIGN — A sign which is attached to the underside of a cantilevered roof, portico, overhang that extends from the wall face of an establishment or use and covers a pedestrian passageway.

PERSON — Individuals, partnerships, associations, corporations, trust, company, or other entities.

POLITICAL SIGN — Any temporary sign used to influence a local, county, state, or national election.

PORTABLE SIGN — A moveable sign not secured or permanently affixed to a building, structure, or the ground (also a mobile, trailer, sidewalk, or sandwich sign).

PRINCIPAL STREET — Abutting street with the highest daily traffic volume.

PRIVATE PROPERTY — Property owned by natural persons or nongovernmental entities. [Added 7-6-2009 by Ord. No. 2009-04]

PUBLIC PROPERTY — Property owned by governmental entities, including street rights-of-way and property used as streets or sidewalks. [Added 7-6-2009 by Ord. No. 2009-04]

PUBLIC SERVICE SIGN — A sign providing community service information or identifying the location of community facilities or services without commercial advertising, Shall include civil clubs, churches, and similar organizations.

PUBLIC SIGN — A sign placed under the authority of duly authorized government officials, including traffic signs, legal notices, public warning signs, signs on public buildings, or public service signs.

PUBLIC WARNING SIGN — A sign providing safety instructions, danger signs, trespassing signs, and similar information without commercial advertising.

REAL ESTATE SIGN — A temporary sign indicating that the lot on which the sign is located, or any building or structure located thereon, is for sale, rent, or lease, but shall not include rooming house signs.

ROOF — The outside top covering of a building.

- A. **FLAT** — A roof which is not pitched and the surface of which is parallel to the ground.
- B. **GABLE** — A ridged roof forming a gable at both ends of the building.
- C. **GAMBREL** — A gabled roof with two (2) slopes on each side, the lower steeper than the upper (in current use, the upper slope may be flat).
- D. **HIP** — A roof with sloping ends and sides.
- E. **MANSARD** — A roof with two slopes on each of four sides, the lower steeper than the upper (in current use the upper slope may be flat).

ROOF LINE — Refers to the uppermost line of the roof, including mansard roofs, of a building or, in the case of an extended facade, the uppermost height of said facade. However, in the case of a slanted roof or A-frame-type roof, "roof line" refers to the lowermost edge of said roof.

ROOF SIGN — Any sign erected or constructed wholly upon or over the roof of any building.

SEASONAL DISPLAY — Signs or decorations of a temporary nature utilized during holidays or seasonal periods, providing that no advertisement of a product, service, or establishment is permitted.

SIDEWALK OR SANDWICH SIGN — See "portable sign."

SIGN — Any writing (including letter, work, or numeral); pictorial representation (including illustration or decoration); emblem (including service mark, symbol, or trademark); flag (banner or pennant); any other figure or character; or any structure or part thereof on which such writing, pictorial representation, emblem, flag, or other figure or character is installed or placed (except a building to which the same may be attached) which:

- A. Is used to inform, attract attention, or advertise; and
- B. Is readily visible from any public place off the premises where the sign is located. Whenever the word "sign" appears in this chapter, the same shall include "advertising structure."

SIGN AREA — The background area upon which the copy area is placed. Where the copy area is attached to the wall of a building, the wall shall not be construed to be the background area of the sign unless it is an integral part of the sign, the entire face of a sign including the advertising surface and any framing, trim, or molding, but not including the supporting structure.

SPECIAL EVENT SIGN — A sign that calls attention to events of a temporary nature such as charitable or civic events and events promoting the Town of Callahan or government-sponsored events. [Amended 7-6-2009 by Ord. No. 2009-04]

STACKED SIGN — Also called an "outdoor advertising sign or billboard," stacked or multiple billboards are two or more billboards grouped vertically regardless of supporting systems.

TEMPORARY SIGN — Any sign which, by its construction, content, or product or event advertised, is not intended for permanent use. [Added 7-6-2009 by Ord. No. 2009-04]

TEMPORARY SUBDIVISION OR DEVELOPMENT SIGN — A form of a real estate sign placed near the entry to a new subdivision or development providing information on the developer, sales agent, and relevant purchase information; may include a map or diagram of area identifying properties for sale.

VALUE OF SIGN — The value of a sign shall be the stated value, as listed on the permit for construction on file with the Building Official.

V-SHAPED SIGN — Any sign which has two faces that are not parallel, (not to include sandwich signs and A-frame signs). A V-shaped sign shall not have an included angle of not more than 30 degrees.

WALL FACE — The entire building front, including the parapet.

WALL SIGNS — Any sign or enclosure installed parallel to or against an outside surface of a building or permanent structure. [Amended 2-7-2011 by Ord. No. 2011-001]

WINDOW SIGNS — Any sign placed on the inside or outside of any window of any building or

door and which is visible from any public right-of-way. This does not include merchandise on display.

ZONING ADMINISTRATOR — The person designated as Zoning Administrator by the Callahan Town Council and charged with the interpretation, administration, and enforcement of this chapter and Ch. 195, Zoning.

§ 152-8. Penalties for offenses. [Amended 7-7-2008 by Ord. No. 2008-10]

It shall be unlawful to violate any of the provisions of this chapter. Violations related to garage sale signs shall be punished by a fine of \$25, with each day of continuing violation subject to a separate fine of \$25. All other violations shall be punished by a fine of up to \$500 or by imprisonment for a term not exceeding 60 days, or by both such fine and imprisonment. Each day that a violation shall continue to exist shall be considered a separate violation and may be prosecuted as such. In addition to prosecution by the State Attorney, fines for violations may be prosecuted and collected by a civil action filed, with the prevailing party to recover its costs and attorneys fees, including any appeals.