



Legislation Details (With Text)

**File #:** 19-642      **Version:** 1

**Type:** Public Hearing      **Status:** Agenda Ready

**File created:** 6/14/2019      **In control:** Planning and Zoning Commission

**On agenda:** 6/19/2019      **Final action:**

**Title:** Conduct the public hearing to consider a sign variance from Section 6-16-5:2.1 to permit wall signage on the west façade for the property located at 111 E. Ogden Avenue - PZC 19-1-060

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Petition, 2. Location Map, 3. Standards, 4. Plat of Subdivision-Lot 2, 5. Legal Description, 6. Site Plan, 7. Rear Elevation and Lineal Footage Plan, 8. Building Tenant Exhibit

Date	Ver.	Action By	Action	Result
6/19/2019	1	Planning and Zoning Commission		

**PLANNING AND ZONING COMMISSION AGENDA ITEM**

**ACTION REQUESTED:**

Conduct the public hearing to consider a sign variance from Section 6-16-5:2.1 to permit wall signage on the west façade for the property located at 111 E. Ogden Avenue - PZC 19-1-060

**DEPARTMENT:** Transportation, Engineering and Development

**SUBMITTED BY:** Scott Williams, AICP

**BOARD/COMMISSION REVIEW:**

Official notice for the public hearing for PZC 19-1-060 was published in the Daily Herald on June 3, 2019.

**BACKGROUND:**

The subject property consists of approximately .52 acres and is located on the north side of Ogden Avenue, approximately 200' east of the intersection of Ogden Avenue and Washington Street, with a common street address of 111 E. Ogden Avenue. The subject property is zoned B2 (Community Shopping District) and is improved with an existing multi-tenant commercial building and associated shared parking to the north and east. The surrounding properties to the north and east are also zoned B2 (Community Shopping District) and are improved with a variety of commercial uses. The property to the west is zoned B1 (Neighborhood Convenience Shopping Center District) and is improved with a bank.

The building is located on Lot 2 of the shopping center subdivision ("Ogden-Washington Resubdivision"). The lot is L-shaped and borders both Washington Street and Ogden Avenue. An existing monument sign is located to the south of the building along Ogden Avenue. Each tenant in the building also has an existing wall sign on the east elevation of the building.

The building did receive a variance via PZC 13-1-068 for reduced area wall signs on the west façade. Per Section 6-3-6.4.1, the wall sign variance expired on August 21, 2015 because a building permit was not obtained within two years after approval was granted.

**DISCUSSION:**

The petitioner, Tracy Diehl (Expedite the Diehl), proposes to install wall signage on the west façade of the building. Section 6-16-5:2.1.1 allows for 1.5 square feet of wall signage per linear foot of tenant space frontage on any elevation that meets one of the following criteria:

1. Adjacent to street frontage; or
2. Adjacent to an off-street parking area where customer access is also available.

There is neither customer access nor customer parking available on the west side of the building. Section 6-16-5:2.1.3 also allows for wall signage not to exceed 50% of the maximum area allowed (or .75 square feet of wall signage per linear foot of tenant space frontage) on any façade that is adjacent to off street parking where customer access is not available. The building abuts the separate bank lot to the west and customer parking is not available. Based on the orientation of the property and the building (as seen in the site plan and location map), the west elevation does not meet any of the criteria to be afforded wall signage.

Just as with the prior PZC 13-1-068 case, the petitioner is seeking secondary wall signage on the west façade to increase visibility. The building is located approximately 200’ away from Washington Street. A monument sign is not permitted along Washington Street due to lot width, interior property line setbacks and distance separation requirements. The proposed signage will assist in wayfinding and traffic flow as it will allow drivers traveling on Washington Street and eastbound Ogden Avenue to see the businesses and turn into the appropriate access point. Furthermore, the property is located within an established commercial corridor and wall signage is not out of character for the area. The proposed signs face other commercial properties and would have little to no negative impact on adjacent properties.

The petitioner’s responses to the Standards for Granting a Variance are included in the Development Petition. Staff is in general agreement with the petitioner’s Findings and recommends adoption by the Planning and Zoning Commission. If the Planning Zoning Commission finds the sign variance meets the standards for granting a variance, staff recommends approval of the sign variance subject to the condition that the signage does not exceed the square footage based on the secondary wall sign calculation in Section 6-16-5:2.1.3:

Table 1. Sign Area Calculation

Tenant Space	West Facade Proposed Area
Suite 101	20 sf
Suite 105 (Verizon)	24.75 sf
Suite 109	25.94 sf
Suite 111	14.25 sf

**Key Takeaways**

- The petitioner requests approval of a sign variance to install wall signage on the west façade of the building located at 111 E. Ogden Avenue.
- The same variance was previously granted via PZC 13-1-068. A building permit was not obtained within two years from the date of approval.

- If the Planning Zoning Commission finds the sign variance meets the standards for granting a variance, staff recommends approval of the sign variance subject to the condition that the signage does not exceed the square footage in Table 1.