

ORDINANCE 1485

AN ORDINANCE AMENDING CITY OF VERMILLION CODE OF ORDINANCES TITLE XV, LAND USAGE; CHAPTER 152, SIGNS; SECTION 152.13 TABLES TO INCLUDE SIGN REGULATIONS FOR THE LIGHT INDUSTRIAL DISTRICT IN TABLES 1, 2, 3, AND 5.

BE IT ORDAINED, by the Governing Body of the City of Vermillion, South Dakota that Chapter 152.13 TABLES be amended to amend and add language to Chapter 152. All other portions of Chapter 152: SIGNS will remain as they are. Following is the amendment.

Table 1: Permitted Signs by Type and Zoning District

<i>Sign Type</i>	<i>LI</i>
Freestanding	
Area identification	PR
Billboard	NA
Bulletin board	NP
Ground	PR
Incidental (b)	NP
Outdoor menu board	PR
Pylon	NA
Residential (b)	NP
Building	
Awning	PR
Awning, electric	PR
Building marker (d)	NP
Canopy	PR
Identification (e)	NP
Marquee	NA
Projecting	PR
Roof	NA
Roof, integral	PR
Snap frame (i)	PR
Suspended	NA
Sign, gas pump topper (i)	PR
Wall	PR
Wall, painted	PR
Window	NP
Miscellaneous	
Banner	NP
Banner, pole	NA

Flag	NP
Inflatable (f)	NP
Pennant (f)	NP
Portable (f)	PR(g)
Temporary	NP

NP = No permit required
 PR = Permit required
 NA = Not allowed

Notes:

(a) This column does not represent a zoning district. It applies to institutional uses permitted in residential districts. The uses may include, but are not necessarily limited to, churches, schools, apartment complexes, retirement homes, funeral homes, libraries, fraternities, and sororities.

(b) No commercial message of any kind allowed on sign.

(c) No commercial message allowed on sign, except for a commercial message drawing attention to an activity legally offered on the premises.

(d) May include only building name, date of construction or historical data on historic site.

(e) Only address and name of occupant(s) allowed on sign.

(f) Permitted only in accordance with § 152.10(E), (F), (G), and (H).

(g) Only nonilluminated A-frame signs permitted.

(h) Planned Developments (PD) will be required to follow the sign regulations applicable to the use(s) within the development.

(i) A permit is required for the initial installation of the sign frame.

(j) In the A-1 and NRC Zoning Districts, the City will not enforce the provisions of this chapter unless located along SD Highway 19, SD Highway 50, or Burbank Road.

(B) The maximum total area of all signs on a lot except for wall, incidental, building marker and flags (b) shall not exceed the lesser of the following set forth in Table 2:

Table 2: Maximum Total Sign Area per Lot by Zoning District

	<i>LI</i>
Maximum total square feet	150
Maximum total square feet for lots with 2 or more frontage	200
Square feet of signage per linear foot of street frontage	2
Square feet of signage per linear foot of street frontage for corner lots (d)	1
	Notes:

- (a) This column does not represent a zoning district. It applies to institutional uses permitted in residential districts. The uses may include, but are not necessarily limited to, churches, schools, apartment complexes, retirement homes, funeral homes, libraries, fraternities, and sororities.
- (b) Flags of the United States, the state, the city, foreign nations having diplomatic relations with the United States, and any other flag adopted or sanctioned by an elected legislative body of competent jurisdiction, provided that a flag shall not exceed 60 square feet in area and shall not be flown from a pole the top of which is more than 40 feet in height. These flags must be flown in accordance with protocol established by the Congress of the United States for the Stars and Stripes. Any flag not meeting any 1 or more of these conditions shall be considered a banner sign and shall be subject to regulation as such.
- (c) Lots with buildings that function as malls or shopping centers and contain more than 5 businesses shall be allowed 50 square feet of additional signage for each additional business, over 5 businesses, located within the building.
- (d) Lots with more than 2 frontages shall be limited to 2 frontage widths; 1 corresponding to the primary front yard and 1 abutting the street with the highest classification.
- (e) Planned Developments (PD) will be required to follow the sign regulations applicable to the use(s) within the development.
- (f) In the A-1 and NRC Zoning Districts, the City will not enforce the provisions of this chapter unless located along SD Highway 19, SD Highway 50, or Burbank Road.

(C) Individual signs shall not exceed the maximum number or square footage nor encroach into the minimum setback shown on this Table 3. (See also Table 4.)

Table 3: Number, Dimensions and Location of Individual Signs by Zoning District

<i>Sign Type</i>	<i>LI</i>
Freestanding	
Area (square feet)	60
Height (Linear feet)	15
Right-of-way setback (feet) (c)	3
Number permitted per lot	NA
Number permitted per feet of street frontage (d)	1 for each 200
Building	
Area (square feet)	NA
Wall area (percent) (e)	10
<p>Notes:</p> <p>(a) This column does not represent a zoning district. It applies to institutional uses permitted in residential districts. The uses may include, but are not necessarily limited to, churches, schools, apartment complexes, retirement homes, funeral homes, libraries, fraternities, and sororities.</p> <p>(b) In no case shall the sign height exceed the sign's distance from an adjacent residential district boundary line.</p> <p>(c) No part of any sign shall protrude into the horizontal or vertical setback line.</p> <p>(d) Lots with 2 or more frontages shall be regulated according to Table 2. However, signage cannot be accumulated and used on 1 frontage in excess of that allowed for lots with only 1 street frontage.</p>	

- (e) The percentage figure here shall mean the percentage of the area of the wall which such sign is a part of, attached to or most nearly parallel to.
- (f) Planned Developments (PD) will be required to follow the sign regulations applicable to the use(s) within the development.
- (g) In the A-1 and NRC Zoning Districts, the City will not enforce the provisions of this chapter unless located along SD Highway 19, SD Highway 50, or Burbank Road.

Table 5: Permitted Sign Characteristics by Zoning District

<i>Characteristic</i>	<i>LI</i>
Electronic message display-EMD (b) (e)	P
Changeable copy	P
Illumination, internal (e)	P(c)
Illumination, external (e)	P(c)
Illumination, surface- lighted (e)	P(c)
Neon (e)	P(c)
Nonilluminated	P
Reflective	P

P = Permitted
 N = Not allowed

Notes:

(a) This column does not represent a zoning district. It applies to institutional uses permitted in residential districts. The uses may include, but are not necessarily limited to, churches, schools, apartment complexes, retirement homes, funeral homes, libraries, fraternities, and sororities.

(b) This characteristic shall not include stationary LED illumination. LED illumination shall be considered as internal illumination. Portable signs with EMD capabilities shall be permitted in the GB, CB, NC, GI, C, LI and HI districts subject to the regulations in § 152.10(E) and shall be permitted for any institutional use in conjunction with special events and public services for a period not to exceed 7 consecutive days nor more than 30 cumulative days within a calendar year.

(c) Any lighting involving motion or the appearance of motion shall be prohibited.

(d) Planned Developments (PD) will be required to follow the sign regulations applicable to the use(s) within the development.

(e) No direct light or significant glare from the sign shall be cast onto any adjacent lot that is zoned and used for residential purposes.

(f) Signs with EMD capabilities shall be regulated as follows:

1. Only institutional uses such as churches, libraries and schools shall be allowed signs with EMD capabilities subject to other restrictions as stated in this section.
2. No sign with EMD capabilities, other than a portable sign, shall be permitted for any institutional use within 150 feet of an individually listed property on the National Register of Historic Places as depicted in the 1999 Historic Preservation Plan or any amendments thereto.
3. Institutional uses not regulated by subsection 2 above shall be limited to 1 sign with a maximum size of 24 square feet.

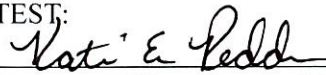
(g) In the A-1 and NRC Zoning Districts, the City will not enforce the provisions of this chapter unless located along SD Highway 19, SD Highway 50, or Burbank Road.

Dated at Vermillion, South Dakota this 15th day of May 2023.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA

By 
Jonathan D. Cole, Mayor

ATTEST:

By 
Katie E. Redden, Finance Officer

First Reading: May 1, 2023
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