

Birch Run Township

Ordinance #2006-01

First Reading: March 14, 2006

Adoption: May 9, 2006

Effective Date: June 9, 2006

AN ORDINANCE TO AMEND THE BIRCH RUN TOWNSHIP OUTDOOR ADVERTISING ORDINANCE # 03-02, specific amendments are proposed to the following sections; “Definitions” “Exempt Signs” “General Standards” Miscellaneous Sign Regulations” “Table of Regulations” “Bonus Provisions” “Non-Conforming Signs” AS ORIGINALLY ADOPTED IN NOVEMBER, 2003.

Birch Run Township Ordains:

Amendment “Definitions”.

That the “Definitions” section of the Birch Run Township Outdoor Advertising Ordinance be and hereby is amended by the addition of:

Residential Premises / Non Residential Premises

Residential Premises – shall be defined as premises, which are occupied as a single or multiple residential unit(s), or in the case of a vacant parcel, which is classified in a residential district under the Birch Run Township Zoning Ordinance. (amended 4/11/06)

Non-Residential or Commercial Premises – shall be defined to mean premises which are occupied for a purpose other than single or multiple family residences, or in the case of a vacant parcel, which is classified in a district other than residential under the Birch Run Township Zoning Ordinance. (amended 4/11/06)

Outlet Shopping Center

A group of twenty-five or more business establishments on one or more parcels of property which may share parking and access and are linked architecturally or otherwise present the appearance of a unified grouping of businesses. An outlet shopping center shall be permitted sign approval by an overlay or typical sign schematic. (amended 4/11/06)

Sign, Banner- A fabric, plastic, or other sign made of non-rigid material without enclosing structural framework. A banner is also defined not to exceed forty-five (45) square feet in area per sign.

Through Lot

A lot or parcel of land having frontage on two (2) approved non-intersecting streets or roads, either public or private. (amended 4/11/06)

Amendment “Exempt Signs”.

That the “Exempt Signs” section of the Birch Run Township Outdoor Advertising Ordinance is and hereby amended by the addition and deletion of:

1. Temporary signs of a religious institution, school, museum, library, community recreation facility/institutional bulletin boards, regardless of the location that are temporary signs, which do not exceed 32 square feet in area, are a maximum of six feet in height, are set back a minimum of 5 feet from any property line or public street right-of-way, and meet the illumination standards of this chapter. The maximum duration of any one sign shall not exceed 30 days in a calendar year. (amended 4/11/06)
2. Construction signs, provided that there shall be only one such sign per development project; with a maximum height of six feet; not exceeding 16 square feet in area for residential projects, a maximum height of six feet and not exceeding 32 square feet in area for non-residential projects; setbacks are a minimum of 5 feet from any property line or public street right-of-way; and that such signs shall be removed within 14 days of the date an occupancy permit is issued. (amended 4/11/06)
3. Garage sale and estate sale signs, announcing the sale of household goods, provided that there is only one sign per premise; and two signs off-premise. Entirely on private property; that they are setback a minimum of 5 feet from any property line or public street right-of-way; that they do not exceed six square feet in area, that they are erected no earlier than one business day before and removed within one business day after the announced sale. Premises identification shall be provided on each sign. (amended 4/11/06)
4. Non-commercial signs: Signs containing non-commercial messages, such as but not limited to those designating the location of public telephones, restrooms, restrictions on smoking and restrictions on building entrances provided that such signs do not exceed fifty square feet in area. (amended 4/11/06)
5. Model signs: Temporary signs directing the public to a model home or unit, provided that such signs are set back a minimum of 5 feet from any property line or public right- of-way and which do not exceed six square feet in area. (amended 4/11/06)
6. Real estate signs, provided that there shall be only one real estate sign per parcel for each public street frontage, such signs are set back a minimum of 5 feet from any property line or public right-of- way, that the maximum height of any such sign shall be 4’ 6”, and such signs shall not exceed four square feet in size in all areas. (amended 4/11/06)
7. Real estate open house signs (temporary), provided there shall be only two such signs placed off-premises; the size of each sign shall be a maximum of six square feet in size and three feet in height above grade; signs shall not be affixed to other signs, utility poles, fire hydrants or trees; signs may be located in the public right- of-way with Saginaw County Road Commission approval, but shall be placed at least 5 feet from the curb or 15 feet from the pavement edge where there is no curb, the person or firm placing signs on properties shall be allowed for a maximum of eight hours per day, and the signs shall be removed within one hour following the closing of the open house. (amended 4/11/06)
8. Flags identifying a business, organization or corporation provided the maximum height of the flagpole is 20 feet measured from the average surrounding grade, the maximum size of each corporate flag is 35 square feet, and there shall be no more than one corporate flag per lot.

(amended 4/11/06)

9. Menu Boards, A combined total, 100 sq ft of exterior pre-view, menu boards and the associated speaker boards for an approved drive thru lane provided the total number of boards does not exceed two (2) for each drive-thru window, and they are located between the drive thru lane and the building. (amended 4/11/06)

Amendment “General Standards”

That the “General Standards” section of the Birch Run Township Outdoor Advertising Ordinance is and hereby amended by the addition and deletion of:

1. Signs on residential or non-residential premises which serve a commercial or informational purpose may be permitted subject to the requirements of this section provided that no such sign shall be erected or altered until approved by the Township building inspector and until a permit has been issued. (amended 4/11/06)

Amendment “Miscellaneous Sign Regulations”

That the “Miscellaneous Sign Regulations” section of the Birch Run Township Outdoor Advertising Ordinance is and hereby amended by the addition and deletion of:

1. Directional signs: No more than two directional signs shall be permitted per approved driveway, with a maximum sign area of four square feet. A business name, symbol or logo shall not be calculated as part of the allowable sign square footage as specified in the Table of Sign Regulations. (amended 4/11/06)
2. Temporary grand opening signs, one on-premises temporary grand opening sign, a maximum of 32 feet in surface display area per side, a maximum of six feet in height and setback a minimum of five feet from any public street right-of- way may be permitted for a period not to exceed 30 days for those businesses, which meet the following conditions. (amended 4/11/06)

(a) TABLE OF SPECIAL PURPOSE SIGN REGULATIONS (amended 4/11/06)

SIGN AREAS	MAXIMUM SIZE	DURATION OF PERMIT	PERMITS PER PARCEL
RESIDENTIAL** commercial uses	32 square feet*	14 days	2 per year
RESIDENTIAL (All Others)	Not Permitted	_____	_____
NON-RESIDENTIAL	32 Square Feet*	30 Days	2 per year
Banners permitted in Non-Residential areas only	45 square feet*	Weekly	Unlimited

*Total area of special purpose signs may be in addition to the total sign area for the parcel as defined by the Table of Permanent Sign Regulations.

** Illumination of special purpose signs in Residential areas is prohibited.

That the “Table of Regulations” section of the Birch Run Township Outdoor Advertising Ordinance is and hereby amended by the addition and deletion of:

TABLE OF REGULATIONS – SIGNS (amended 4/11/06)

³ Sign Locations	Total Sign Area Per Parcel	Sign Type	Setbacks	⁵ Number of Signs Per Parcel	Maximum Sign Size Per Parcel	Height
AGRICULTURAL ⁴ A-1/A-2	107 sq ft per parcel	Ground Sign (Free Standing)	Front: 5' @ Side: 5' Rear: 5'	1 per parcel	32 sq ft	6'
		Wall: Canopy: Projection: Roof: Integral: High Profile:	N/A ---- ---- ---- N/A ----	No limit Not allowed Not allowed Not allowed 1 per parcel Not allowed	50 sq ft ---- ---- ---- 25 sq ft ----	On wall ---- ---- ---- On wall ----
RESIDENTIAL ⁴ R-1	Non-Residential use 64 sq ft	Ground Sign (Free Standing)	Front: 5' @ Side: 5' Rear: 5'	1 per parcel	32 sq ft	6'
		Wall:	N/A	No limit	32 sq ft	On wall
	Residential 27 sq ft	Wall: Canopy: Projection: Roof: Integral: High Profile:	N/A ---- ---- ---- N/A -----	1/ dwelling Not allowed Not allowed Not allowed 1 / dwelling/ non residential Not allowed	2 sq ft ---- ---- ---- 25 sq ft ----	On wall ---- ---- ---- On wall ----
⁴ RESIDENTIAL R-2, R-3, R-MF, R-MHC	89 sq ft per parcel	Ground Sign (Free Standing)	Front: 5' @ Side: 5' Rear: 5'	1 / parcel	32 sq ft	6'
		Wall: Canopy: Projection: Roof: Integral: High Profile:	N/A ---- ---- ---- N/A ----	1 per parcel Not allowed Not allowed Not allowed 1 / parcel Not allowed	32 sq ft ---- ---- ---- 25 sq ft ----	On wall ---- ---- ---- On wall ----

Must be 10 feet above a sidewalk and 15 feet above a driveway/ *may be used as an alternative to wall signs. See definition section in ordinance.*

@ May not obstruct vision of drivers.

² Advertising utilizing this provision is limited to the Industrial regulations for any additional ground signs.

³ References to property classifications within the ordinance are for reference purposes only.

⁴ Illumination of signage in these areas is prohibited.

⁵ Allowable signage doubled for thru lots in commercial & industrial districts only. (see definitions)

⁶ 20% of the buildings road frontage area calculated by its length times its actual height. Not to exceed 600 sq ft maximum for the building.

TABLE OF REGULATIONS – SIGNS (CONT) (amended _____)

³ Sign Locations	Total Sign Area Per Parcel	Sign Type	Setbacks	⁵ Number of Signs Per Parcel	Maximum Sign Size Per Parcel	Height
Non-Residential C-1, C-2	1175 sq ft per parcel (depends on number of businesses.)	Ground Sign (Free Standing)	Front: 5'@ Side: 5' Rear: 5'	1 per parcel	64 sq ft	14'
		Ground Sign ² Joint identity	Front: 5'@ Side: 5' Rear: 5'	1 per business center	150 sq ft	21'
		Wall: Canopy: Projection: Roof: Integral: High Profile:	N/A # # N/A N/A Previous existing location	No limit No limit 1 per parcel Not allowed 1 per parcel Share existing sign	# 6 150 sq ft 32 sq ft ---- 25 sq ft 2-300 sq ft 3-350 sq ft 4-400 sq ft	On wall On wall On wall ---- On wall Existing pole height plus new sign face
Non-Residential <i>All Industrial</i>	725 sq ft per parcel	Ground Sign (Free Standing)	Front: 5'@ Side: 5' Rear: 5'	1 per parcel	32 sq ft	6'
		Ground Sign ² Joint Identity	Front: 5' @ Side: 5' Rear: 5'	1 per business center	100 sq ft	18'
		Wall: Canopy: Projection: Roof: Integral: High Profile:	N./A # # N/A N/A ----	No limit 1 per parcel 1 per parcel Not allowed 1 per building Not allowed	# 6 150 sq ft 32 sq ft ---- 25 sq ft ----	On wall On wall On wall ---- On wall ----

Must be 10 feet above a sidewalk and 15 feet above a driveway / *may be used as an alternate to wall signs. See definition section in ordinance.*

@ May not obstruct vision of drivers.

² Advertising using this provision is limited to the Industrial regulations for any additional ground signs

³ References to property classifications within this ordinance are for reference purposes only.

⁴ Illumination of signage in these areas is prohibited.

⁵ Allowable signage doubled for thru lots in the commercial and industrial districts only. (see definitions)

⁶ 20% of the buildings road frontage area calculated by its length times its actual height. Not to exceed 600 sq ft maximum for the building.

Amendment “Bonus Provisions”

That the “Bonus Provision” section of the Birch Run Township Outdoor Advertising Ordinance is and hereby amended by the addition and deletion of:

The following regulations shall be included in the design of all ground signs.

- (1) Landscaping: A landscaped area shall be provided for each ground sign. The landscaped area must contain a minimum of two (2) square feet for each square foot of the sign area. The area shall consist of a minimum of 50% perennial plantings. The landscape design must be approved by either the Planning Commission or the Building Department, during their respective reviews.

Amendment “Non-Conforming Signs”

That the “Non-Conforming” section of the Birch Run Township Outdoor Advertising Ordinance is and hereby amended by the addition and deletion of:

1. A nonconforming sign shall not be reestablished after the use to which it is related has been discontinued for 90 days or longer.

RESOLUTION DECLARED ADOPTED.

YEAS: Putnam, Cook, Strahm, Schlegel, Trevino, Magnus, and Marr

NAYS: None

ABSTENTIONS: None

**STATE OF MICHIGAN)
COUNTY OF SAGINAW)**

I, the undersigned, the fully qualified and acting Clerk of the Township of Birch Run, Saginaw County, Michigan, do hereby certify that the foregoing is a true and complete Copy of a resolution adopted at a regular meeting of the Township Election Commission of the Township of Birch Run, Michigan, held on the 9th day of May, 2006, the original of said meeting was given to and in compliance with Act 267, Public Acts of Michigan, 1976.

IN WITNESS WHEREOF, I have hereunto fixed my official signature on this 10th day of May 2006.

**Amy Cook, Clerk
Birch Run Township**