

CHAPTER 16

Land Use Code

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ARTICLE VII

Sign Code

Sec. 16-7-10. Adoption.

Pursuant to Parts 1 and 2 of Article 16 of Title 31, C.R.S., the Sign Code of the Town is hereby adopted by reference as a portion of the Land Use Code. The subject matter of the Sign Code establishes the regulations and standards governing the size, location and use of signs within the Town. Three (3) copies of the Sign Code are now filed in the office of the Town Clerk and may be inspected during regular business hours. (Ord. 523 §1, 2005)

Sec. 16-7-20. Purpose.

These standards are intended to ensure that there is efficient identification and advertisement of businesses and their products within the Town of Milliken; to improve pedestrian and vehicular traffic safety; to minimize the potential for adverse affect of signs on public and private property; and to enable the fair and consistent enforcement of these sign regulations to contribute in a positive manner to the overall impression of the community. (Ord. 480 §7.1, 2003; Ord. 523 §1, 2005)

Sec. 16-7-30. Application.

This Article shall apply to the installation, maintenance, repair, location and use of signs within the Town, as well as the administrative procedures governing the submission of applications, administrative and public reviews and appeals and the Town's standards for signs. (Ord. 480 §7.1, 2003; Ord. 523 §3, 2005)

Sec. 16-7-40. General standards.

The following standards are intended to apply to all signs in all zoning districts within the Town:

(1) The following signs shall be prohibited:

- a. Rooftop signs and all other signs which project above the fascia wall;
- b. Portable signs, including signs on trailers or carts, with or without wheels;
- c. Revolving, rotating or wind-driven signs;
- d. Flashing, moving, blinking, chasing or animated signs;
- e. Sandwich board or sidewalk signs;
- f. Billboards;

g. Buildings or vehicles painted with a business name, phone number or other graphic information for the purpose of advertising a service, product or idea, (this does not include those vehicles which have a permanently attached sign); and

h. Signs attached to any public pole, tree, post or other appurtenances on public rights-of-way or within public view, including parks, road right-of-way, sidewalks, schools or other such areas.

(2) Identification signs during construction of a development shall not exceed sixty-four (64) square feet per sign face. All such signs shall be located within the development and installed along arterial streets or roads. No more than two (2) such signs shall be permitted and shall be at least one thousand (1,000) feet apart. All identification signs shall be removed within forty-eight (48) hours after closing the sales office or completion of the development.

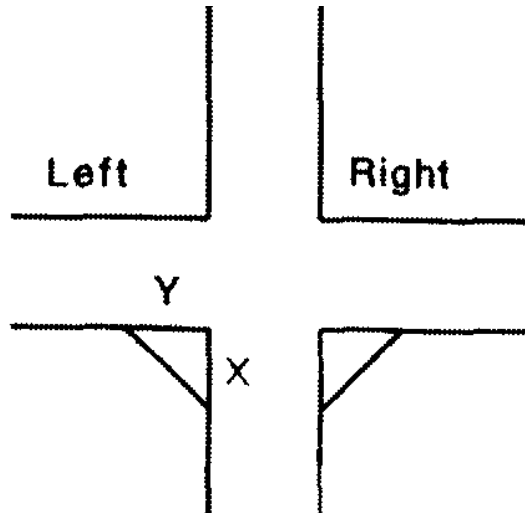


Figure 7-1

(3) Freestanding signs shall have a minimum setback of ten (10) feet from the property line, or from any portion of a public sidewalk or curb, whichever is greater. At intersections where sight distance triangles apply, freestanding signs shall not be placed within the applicable sight distance triangle, nor in any manner that impedes visibility or public safety. The following chart shall be used to determine the sight distance triangle:

Sight Distance Triangle Table - Distances measured from flow line			
Type of Street	Y Distance (in feet)	X Distance (in feet)	Safe Sight Distance (in feet)
Arterial	Right 135' Left 270'	15'	500'
Collector	Right 120' Left 220'	15'	400'
Local	Right 100' Left 150'	15'	300'

(4) Political signs may be placed on property under the following conditions:

a. The sign shall be associated with a specific election and shall not be placed on the property more than forty-five (45) days prior to the election;

b. The sign shall not exceed a total of six (6) square feet, including all faces of the sign, and shall be of a temporary nature;

c. All political signs shall be removed from the property within forty-eight (48) hours of the close of the election; and

d. The placement of political signs on public property, posts, utility poles, rights-of-way, etc., shall be prohibited.

(5) Real estate signs, including "for sale," "for lease" or "for rent" signs, shall be permitted, provided that such signs shall be no larger than two (2) feet by three (3) feet, including all faces of the sign; that they are not located in the public right-of-way; and that no more than one (1) sign per lot shall be permitted.

(6) Garage and yard sale signs shall be no larger than a total of six (6) square feet, including all faces of the sign, and shall not be placed in such a manner or location that impedes visibility or public safety. Garage and yard sale signs shall be allowed one (1) time in any quarter of a calendar year per lot and may advertise a two-day sale at each occurrence. Such signs shall be removed within one (1) hour after the sale or by 7:00 p.m., whichever comes first. Garage and yard sale signs shall not be placed, affixed, stapled, glued or taped to any utility pole, street sign, tree, stop sign, fence or rights-of-way.

(7) All signs shall be designed and constructed in a professional manner. No hand-lettered or painted signs shall be permitted, nor shall wooden sign posts, flashing or moving parts or internal illumination be permitted (this standard does not apply to garage and yard sale signs).

(8) All signs shall be maintained in good structural and mechanical condition at all times and shall be maintained by the property owner or by a homeowners' association or other similar group. Signs not maintained in good structural and mechanical condition may be required to be repaired, or removed if the sign is not repairable, by the enforcement official. Written notice shall be given by the enforcement official to the owner of the sign, requesting repair or removal, and shall give time for such repair or removal to occur, not to exceed thirty (30) days. All costs for repair or removal shall be the responsibility of the owner of the sign.

(9) Public safety signs installed by the Town or other entity in cooperation with the Town shall not be regulated by these standards. (Ord. 480 §7.1, 2003; Ord. 523 §1, 2005)

Sec. 16-7-50. Residential sign standards.

The following standards shall apply to signs in residential areas in all zoning districts except for the commercial and industrial zoning districts:

(1) One (1) identification sign per residential unit shall be permitted, provided that such sign does not exceed a total of two (2) square feet, including all faces of the sign, and only includes the address number, street name and/or occupant's name.

(2) One (1) permanent identification sign per residential development shall be permitted per access to the development, provided that such sign does not exceed a total of twenty (20) square feet, including all faces of the sign.

(3) No advertising signs shall be permitted in residential neighborhoods.

(4) No internal illumination shall be permitted of any signs in residential neighborhoods. (Ord. 480 §7.1, 2003; Ord. 523 §1, 2005)

Sec. 16-7-60. Commercial and industrial sign standards.

The following standards shall apply to signs in the commercial and industrial zoning districts:

(1) One (1) identification sign per commercial or industrial use per street frontage shall be permitted, provided that such sign does not exceed thirty (30) square feet per sign face or eight (8) feet in height, and has only external or indirect illumination. If a ground or monument sign is proposed, the sign area of such sign shall not exceed forty-five (45) square feet per sign face or eight (8) feet in height and shall have only external or indirect illumination. Ground or monument signs shall be incorporated into the landscape planting design where feasible.

(2) The maximum size of individual letters and logos or graphics, when used as wall signs, shall be twenty-four (24) inches in height, with the width of letters being in proportion to the height. Internal illumination of individual letters shall be permitted when used as wall signage.

(3) All businesses shall be required to display an "Open" and "Closed" sign within proximity of the front door in such a manner and size that the sign would be legible to a person traveling within twenty (20) feet of the sign.

(4) Banners and pennants shall be permitted, provided that a sign permit is obtained from the Town, and that banners and pennants shall not be used for more than twenty (20) days in twelve (12) consecutive months. Banners and pennants shall be installed in such a manner that does not cause unreasonable annoyance or inconvenience to adjoining property owners or other persons in the area, shall not hinder or cause public safety concerns and shall not include illuminated material.

(5) Signs within the Downtown, as bounded by Alice Avenue and Quentine Avenue, one (1) block either side of Colorado Highway 60, shall be designed and constructed to be compatible with the historic character of Downtown. Wall signs within the Downtown may be hung perpendicular to the front facade of the building as long as the sign does not exceed fifteen (15) square feet per face, have at least eight (8) feet of clearance over the sidewalk and have adequate clearance from utility poles or lines and trees.

(6) Window signage within the Downtown and in other commercial areas shall not occupy more than twenty percent (20%) of the window surface on any building frontage, including painted windows.

(7) Signs shall be approximately aligned with other signs on the immediate block or within the same development, when feasible.

(8) Signage in new commercial or industrial developments shall be designed in a coordinated manner, using similar or compatible sign materials, color and letter styles throughout the development to provide a visually cohesive signage system. (Ord. 480 §7.1, 2003; Ord. 523 §1, 2005)

Sec. 16-7-70. Computation of sign area.

(a) The area of a sign shall be computed by measuring the total sign face. The sign area shall also include any support structure that exceeds one and one-half (1½) times the area of the sign face. The sign area for signs with more than one (1) face shall be computed by adding together the area of all sign faces.

(b) The height of a sign shall be computed as the distance from the base of the sign at normal grade to the top of the highest attached component of the sign. (Ord. 480 §7.1, 2003; Ord. 523 §1, 2005)

Sec. 16-7-80. Sign permit.

(a) A sign permit shall be obtained for the installation, remodeling or removal of any sign and shall include the following information:

(1) Name, address and telephone number of the applicant;

(2) Location of the building, structure or lot where the sign is proposed or is located;

(3) Written consent of the property owner;

(4) Proposed location of the sign on the building and/or lot in relation to nearby buildings and other structures, including dimensions showing the distance of the proposed placement to at least two (2) property lines;

(5) Scale drawings of the plans, including dimensions of the sign, specifications and method of construction of the sign, including its support, colors, weight and distance from doors, windows, fire escapes and driveways; and

(6) Name and address of the individual or firm installing the sign.

(b) An application fee shall be required for a sign permit for review and processing and for all necessary inspections related to the permit and shall be set by the Town from time to time. (Ord. 480 §7.1, 2003; Ord. 523 §1, 2005)

Sec. 16-7-90. Penalties.

The following penalties, herewith set forth in full, shall apply to this Article:

(1) It is unlawful for any person to violate any of the provisions adopted in this Article.

(2) Every person convicted of violation of any provisions adopted in this Article shall be punished by a fine not exceeding one thousand dollars (\$1,000.00), by imprisonment not exceeding one (1) year or by both such fine and imprisonment.

(3) Each day or portion thereof during which the violation continues shall constitute a separate violation. (Ord. 480 §7.1, 2003; Ord. 523 §2, 2005)