

**PLANNING AND ZONING COMMISSION ACTION ITEM
STAFF SUMMARY
OCTOBER 6, 2021 PLANNING AND ZONING COMMISSION MEETING**

DATE: October 1, 2021

AGENDA ITEM NUMBER: 6

ACTION TO BE CONSIDERED:

Consideration of Resolution No. PZ 19-21, Series of 2021. (PUBLIC HEARING)

**A RESOLUTION RECOMMENDING APPROVAL OF AN ORDINANCE
AMENDING THE FORM PLAT CERTIFICATES SET FORTH IN
APPENDIX 17-A OF CHAPTER 17 OF THE DILLON MUNICIPAL
CODE.**

BACKGROUND / TIME FRAME:

- September 1, 2021: Planning Commission discussion of Wall Sign thickness requirements in the Code

SUMMARY:

With the ever-increasing use of LED interior lighting systems for building wall signs located in Sign Zone B of the Town, the limitation of a maximum wall sign protrusion depth of six (6) inches as currently specified by the Code leads to complications with industry standards. Typical wall signs are at least six inches deep and are most commonly installed on raceways which contain the LED electrical transformers. Since the current Sign Regulations date back to the mid 1990's and sign technology, especially illumination, has changed drastically in that time period, the proposed Code amendment aligns with industry standards to better accommodate the energy efficient, industry standard of LED internal sign illumination.

Please note that internally illuminate signs are not permitted in Sign Zone A, which comprises the residential areas of Town as well as the central business district / Town Core area.

The proposed Code amendment reads as follows:

Section 1. Section 16-11-290 of the Dillon Municipal Code is hereby amended to read as follows (words added are underlined; words deleted are stricken through):

Sec. 16-11-290. - Wall signs.

(a) Wall signs shall not be mounted higher than the eave line or parapet wall of the principal building, shall be mounted a minimum of eight (8) feet above grade when projecting over a public walkway or right-of-way, and no portions of such wall signs, including cut-out

letters, shall project more than twelve (12) ~~six (6)~~ inches from the building.

(b) Wall signs above second floor: shall not exceed twelve (12) square feet.

BUDGET IMPACT: None

STAFF RECOMMENDATION: Town staff recommends approval of Resolution PZ 19-21, Series of 2021 with conditions as presented in the resolution.

MOTION FOR APPROVAL:

I move we approve Resolution PZ No. 19-21, Series of 2021.

ACTION REQUESTED: Motion, Second, Roll Call Vote.

Resolutions require the affirmative vote of a majority of the members present.

DEPARTMENT HEAD RESPONSIBLE: Scott O'Brien, Public Works Director

RESOLUTION NO. PZ 19-21

Series of 2021

A RESOLUTION RECOMMENDING APPROVAL OF AN ORDINANCE AMENDING THE REGULATIONS FOR PERMANENT WALL SIGNS CONTAINED IN ARTICLE XI OF CHAPTER 16 OF THE DILLON MUNICIPAL CODE.

WHEREAS, Town staff, with the assistance of the Town Attorney, has prepared a draft ordinance to amend the regulations for permanent wall signs contained in Article XI of Chapter 16 of the Dillon Municipal Code (the “Code”); and

WHEREAS, pursuant to Section 16-1-60 of the Code, the Planning and Zoning Commission of the Town of Dillon (“Planning Commission”) has reviewed the draft ordinance, and held a duly-noticed public hearing thereon, at which hearing evidence and testimony were entered into the record; and

WHEREAS, based on the advice of Town staff and the documents made part of the record of the public hearing, the Planning Commission recommends the Town Council adopt the draft ordinance to amend the regulations for permanent wall signs contained in Article XI of Chapter 16 of the Dillon Municipal Code.

NOW, THEREFORE, BE IT RESOLVED BY THE PLANNING AND ZONING COMMISSION OF THE TOWN OF DILLON, COLORADO, AS FOLLOWS:

Section 1. Pursuant to Section 16-1-60 of the Dillon Municipal Code, the Planning Commission hereby recommends that the Town Council adopt the ordinance to amend the regulations for permanent wall signs contained in Article XI of Chapter 16 of the Dillon Municipal Code attached hereto as Exhibit A.

APPROVED AND ADOPTED THIS 6TH DAY OF OCTOBER, 2021, BY THE PLANNING AND ZONING COMMISSION OF THE TOWN OF DILLON, COLORADO.

**PLANNING AND ZONING COMMISSION,
TOWN OF DILLON**

By: _____
Alison Johnston, Chairperson

ATTEST:

Michelle Haynes, Secretary to the Commission

9/13/21 5:09 PM [ncb] R:\Dillon\Planning Commission\Rec Adopt of Amendments to Sign Code.PZreso.docx

EXHIBIT A

ORDINANCE NO. ___-21
Series of 2021

AN ORDINANCE AMENDING THE REGULATIONS FOR PERMANENT WALL SIGNS CONTAINED IN ARTICLE XI OF CHAPTER 16 OF THE DILLON MUNICIPAL CODE

WHEREAS, Town staff, with the assistance of the Town Attorney, has prepared a draft ordinance to amend the regulations for permanent wall signs contained in Article XI of Chapter 16 of the Dillon Municipal Code; and

WHEREAS, the Planning and Zoning Commission studied the draft ordinance in a public hearing at its October 6, 2021 meeting, at which public hearing evidence and testimony were received, and after such public hearing recommended that the Town Council adopt the same by Resolution No. PZ [REDACTED]-21, Series of 2021; and

WHEREAS, the Town Council held a public hearing on this Ordinance on _____, 2021, at which evidence and testimony were received, and after such public hearing finds that the Ordinance should be adopted.

NOW, THEREFORE, BE IT ORDAINED, BY THE TOWN COUNCIL OF THE TOWN OF DILLON, COLORADO, AS FOLLOWS:

Section 1. Section 16-11-290 of the Dillon Municipal Code is hereby amended to read as follows (words added are underlined; words deleted are ~~stricken through~~):

Sec. 16-11-290. - Wall signs.

(a) Wall signs shall not be mounted higher than the eave line or parapet wall of the principal building, shall be mounted a minimum of eight (8) feet above grade when projecting over a public walkway or right-of-way, and no portions of such wall signs, including cut-out letters, shall project more than twelve (12) ~~six (6)~~ inches from the building.

(b) Wall signs above second floor: shall not exceed twelve (12) square feet.

Section 2. Severance Clause. If an article, section, paragraph, sentence, clause or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Town Council hereby declares that it would have passed this Ordinance and each part or parts thereof, irrespective of the fact that any one part or parts may be declared invalid or unconstitutional.

Section 3. Repeal. All other ordinances, or parts of any ordinances or other Code provisions in conflict herewith are hereby repealed.

Section 4. Effective Date. This Ordinance shall take effect five days after publication following final passage.

INTRODUCED, READ AND ORDERED PUBLISHED BY TITLE ONLY THIS ____ DAY OF _____, 2021.

PASSED, ADOPTED AND APPROVED AND ORDERED PUBLISHED BY TITLE ONLY THIS ____ DAY OF _____, 2021.

TOWN OF DILLON,
a Colorado municipal corporation

By: _____
Carolyn Skowyra, Mayor

ATTEST:

Adrienne Stuckey, Town Clerk