

POINTE SERVICE ASSOCIATION SIGNS REGULATION

Purpose and Effect

- (A) These sign regulations are adopted under the authority of Pointe Service Association, for the Purpose of:
- (1) providing standards for the placing, number, size and general characteristics of all signs throughout the Pointe Community;
 - (2) encouraging the effective use of signs as a means of communication within the Pointe area;
 - (3) maintaining and enhancing the aesthetic environment and the ability to attract sources of development and growth;
 - (4) improving pedestrian and traffic safety;
 - (5) minimizing the possible adverse effect of signs on nearby public and private property; and
 - (6) enabling and promoting the fair and consistent enforcement of these signs and restrictions.
- (B) The effect of this ordinance as more specifically set forth herein is:
- (1) to establish a permit system to allow a variety of types of signs, and a limited variety of signs, subject to the regulations and the permit procedures of the ordinance.
 - (2) to prohibit all signs not expressly permitted by this ordinance and,
 - (3) to provide for the enforcement of the provisions of the ordinance.

Applicability

A sign may be erected, placed, established, painted, created, or maintained in the Pointe only in conformance with these standards, procedures, exemptions, and other requirements of the Regulation.

After the effective date of the ordinance codified in this Regulation, and except as otherwise provided, no person shall erect any sign as defined herein without first obtaining a permit from the Pointe Service Association Managing Agent.

- (A) Application for permit: Application for the permit shall be made in writing, upon forms Prescribed and approved by the Executive Board, to the Pointe Services Association Managing Agent and shall contain the following information:
- (1) Name, address, and telephone number of applicant:
 - (2) Address or location, if no address, of building, structure or land on which the sign is to be erected.

- (3) A scale drawing of the sign, showing the elevation of the sign, the face composing the sign, and other components of the sign;
 - (4) A site plan showing the position of the proposed sign, as well as any existing signage, on any building or land and its position in relation to nearby buildings or structures and to any street; and,
 - (5) Written consent of the homeowner's association of the building, structure, or land on which the sign is to be erected.
- (B) The executive board shall examine such plans, specifications, and other data submitted with the application, and necessary, the building or premises upon which it is proposed to erect the sign. If the proposed sign is in compliance with all of the requirements of this zoning ordinance, a land use certificate shall be issued.

Exemptions

The following signs shall be exempted for the provision of this regulation:

- (A) Pointe Service Association owned signs such as publicly owned traffic-control and transit stop; and,
- (B) Any sign required by law or ordinance.

Placement Prohibitions

The following prohibitions shall apply:

- (A) No sign shall be erected or maintained in any form or at any location where it may obstruct or in any way interfere with the view of or be confused with any approved traffic control device or where it may obstruct or in any way interfere with the minimum sight-distance necessary to promote traffic safety.
- (B) No signs shall be placed in any public right-of-way except publicly owned traffic-control and transit signs.
- (C) No sign shall be mounted on a roof or extend above the eave or parapet of a building wall.
- (D) No sign shall be affixed to trees, fence posts, or utility poles.

General Sign Regulations

All signs shall conform to the following regulations:

- (A) Illumination:
 - (1) Illuminated signs which direct attention through the use of flashing, intermittent, or strobe effects are prohibited.
 - (2) The source of light for any sign shall be directed downward and toward the sign face and shall not be directed into any residential use or toward any oncoming traffic. The source of illumination by whatever means shall not reflect directly on residential uses.

- (3) Except for permanent village identification signs, in no instance shall any illuminated sign be located closer than one (100) feet from any residential district.
- (B) Prohibited signs:
- (1) Portable business or product-for-sale sign are prohibited.
 - (2) All signs which move by mechanical means or by the movement of air are prohibited.
 - (3) Temporary signs or devices consisting of banners, streamers, pennants, balloons, propellers, strung light bulbs, or similar devices are prohibited.
- (C) Maintenance: All signs must be kept clean, neatly painted, and free from all hazards, Such as, but not limited to, faulty wiring and loose fastening, and must be maintained at All times in such safe condition so as not to be detrimental to the public health and safety.
- Special regulations:
- (1) No sign shall be displayed or placed on any lot, except a single sign may be displayed for the purpose of advertising for sale a dwelling or lot by the original developer.
 - (2) The top of a sign shall not exceed a height of eight (8) feet from the ground.
 - (3) No sign advertising the developer shall exceed a total size of thirty-two (32) square feet, and shall be removed within twenty-four (24) hours of the sale of the last unit/lot.
 - (4) No sign advertising a spec house shall exceed a total size of six (6) square feet, and shall be removed within twenty-four hours of the sale of the subject property.
 - (5) Open House signs are available at the Pointe Services Association office, and can be displayed twenty-four (24) hours before subject event, and must be removed upon completion.
 - (6) No sign i.e. for rent, sale, etc. may be displayed in unit windows.
 - (7) Political signs may not be displayed.
 - (8) The letters and trim of all signs must be the color green, burgundy, black or white. The background of all signs must be the color tan or green. Color chips are available at the Pointe Service Association Office.

Failure to Comply

In the event that anyone fails to observe and perform the obligations set herein, and in the event that such failure is not cured within ten (10) days after written notice of the same is given by Pointe Service Association, the association shall have the right to commence judicial proceedings to abate failure, and/or to take any further action as may be allowed or in equity to correct such failure. Pointe Service Association shall have the right to enter upon such lot/unit, for the purpose of correcting such failure without liability whatsoever on the part of the association. All costs incurred in connection with any act or

proceedings to correct such failure, including attorney fees and court costs shall be payable by the lot/unit owner.

Exemption

Current developer sign shall be grandfathered for a period ending on the 30th day of April, 2000. At this time all signs must comply with this regulation