

ORDINANCE NO. _____
CITY OF SUMNER, WASHINGTON

AN ORDINANCE ADOPTING AMENDMENTS TO THE CITY OF SUMNER ZONING CODE REGULATIONS AMENDING SECTIONS, 18.44.110, 18.44.185, 18.44.200; OF THE SUMNER MUNICIPAL CODE.

WHEREAS, to provide an additional method for the City to provide information to the general public regarding City business and opportunities for civic engagement; and

WHEREAS, to address the potential impacts of digital message boards and electronic reader boards where used on City Informational Signs; and

WHEREAS, the proposed amendments are consistent with the stated Purpose of the Sign Code; and

WHEREAS, the proposed amendments are consistent with the City's Comprehensive Plan; and

WHEREAS, the City's State Environmental Policy Act (SEPA) official issued a Determination of Non-significance on Sign Code amendments on January 22, 2018; and

WHEREAS, on January 12, 2018 notice was sent to the Washington State Department of Commerce requesting expedited review. On January 29, 2018 the City was granted expedited review and was informed that it had met the Growth Management Act notice requirements under RCW 36.70A.106; and

WHEREAS, the City Council held a public hearing on June 18, 2018;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SUMNER, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. That section 18.44.110 "Prohibited signs," of the Sumner Municipal Code is hereby amended to read as follows:

[...]

N. Electronic reader board signs, except in the interchange commercial zone south of SR-410 as permitted under SMC 18.44.245, the general commercial zone as permitted under SMC 18.44.240, and city informational signs as permitted under SMC 18.44.185.

Section 2. That section 18.44.185 "City informational signs," of the Sumner Municipal Code is hereby amended to read as follows:

City informational signs may be erected on city property for the purpose of informing the public of city sponsored events, meetings, and information associated with city business. City informational signs shall contain no commercial advertising. City informational signs

may ~~only~~ be monument, freestanding or wall signs, and shall not exceed a total of 75 square feet and 37.5 square feet per side ~~and shall not exceed a height of six feet~~. City informational signs may include digital messaging signs or an electronic reader board sign (ERBS), provided:

- a. ERBS shall not display more than one message per eight seconds.
- b. Animation between messages shall not be allowed.
- c. ERBS cannot exceed 75 percent of the square footage of the sign.
- d. Only one ERBS is allowed per site and parcel.
- e. The difference between the off and solid-message measurement using the ERBS measurement criteria shall not exceed 0.3 foot-candles over ambient lighting conditions when measured at the recommended distance, based on the ERBS size. The measurement distance shall be calculated by using the following formula: measurement distance = the square root of the (area of the sign square feet x 100).
- f. ERBS shall be programmed to automatically adjust illumination for all times of day and night based on ambient light conditions using photocell technology.

Section 3. That section **18.44.200** “**Signs permitted in all districts,**” of the Sumner Municipal Code is hereby amended to read as follows:

The following signs are permitted in all zoning districts within the city subject to the provisions of Articles II and III of this chapter:

- A. City entrance sign;
- B. Construction sign;
- C. Nonpolitical sign;
- D. Political sign;
- E. Real estate sign;
- F. Informational sign and city informational sign;
- G. Temporary signs;
- H. Incidental sign;
- I. Community bulletin board;
- J. Nonadvertising or nonpromotional sign.

Section 4. Corrections by City Clerk or Code Reviser. Upon approval of the City Attorney, the City Clerk and the Code Reviser are authorized to make the necessary corrections to this ordinance, including the correction of clerical errors; ordinance, section, or subsection numbering; or references to other local, state, or federal laws, codes, rules, or regulations.

Section 5. Severability – Construction. If a section, subsection, paragraph, sentence, clause, or phrase of this ordinance is declared unconstitutional or invalid for any reason by any court of competent jurisdiction; such decision shall not affect the validity of the remaining portions of this ordinance. If the provisions of this ordinance are found to be inconsistent with other provisions of the Sumner Municipal Code, the provisions of this ordinance shall control.

Section 6. Effective Date. This ordinance shall take effect five (5) days from and after its passage, approval and publication as provided by law.

Passed by the City Council and approved by the Mayor of the City of Sumner, Washington, at a regular meeting thereof this _____ day of _____.

Mayor William L. Pugh

ATTEST:

APPROVED AS TO FORM:

City Clerk Michelle Converse

Interim City Attorney Andrea Marquez

First Reading:
Date Adopted:
Date of Publication:
Effective Date:

DRAFT