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REVISED ORDINANCE  
Article 7 SIGNS**

**7-1 Purpose and Intent**

The provisions of this Article are intended to establish regulations for all exterior signs and to further the objectives of the Lovettsville Comprehensive Plan. In that regard, it is intended to promote signs that are beneficial to businesses and maintain a uniform criterion throughout the Town that protects the character, history, and community within the Town of Lovettsville corporate limits. The provisions of this Article are intended to permit signs that are compatible with the landscape/streetscape and architecture of surrounding buildings; are legible and appropriate to the activity to which they pertain; are not distracting to motorists; and are constructed and maintained in a structurally sound and attractive condition.

Specifically, this Article is intended to protect the general public health, safety, convenience, and welfare; to reduce traffic hazards caused by unregulated signs that may distract, confuse and impair the visibility of motorists and pedestrians; to promote the safety of public streets, highways, and other public improvements; to facilitate the creation of an attractive and harmonious community; to protect property values; and to further economic development.

**7-2 Applicability**

Signs constitute a separate and distinct use of the land. For purposes of this ordinance, signs are considered as accessory uses of real property and shall only be located on the property to which they pertain. These regulations shall apply to all signs erected, installed or affixed within the Town of Lovettsville subsequent to July 1, 2008.

**7-3 Sign Permit Required**

Any sign that is erected, installed, affixed, relocated, or replaced in any zoning district, shall have a permit, except as provided in Section 7-5 of this Article.

**7-4 Sign Definitions**

The following definitions are for all signs allowed by this Article. Any type of sign not expressly allowed in this section or allowed at the discretion of the Zoning Administrator is not allowed.

**Awning.** A sign that is imprinted upon or affixed to a roof-like cover, whether retractable or not, and affixed to and extending from a building with open air underneath. An awning is meant for sheltering occupants of a building from the elements.

**Banner.** A sign made of a flexible material and is meant to flutter when activated by the wind.

**Bulletin Board.** A sign that identifies an institution or organization on whose premises it is located and that contains the name of the institution or

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organization, the names of individuals connected with it; and provides information about or announcements of events or activities occurring on the property.

**Canopy.** A sign that is imprinted upon or affixed to a canopy. A canopy is a permanent or temporary structure that provides a roof over a specific area without walls and is meant to protect people from the elements

**Changeable Copy.** Letters, symbols and numbers that appear on a sign that can be rearranged manually.

**Civic, philanthropic, educational, or religious events.** Signs for organized civic, philanthropic, educational or religious activities sponsored by non-governmental organizations or associations.

**Construction.** A temporary sign erected on the premises where construction is taking place, during the period of such construction, indicating the names of the architects, engineers, landscape architects, contractors or similar artisans, and the owners, financial supporters, sponsors, or firms having a role with respect to the development on a site.

**Credit Card, Association Decals.** Signs that are generally affixed to glass that advertise which credit cards are accepted by a business or what business or other associations are associated with an activity on a property.

**Directional (on-site). (See Information-Directional sign).** A sign listing the tenants or occupants of a building or group of buildings and that may also indicate their respective professions, businesses, and hours of operation.

**Flag or pennant.** A sign constructed of a flexible material that moves under the force of the wind and installed for decorative, advertising, identification, personal expression, or other purposes.

**Freestanding.** A sign that is not affixed to a building or similar structure but is anchored into the ground or a structure specifically designed to hold the sign in place. Pole and monument signs are freestanding signs; wall, projecting, canopy, awning signs are not freestanding.

**Government.** A sign erected and maintained by a governmental entity pursuant to and in discharge of any governmental function or required by law, ordinance, or other governmental regulation; or intended to direct or control traffic; identify streets, parks, and historical events; or to provide other official information.

**Ground-Mounted.** (see Monument sign)

**Information-Directional.** A sign that provides information and directions necessary or convenient for visitors coming on the property to reach a destination on the property. Such signs include those for marking and

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indicating the location of structures or features; entrances and exits, parking areas, circulation direction, restrooms, and pickup and delivery.

**Landmark / Historical/Memorial.** Any sign identifying a place, site, structure, feature, or vista of artistic or historic merit, uniqueness, or of significance to the entire community.

**Logo.** A business brand or trademark that is usually an image but may include letters or numbers.

**Model Home Office or Sales Trailer.** Signs that identify the sales opportunity within a community, commercial or light industrial development. May include address, hours of operation, phone numbers, business logos, and other information related to the sale of leasing of property.

**Monument.** A sign which is designed so its entire bottom edge is in contact with or is within six (6) inches of the ground upon which it is installed.

**OPEN.** A sign imprinted with the word “OPEN”, indicating that the public may have access to a business, service, function, or activity.

**Personal Expression.** A sign that shows religious, political, or other messages, including any combination of words and images; or a sign used as decoration. Includes grave markers.

**Pole.** A freestanding sign that is mounted on or affixed to one or more posts or poles.

**Portable.** Any sign that can be moved from one location to another by one person without the aid of a machine.

**Private Event.** Any non-commercial activity on private property in any zoning district that is sponsored or permitted by the owner of the property. The activity can be open to the public or only to guests of the property owner.

**Property Posting.** Signs that show such information as “Private Property,” “No Trespassing”, “No Hunting”, “Beware of Dog”, “For Sale”, or “Private Entrance”.

**Private Sale, Yard Sale.** A temporary sign advertising private sales of personal property, such as “For Sale”, “For Rent”, “garage sales”, “yard sales”, and “rummage sales”.

**Projecting.** A sign that hangs or extends from a building or a structure.

**Real Estate.** A sign advertising the sale or lease of a property.

**Residence Address and Name.** A sign indicating the name and/or address of the occupants of a residential property.

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**Seasonal produce stand.** A sign identifying an outdoor, open air tent or stand made of wood or other solid material from which locally grown or manufactured food products are sold to the public during the local growing season.

**Suspended.** (See Projecting)

**Vehicle Safety Inspection** A sign that indicates that official State vehicle inspections and emissions testing are available.

**Wall.** A sign, comprised of lettering, numbers, images or logos, or any combination, affixed to or imprinted upon any wall, including structures or retaining walls.

**Window.** A sign that is affixed to or imprinted upon a windowpane and is visible from off-site.

## **7-5 Sign Standards**

### General

- (1) Determination of Sign Height: The height of a sign shall be measured from the ground level to the top most portion of the sign.
- (2) Number of Sign Faces: No sign shall have more than two (2) sign faces.
- (3) Determination of Monument Sign Area: The surface area of the sign face or the space enclosing lettering or logo, not the structure upon which the sign may be mounted, shall determine the total square footage of the monument sign.
- (4) Determination of Sign Area: This is a measure of the surface area which encompasses any regular geometric figure (square, circle, rectangle, triangle, etc.) enclosing all parts of the sign face.
- (5) Area of Sign with Two Sign Faces: The area of a sign with two (2) sign faces shall be computed according to the following:
  - (i) Sign faces separated by an interior angle of forty five (45) degrees or greater, both sign faces shall be included.
  - (ii) Sign faces separated by an interior angle of less than forty five degrees (45), one sign face shall be included, provided, however, the area of the largest sign face shall be used when two faces are unequal in areas.
- (6) No sign shall be located on a roof of any type. This does not apply to canopy signs.
- (7) No sign shall be located in a public right-of-way without permission of the Virginia Department of Transportation and notification to the Town.

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- (8) Sign Illumination. These standards apply to all signs:
- i. Internally illuminated signs are prohibited, except where expressly allowed in this Article.
  - ii. The exterior illumination of signs shall be focused only on the sign and sign area for which it is intended and shall not cast distracting glare or reflect light beyond the property upon which the sign is located.
  - iii. An OPEN sign may be illuminated internally (e.g., neon, backlit or LED type) with any color or externally only by white light. Such a sign shall only be illuminated during business hours. An OPEN sign may include the hours of operation.
- (9) An individual business is defined for purposes of this Article as one or more commercial activities that occupy the same leased or owned space. It is the space, not the number of commercial activities within that space that constitutes an individual business. Signage standards apply to the space not the number of tenants occupying such space.

Type of Sign

Signs are to be considered permanent and permits required, unless otherwise stated.

**Awning** Area of sign may be up to ten (10) square feet. Logos may be included in such a sign. Lettering and numbers that are not part of a logo shall not exceed eight (8) inches in height.

**Banner.** Only allowed for non-residential uses in any district. The total area of a banner sign shall not exceed thirty (30) square feet. Sign shall be set back five (5) feet from and property boundary. Shall only be a temporary sign.

**Bulletin Board.** Area shall not exceed four (4) square feet, except in a multi-tenant property, in which case the area shall be determined by the Zoning Administrator. (No permit required)

**Canopy.** No more than one sign on a side is allowed and signs are allowed on no more than two (2) sides of a single canopy. The area of each sign on each side of a canopy shall not exceed twenty (20) square feet.

**Changeable Copy.** No standards apply to the copy. (No permit required). Standards apply to the types of signs upon which changeable copy is affixed, as stated in this section.

**Civic, philanthropic, educational or religious events.** Temporary signs only for such events not sponsored by a governmental entity. Number of

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signs shall not exceed one (1). Sign area shall comply with standards for the type of sign. Signs shall not be displayed more than thirty (30) days prior to the event and shall be removed within three (3) calendar days following the event.

**Construction.** Such signs identify the project, the owner or developer, contractor, subcontractors, architect, landscape architect, engineer, funding sources and may contain related information including but not limited to sale or leasing information. Not more than one sign shall be erected per public street frontage of the property, not including internal public streets. Each sign permitted shall not exceed an area of twenty (20) square feet and six (6) feet in height and shall not be illuminated. Such signs shall be removed within 30 days after issuance of the last occupancy permit in the development. (No permit required)

**Credit Card, Association Decal.** No standards apply. (No permit required)

**Directional, On-Site.** To be privately installed with sign size(s) to be determined by the Virginia Department of Transportation or the Zoning Administrator, as appropriate.

**Directory.** Sign area shall not exceed four (4) square feet per tenant. The sign area of such signs on a multi-tenant property shall be determined by the Zoning Administrator. (No permit required)

**Flag or Pennant.** Shall not exceed fifteen (15) square feet. Area of such signs is not included in the total square footage allowed for a business or development. Such signs must hang at least eight feet above grade if it is hung over a pedestrian walkway and may not hang over any portion of a public street right-of-way. (No permit required)

**Freestanding.** (See Monument and Pole signs)

**Government.** No standards apply. (No permit required)

**Ground-Mounted** (See Monument sign)

**Information-Directional Sign.** The size and location of such sign(s) shall be determined by the Zoning Administrator, or other governmental entity. (No permit required unless part of a comprehensive signage plan)

**Landmark/ Historical/Memorial.** Landmark/Historical/Memorial signs shall only be allowed if installed or sponsored and/or approved by a governmental entity. (No permit required)

**Logo.** Area shall not exceed two (2) square feet and shall be included in the area of the signage allowed.

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**Model Home Office or Sales Trailer.** One (1) sign allowed. Sign area shall not exceed ten (10) square feet. Sign shall refer only to the community to which the sales or leasing refers.

**Monument.**

- i. Maximum Height: Ten (10) feet.
- ii. Maximum Sign Area: Fifteen (15) square feet
- iii. Maximum Number of Signs per lot: One (1), except as allowed in Section XXX Commercial and Light Industrial Districts.
- iv. Number of Sign Faces. No sign shall have more than two (2) faces.
- v. Illumination: White external lights only.
- vi. Minimum Setback of Monument Signs: Ten (10) feet from any public right-of-way, service drive or entrance.

**OPEN sign.** Sign area shall not exceed 1.5 square feet. (See Section 7-5 (8). General, Sign Illumination for illumination of OPEN signs. (No permit required))

**Personal Expression.** Area of sign shall not exceed three (3) square feet. (No permit required)

**Pole.**

- (1) Maximum Height: six (6) feet
- (2) Maximum Sign Area: Fifteen (15) square feet, except where otherwise specifically provided.
- (3) Maximum Signs per lot: One (1), except where otherwise specifically provided in this Article.
- (4) Number of Sign Faces. No sign shall have more than two (2) faces.
- (5) Illumination: White external lights only.
- (6) Setbacks: five (5) feet for front yard. No less than five (5) feet from a residential district for a side yard. No less than twenty (20) feet from a residential district for a rear yard.
- (7) For pole signs related to real estate sales or leasing, see Real Estate sign.

**Portable.** Such signs are allowed up to twelve (12) square feet for a single-sided sign and twenty-four (24) square feet for a two-sided sign or sandwich board. Maximum height shall be four (4) feet. Such signs shall not be visible after business hours and shall not be placed in the public right-of-way or public access easement in a manner that blocks pedestrian circulation on a

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sidewalk. Portable signs are allowed on a continuous basis. (No permit required). No standards for signs in residential districts, except for those standards that apply to the time allowed for such signs.

**Property Posting.** Sign area of each sign shall be limited to no more than two (2) square feet. (No permit required)

**Private Sale, Yard Sale.** Temporary sign limited to three days per sale. (No permit required)

**Projecting.**

- i. A projecting sign may extend horizontally from the building to which it is mounted no more than three (3) feet.
- ii. If located over a pedestrian walkway, the bottom of a projecting sign shall be at least eight (8) feet above the walking surface of the walkway and may not overhang a public right-of-way or walkway or private access easement or obstruct any walkway, window or balcony of an adjoining property.
- iii. The area of a projecting sign may be one (1) square foot per linear foot of building frontage on which the sign is to be attached, up to twelve (12) square feet.
- iv. Setbacks: None.

**Real Estate For Sale or Lease.**

- i. Two (2) signs are permitted for each public street frontage if one is a window sign. The second sign shall be a pole sign.
- ii. Sign height is limited to six (6) feet.
- iii. Sign may not be illuminated.
- iv. Signs shall not overhang a public right of way or private access easement.
- v. Sign must be removed within thirty (30) days of sale or lease of property.

(No permit required)

**Residence Address and Name.** No standards apply. (No permit required)

**Seasonal produce stand.** No more than two (2) signs allowed. Sign area shall not exceed ten (10) square feet per sign. Sign height shall not exceed six (6) feet. Signs shall only be posted during the selling season.

**Suspended.** See Projecting sign.

**Vehicle Safety Inspection.** No standards apply. (No permit required)

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**Wall.**

- i. No wall sign shall cover, cross, or otherwise hide windows, columns, or other architectural features of a building.
- ii. The maximum area of any wall sign shall not exceed one (1) square foot for each linear foot in length of the building façade, or façade of an individual business space, to which such sign is attached up to a maximum aggregate of one hundred (100) square feet.
- iii. The height of a wall sign shall not exceed twenty-five (25) feet from the ground.
- iv. Setbacks: None.

**Window.** Sign shall cover no more than twenty (20) percent of the total window area in which it is placed and shall be located no higher than the first floor of a building, unless permitted under an approved comprehensive signage plan or as may be allowed in Section 7-7.

**7-6 Signs in Residential Districts**

Residential Developments. Standards apply to residential communities, or subdivisions that are developer-owned, or that have homeowners associations and to the common areas within these communities or subdivisions. These standards do not apply to individual lots within such communities or subdivisions.

- (i) One (1) monument sign showing only the name of the community per external street entrance into the community.
- (ii) The height of the sign shall not exceed five (5) feet from the ground.
- (iii) Sign(s) shall only be located on commonly owned land within the community.
- (iv) Temporary sales sign(s) are allowed with an area not to exceed twenty (20) square feet and shall be allowed until there are no remaining lots for sale. Signs may be pole, wall, banner, portable or monument type.

Non-Residential Uses in Residential Districts.

- (1) Type of sign: wall, monument, projecting, flag, portable. No more than one (1) of any type sign per lot.
- (2) Number of signs: one (1) per street frontage; two (2) per lot.

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- (3) Area of an individual signs: monument and wall signs shall be no more than ten (10) square feet. Projecting signs shall be no more than five (5) square feet.
- (4) Total area of signage per lot: thirty (30) square feet.
- (5) Height of monument sign: no more than six (6) feet from the ground.
- (6) Height of wall sign: no more than ten (10) feet from the ground.
- (7) Setbacks and yards: Signs in front yards shall have no setback. Signs shall not be placed in front or side yards, except for through lots, which may have a sign in both front yards. A corner lot may only have a sign in one front yard.
- (8) Illumination: See Sec. 7-5 (A) (8).

**7-7 Signs in Commercial and Light Industrial Districts**

General

- (i) Development and Construction Standards. All signs requiring a permit shall comply with the requirements of Sections 7-5 and 7-6.
- (ii) Signs Facing Residential Districts : Any sign erected within one hundred (100) feet of either an existing residential use or a residential district shall be non-illuminated and limited to sixteen (16) square feet in area.

Signs for Individual Businesses. A single business located on a single lot is allowed the following:

- (i) Maximum Number of Signs: Three (3) comprised of two (2) permanent and one (1) portable sign.
- (ii) Types of Signs Permitted: Wall, monument, projecting, awning, canopy, and portable.
- (iii) Height of Sign: See Sec. 7-5.
- (iv) Area of Sign: See Sec. 7-5.

Signs for Multiple Business Developments. The following sign standards apply to all lots (or multiple contiguous lots under the same ownership) with multiple businesses; including office parks, light industrial parks, and shopping centers:

- (i) Multiple Business Development Identification Sign: One (1) monument sign within twenty-five feet of a public right-of-way that fronts on a public right-of-way. Such signs shall be allowed an area of one (1) square foot per five linear feet of a lot or lots comprising a development, up to a maximum of one-hundred (100) square feet; a maximum height of twelve (12) feet identifying the name of the development and the businesses within the

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development. The area of signs for individual businesses that are affixed to the multiple business development identification sign shall not be counted as part of the allowable sign area for individual businesses in multiple business development.

- (ii) Maximum Number of Signs per Business: Three (3). At least two have to be permanent.
- (iii) Types of Signs Permitted: Wall, monument, projecting, awning, portable or canopy.
- (iv) Maximum Size of Signs: See Standards section.
- (v) Maximum Height of Signs: See Standards section.
- (vi) Directory Sign: One (1) wall mounted sign per building placed near the principal entrance of the building shall be no more than fifteen (15) square feet in area and shall not be included with the number of signs permitted in (c) ii above. The area of signs for individual businesses that are affixed to the directory sign for a multiple business development shall not be counted as part of the allowable sign area for individual businesses in multiple business development
- (vii) Signs for Individual Businesses within Multiple Business Developments: All standards are the same as for individual businesses, except that no monument signs shall be allowed and second floor tenant space shall be entitled to 25 percent of the sign area which would be allotted to identical first floor tenant space.

**7-8 Comprehensive Sign Plan**

- A. A comprehensive sign plan for a property or multi-property project of over two (2) acres with multiple businesses is meant to provide unified, internally harmonious signage for the entire project.
- B. Applications for comprehensive sign plans shall indicate the type of signs(s), location on the ground or building size, height, area, design, materials, and color.
- C. Comprehensive sign plans shall be evaluated in terms of the relationship of the signs to the architecture of the buildings.
- D. Any exceptions to standards applicable to any sign proposed as part of a comprehensive sign plan shall be approved by the Town Council with a recommendation by the Planning Commission. The application for approval shall identify with specificity each type of sign for which

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exception is sought, the restriction being modified, and the standards that will govern in their place. The Planning Commission or Town Council may require submission of drawings, prototypes, or other materials deemed necessary or appropriate to evaluate the request.

**7-9 Temporary Signs**

- i. Any sign that is otherwise allowed may be a temporary sign.
- ii. Temporary signs shall be limited to two (2) months during any calendar year.
- iii. Sign area shall comply with standards in this article for types of signs.

**7-10 Administration and Enforcement**

A. Application for a Permit

Sign permit applications and sign permits shall be governed by the same provisions of this ordinance applicable to zoning permits (See zoning ordinance).

- a. *Filing of Application and Fees.* Applications for sign permits shall be filed on a form provided by the Zoning Administrator, and shall be accompanied by the appropriate fee stated in the Town Schedule of Fees.
- b. *Applicants.* Applicants can be property owners or tenants.
- c. *Information Required.* All applications for Sign Permits shall contain the information requested on the Sign Permit Application form in order to be processed.

B. Sign Compliance

- a. No sign shall be constructed, installed, moved, enlarged, illuminated, or substantially altered unless in accordance with the provisions of this ordinance, except as specifically provided below.
- b. Wherever the building size, location, or orientation results in a circumstance which is not adequately addressed in this article, a modification to the standards provided herein may be permitted in accordance with the provisions of this subsection. The applicant for any such modification must demonstrate to the satisfaction of the Town Council that compliance with the purpose and intent of the sign regulations will not be compromised. Any modification approved by the Town Council shall be included in a sign permit issued by the Zoning Administrator.

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C. Expiration of Sign Permits.

A sign permit shall expire and become null and void if the approved sign is not erected within a period of twelve (12) months from the date the permit was originally issued. The Zoning Administrator may grant one extension of the sign permit for a period of six (6) months, but in no case shall a permit be valid for more than a total of eighteen (18) months. Extensions may only be granted when the proposed sign is in compliance with all current applicable regulations. When approved permits become void or expire a new application is required if a sign is to be allowed.

D. Revocation.

The Administrator may revoke a permit or approval if it is found that there has been concealment or misrepresentation of material facts in either the application or plans, or the sign has not been constructed as approved.

E. Non-Conforming Signs

- (i) Non-conforming signs may not be replaced, reconstructed, enlarged, extended, modified, moved, or otherwise. A nonconforming sign destroyed by any cause may not be repaired, reconstructed, or replaced except in conformity with this Article. For the purpose of this section, a nonconforming sign is destroyed if damaged to an extent that the cost of repairing the sign to its former condition or replacing the sign with an equivalent sign equals or exceeds 50 percent of the value of the sign so damaged.

F. Construction and Maintenance Standards

- (i) Building Code Compliance: All signs shall be constructed in compliance with the Virginia Uniform Statewide Building Code.
- (ii) Condition of Signs: All signs and components shall be maintained in good repair and in a safe clean and attractive condition.

G. Removal of Unsafe Signs

Whenever, in the opinion of the Zoning Administrator, a sign becomes structurally unsafe or endangers the safety of a structure or the public, the Zoning Administrator shall order such sign to be made safe or comply with the ordinance as the case may be, or be removed. The order shall be sent registered or certified mail and shall be complied with within five days from the date of the mailing. Failure to comply with the order shall constitute grounds for the Zoning Administrator to have the sign removed, and the cost

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of the removal shall be added to any penalty assessed for the violation under this ordinance.

Whenever, in the opinion of the Zoning Administrator, an unsafe sign poses an imminent threat of serious injury to person or property, and the Zoning Administrator is unable to contact the property owner, the Zoning Administrator may cause the sign immediately to be made safe or removed, and the cost thereof shall be charged to the owner as provided in subparagraph (A).

H. Removal of Illegal Signs.

An illegal sign is any sign that does not comply with any provision of this ordinance. The Zoning Administrator may order the removal of any illegal sign at the expense of the property owner.