



Item No. 9 (E)

REPORT TO THE CITY COUNCIL

DATE: SEPTEMBER 12, 2017

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: STEVEN ADAMS, CITY MANAGER

**RE: CONSIDERATION OF ANNUAL FIRE INSPECTION PROGRAM
AND CHANGES TO FIRE INSPECTION FEES**

RECOMMENDATION:

It is recommended the City Council: 1) approve the proposed Annual Fire Inspection Program; 2) adopt a Resolution amending the Master Fee Schedule lowering the Fire Inspection Fee and adding a re-inspection fee; and 3) approve and authorize the City Manager to execute an amendment to the Carmel Fire Protection Associates Professional Services Contract payment and fee schedule in a form approved by the City Attorney to provide for annual fire inspection costs.

BACKGROUND:

The State Fire Code requires regular municipal fire inspections of all businesses, including apartment buildings. Due to staffing constraints, the City has not been meeting this requirement on a consistent basis. Funds were incorporated in the FY 2017-18/ FY 2018-19 Biennial Budget approved by City Council for contract services to conduct the inspections, which were proposed to be paid from fee revenue also included in the budget. A \$250 Fire Inspection Fee exists in the current fee schedule. However, it has not been utilized in the past.

The City currently contracts with Carmel Fire Protection Associates for fire related plan review, inspections and other Fire Marshall responsibilities related to proposed projects, which was established in 2014. Fire inspections on existing buildings are normally performed by the City's Fire Department as time permits. Since the City has a volunteer fire department, performing inspections on a regular basis is difficult. Therefore, it was recommended in the budget process to also contract out this service.

**CITY COUNCIL
CONSIDERATION OF ANNUAL FIRE INSPECTION PROGRAM AND
CHANGES TO FIRE INSPECTION FEES
SEPTEMBER 12, 2017
PAGE 2 OF 3**

DISCUSSION:

The City's contract Fire Marshall has submitted a proposal to conduct the inspections for \$125 per business, which would include one follow-up inspection. If a third inspection is necessary, they will charge another \$125. Staff has estimated that the cost of City staff to process, administer and track the inspections is approximately \$75 per business. Therefore, staff believes the existing fee can be lowered to \$200 since fees can only be set to cover the City's actual costs.

An additional \$125 re-inspection fee is recommended for those businesses non-compliant after two inspections to address the additional cost to the City. Minimal additional work by staff is anticipated since the Fire Marshall will handle the follow-up until the business is compliant.

It is proposed to charge the \$200 fire inspection fee along with the business license when they are renewed. Public education and outreach will be important since these fees and inspections will be new to most businesses. The following process and schedule is proposed:

- | | |
|-----------|--|
| September | Fire Marshall will survey businesses and apartments to establish a list of addresses that require inspections. |
| October | An article will be placed in the City newsletter, a press release will be distributed, and a letter will be sent to the business owner of each address explaining the program. |
| November | Fire inspections will begin. Businesses who receive an inspection will be notified that they will receive an invoice with their business license renewal. |
| December | Business license renewal forms are sent out to all businesses. The Finance Department will add the \$200 fee to each business license renewal identified on the survey provided by the Fire Marshall. Information will also be provided instructing those that have not yet received an inspection to expect one during the next few months. |

**CITY COUNCIL
CONSIDERATION OF ANNUAL FIRE INSPECTION PROGRAM AND
CHANGES TO FIRE INSPECTION FEES
SEPTEMBER 12, 2017
PAGE 3 OF 3**

COST ANALYSIS:

The contract services are projected to cost approximately \$25,000 annually, which will all be paid from an increase in fee revenue. Revenues and expenditures are included in the FY 2017-18/ FY 2018-19 Biennial Budget so no appropriation is necessary.

ENVIRONMENTAL REVIEW:

The program is designed to implement State requirements. It is not considered a project for the purposes of CEQA and has no potential for resulting in either a direct or indirect impact to the environment.

ALTERNATIVES:

The following alternatives have been identified for City Council consideration:

1. Approve staff's recommendations;
2. Direct staff to modify the fee amount and approve the recommendations;
3. Direct staff to make other changes to the program
4. Do not approve the Fire Inspection Program; or
5. Provide staff other direction.

Prepared and Approved by:



Steven Adams, City Manager

RESOLUTION NO.
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KING
APPROVING A REVISED MASTER FEE SCHEDULE
TO REDUCE THE FEE FOR FIRE INSPECTIONS AND
CREATE A FIRE RE-INSPECTION FEE

WHEREAS, the City of King maintains a Master Fee Schedule of all user fees; and

WHEREAS, the purpose of user fees is for users of services to pay the cost of providing that service; and

WHEREAS, the City Council adopted a Master Fee Schedule for 2017 on November 22, 2016, which went into effect on January 1, 2017; and

WHEREAS, the City Council amended the Master Fee Schedule on January 10, 2017; and

WHEREAS, the City is required by the State of California Fire Code to perform regular fire inspections of all businesses and apartment buildings; and

WHEREAS, the City Council desires to reduce the fee for Fire Inspections and create a Fire Re-Inspection Fee to accurately reflect the actual costs of the Annual Fire Inspection Program.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the City Council of the City of King hereby approves the Master Fee Schedule attached and included herein as Exhibit A.

This resolution was passed and adopted this 12th day of **September, 2017** by the following vote:

AYES, Council Members:

NAYS, Council Members:

ABSENT, Council Members:

ABSTAIN, Council Members:

APPROVED:

Michael LeBarre, Mayor

ATTEST:

Steven Adams, City Clerk

APPROVED AS TO FORM:

Shannon Chaffin, Interim City Attorney

KING CITY MASTER FEE SCHEDULE
Effective 1/1/17

	Fee	Per Unit	Fee	Minimum
Franchise Fees				
PG&E Electric Franchise Fee			2.00%	
CATV Franchise Fee			5.00%	
Refuse Franchise Fee			16.50%	
Cal Water Franchise Fee			2.00%	
City Hall Front Counter Fees				
Bicycle License	\$10.00			
Garage Sale Permit	\$15.00			
Returned Check Charge	\$40.00			
Rebiling Fee	\$5.00			
Copies - Black and White	\$.25 per page			
Copies - Color	\$1.50 per page			
San Antonio Park Vendor Fee	\$450.00	Annual		
Fireworks Sales Application	\$35.00	Annual		
Fireworks Stand Inspection (normal business hours)	\$147.00	As required		
Fireworks Stand Inspection (outside normal business hours)	\$294.00	As required		
Fireworks Sales Stand Deposit	\$1,000.00	Annual		
Public Works Permit Fees				
Staff Time			Actual Cost Plus 5% Administrative Fee	
Encroachment Permit - General	\$375.00			
Encroachment Permit - Electric and Gas Utilities	\$5,000.00	Annual/Service Improvements		
Encroachment Permit - Water Utilities	\$7,500.00	Annual/Service Improvements		
Encroachment Permit - Utilities	Actual Cost	Major Trunkline Replacements		
Administration Services	Actual Cost			
Curb/Sidewalk/Driveway Review	Actual Cost			\$300.00
Encroachment Permit - Sidewalk Repairs Due to Tree Damage	No Charge			

KING CITY MASTER FEE SCHEDULE
Effective 1/1/17

Fee	Per Unit	Fee	Minimum
Police Department Fees			
Police Special Services		Actual Cost	
False Alarm Fee	Third false alarm in 12 months	\$200.00	
	Fourth false alarm in 12 months	\$300.00	
	Fifth false alarm in 12 months	\$400.00	
	Additional false alarms in 12 months	\$500.00	
Finger Printing		\$20.00	
Tow Provider Application		\$75.00	
Vehicle Releases		\$150.00	
Immigration Letters		\$20.00	
Citation Sign Offs		\$15.00	
Room Rental	First hour	\$25.00	
	Each additional hour	\$15.00	
Special Event Permits		\$27.00	
DUI Response Charges		\$256.00	
Police Reports	First three pages	\$15.00	
	Each additional page	\$2.50	
	Maximum charge per report	\$30.00	
	Initial	\$125.00	
	Renewal	\$25.00	
Concealed Weapon Permit			
Animal Control Fees			
Licensing Fees (Spayed/Neutered)	1 month to 1 year	\$10.00	
	13 months to 2 years	\$15.00	
	25 months to 3 years	\$30.00	
	Seniors over 60 up to 3 years	\$9.00	
Licensing Fees (Not Spayed/Neutered)	1 month to 1 year	\$40.00	
	13 months to 2 years	\$50.00	
	25 months to 3 years	\$60.00	

KING CITY MASTER FEE SCHEDULE

Effective 1/1/17

Fee	Per Unit	Fee	Minimum
Animal Control Fees (Continued)			
Impound Fees (Spayed/Neutered)	First time	\$25.00	
	Second time	\$40.00	
	Third time	\$55.00	
Impound Fees (Not Spayed/Neutered)	First time	\$35.00	
	Second time	\$50.00	
	Third time	\$80.00	
Reclaiming of Impound		\$10.00	
Care and Feeding of Animals (Excludes medical care)			
Dog	Per day	\$10.00	
Cat	Per day	\$10.00	
Late fee for renewal license		\$20.00	
Euthanasia & Disposing of Animal	25 lbs. or less	\$63.00	
	26-50 lbs.	\$71.00	
	51 - 75 lbs.	\$79.00	
	76 - 100 lbs.	\$86.00	
	101 lbs. or more	\$94.00	
Adoption Charges (Does Not Include Spay/Neuter Surgery)			
Dog		\$10.00	
Cat		\$10.00	
Medical Care		Actual Cost	
Surrender Fee		\$50.00	

KING CITY MASTER FEE SCHEDULE
Effective 1/1/17

Fee	Per Unit	Fee	Minimum
Community Development Department Fees			
Staff Time			
Annexation		Actual Cost Plus 5% Administrative Fee	\$3,000.00
Appeals		Actual Cost	
City Council		Actual Cost	\$250.00
Planning Commission		Actual Cost	\$250.00
Architectural Review			
New		Actual Cost	\$600.00
Amendment		Actual Cost	\$400.00
Certificate of Compliance		Actual Cost	\$300.00
Conditional Use Permit			
New		Actual Cost	\$850.00
Amendment		Actual Cost	\$650.00
Special Event Use Permit		Actual Cost	\$300.00
Temporary Use Permit		Actual Cost	\$300.00
Mural Permit		Actual Cost	\$300.00
Condominium Conversion		Actual Cost	\$650.00
Development Agreement			
New		Actual Cost	\$5,000.00
Amendment		Actual Cost	\$3,000.00
Environmental Review			
Categorical Exemption		Actual Cost	\$100.00
Environmental Impact Report Admin		Actual Cost	\$500.00
Environmental Impact Report		Actual Cost	\$2,000.00
Environmental Impact Report Review		Actual Cost	\$250.00
Negative Declaration Fee		Actual Cost	\$600.00
Mitigated Negative Declaration Fee		Actual Cost	\$800.00
Negative Declaration Fish & Game		Actual Cost	\$100.00
Filing Fee with County Clerk		Actual Cost	
General Plan Amendment		Actual Cost	\$1,200.00
	Residential - Per Lot		
	Other - Per Lot		

KING CITY MASTER FEE SCHEDULE

Effective 1/1/17

Fee	Per Unit	Fee	Minimum
Community Development Department Fees (continued)			
General Plan Consistency Review		Actual Cost	\$300.00
Home Occupation Permit		\$150.00	
Interpretation from City Council of Planning Commission		Actual Cost	\$300.00
Landscaping Plan Review		Actual Cost	\$300.00
Lot Line Adjustment		Actual Cost	\$500.00
Medical Cannabis Cult./Nursery/Manufact./Testing License	Annual	\$20,000	
Miscellaneous Items			
Fence/Wall Review		Actual Cost	\$100.00
Radius Map and Mailing (Noticing)		Actual Cost	\$250.00
Records Research Fee		Actual Cost	\$100.00
Plot Plan Review			
Major Plot Plan Review		Actual Cost	\$600.00
Minor Plot Plan Review		Actual Cost	\$300.00
Pre Application Review		Actual Cost	\$300.00
Specific Plan and Planned Development			
New		Actual Cost	\$3,200.00
Amendment		Actual Cost	\$1,000.00
Planned Development		Actual Cost	\$1,000.00
Sign Permit			
Individual Permanent Sign		Actual Cost	\$300.00
Master Sign Program		Actual Cost	\$462.00
Temporary Sign Permit		Actual Cost	\$100.00
Penalty for No Sign Permit		Actual Cost	\$300.00
Sphere of Influence Amendment		Actual Cost	\$3,200.00
Tentative Tract Map and Parcel Maps			
Vesting		Actual Cost	\$1,100.00
Non-Vesting		Actual Cost	Plus \$30.00 per lot
Time Extensions		Actual Cost	\$1,100.00
		Actual Cost	Plus \$50.00 per lot
		Actual Cost	\$300.00

KING CITY MASTER FEE SCHEDULE

Effective 1/1/17

Fee	Per Unit	Fee	Minimum
Community Development Department Fees (continued)			
Variance		Actual Cost	\$500.00
Zoning Change Text & Map		Actual Cost	\$1,200.00
New		Actual Cost	\$600.00
Pre-Zoning Request			
Building Department Fees			
Staff Time		Actual Cost Plus 5% Administrative Fee	
Minimum Permit Fee	Per Permit	\$100.00	
Certificate of Occupancy		\$180.00	
Building Permit Fees	2015 International Code Council	110.00%	
Plan Check Fees	2015 International Code Council	110.00%	
Permit Issuance Fee	Per Permit	\$100.00	
Building Permit Training Surcharge	Per Permit	\$15.00	
Re-Roof Fee			
Buildup, Shingle or Wood Shake		\$170.00	
Concrete Tile, Clay Tile or Metal		\$285.00	
Fence or Wall Over 6 Feet High	Linear foot	\$5.00	
Property Inquiry Fee	Per Inquiry	\$65.00	
Annual Fire Inspection	Per Inspection and One Re-Inspection	\$250.00	
Fire Re-Inspection	Per Inspection After First Two	\$125.00	
Demolition Permit		Actual Cost	\$150.00
Building Moving Fee		Actual Cost	\$350.00
Street Address Change		\$50.00	
Waste Reduction and Recycling Plan Fee	Per Building	\$125.00	
	Per Subdivision	\$300.00	

KING CITY MASTER FEE SCHEDULE
Effective 1/1/17

Fee	Per Unit	Fee	Minimum
Recreation Department Fees			
Raquetball (Access up to four)	Year	\$110.00	
	Quarter	\$30.00	
	Month	\$10.00	
	Day	\$2.00	
Aquatic Center			
Open Rec Swim			
6 years and under	Day	\$2.50	
6 years and older	Day	\$3.00	
Pass	10 visits	\$25.00	
Lap Swim (16 years and older)			
Daily	Daily	\$3.00	
Pass	10 visits	\$25.00	
Summer Swim Pass			
Individual	Season	\$75.00	
Family (immediate family up to 4)	Season	\$250.00	
Each individual family member over 4		\$25.00	
Swim Lessons			
Private	45 minutes	\$30.00	
Semi-private	45 minutes	\$20.00	
Group	45 minutes	\$50.00	
Late Fee - Swim Lesson Registration	Percent of registration fee	20.00%	
Summer Day Camp (6-13 year olds)	Day	\$10.00	
	Week	\$50.00	
Soccer	Child per season	\$60.00	
	2 children per season	\$100.00	
	3 children per season	\$130.00	
Girls Softball	Child per season	\$60.00	
	2 children per season	\$100.00	
	3 children per season	\$130.00	

KING CITY MASTER FEE SCHEDULE

Effective 1/1/17

Fee	Per Unit	Fee	Minimum
Recreation Department Fees (continued)			
Girls and Boys Basketball	Child per season	\$60.00	
	2 children per season	\$100.00	
	3 children per season	\$130.00	
After School Sports Club	Year	\$10.00	
	Drop-in	\$1.00	
	Late Fee - Percentage of Registration	20.00%	
Adult Sports			
Men's Basketball	Season per team	\$420.00	
CoEd Volleyball	Season per team	\$200.00	
	Individual per season	\$18.00	
CoEd Softball	Season per team	\$295.00	
	Individual per season	\$18.00	
Adult Recreation League	Month	\$20.00	
	Drop-in	\$5.00	
Facility/Amenity Rentals			
Recreation Center	Hour Non-Profit	\$15.00	
	Hour Private	\$55.00	
	Event	\$200.00	
	Day	\$75.00	
	Hour	\$25.00	
	Day	\$0	
	Day Private	\$102.00	
Security Deposit			
Set Up Fee			
Security Fee Per Guard			
Joint Facility Agreement With Other Public Agencies			
Concession Stands - Centennial/Arena/SAP			
Equipment			
Dunk Tank	Day Non-Profit	\$50.00	
	Day Private	\$60.00	
Aquatic Complex			
Wade Pool	Hour Non-Profit	\$40.00	
	Hour Private	\$52.00	
Dive Pool	Hour Non-Profit	\$80.00	
	Hour Private	\$100.00	

KING CITY MASTER FEE SCHEDULE

Effective 1/1/17

Fee	Per Unit	Fee	Minimum
Recreation Department Fees (continued)			
Lap Pool	Hour Non-Profit	\$80.00	
	Hour Private	\$100.00	
Slide Pool	Hour Non-Profit	\$100.00	
	Hour Private	\$120.00	
Additional Supervision	Hour	Actual Cost	
Field Reservations			
Ballfields w/o Lights - Games/Tournaments	Hour Non-Profit	\$20.00	
	Hour Private	\$25.00	
Ballfields w/Lights - Games/Tournaments	Hour Non-Profit	\$28.00	
	Hour Private	\$30.00	
Ballfields w/o Lights - Practice	Hour Non-Profit	\$3.50	
	Hour Private	\$6.00	
Ballfields w/Lights - Practice	Hour Non-Profit	\$12.00	
	Hour Private	\$20.00	
Soccer-Multi-Sports Fields w/o Lights	Hour Non-Profit	\$20.00	
	Hour Private	\$25.00	
Soccer-Multi-Sports Fields w/Lights	Hour Non-Profit	\$25.00	
	Hour Private	\$30.00	
Shelter/Picnic Reservations			
Picnic Shelters	Day Non-Profit	\$40.00	
	Day Private	\$80.00	
Electricity	Event Non-Profit	\$7.00	
	Event Private	\$12.00	
Park Open Spaces	Day Non-Profit	\$12.00	
	Day Private	\$125.00	
Volleyball Court	Day Non-Profit	\$6.00	
	Day Private	\$30.00	
Miscellaneous Fees			
Personnel	Hour	Actual Cost Plus 5% Administrative Fee	

KING CITY MASTER FEE SCHEDULE
Effective 1/1/17

Fee	Per Unit	Fee	Minimum
Airport Fees			
T-Hanger	Monthly	\$130.00	
Tie Down	Monthly	\$42.00	
Office Space	Monthly	\$54.00	
Commercial Operators	Monthly	\$54.00	
	Each additional aircraft	\$42.00	
Crop Dusting	Monthly	\$68.00	
	Daily	\$12.00	
Crop Dusting Storage Area	Monthly	\$54.00	
Airplane/Helicopter Transit Fee	Daily	\$8.00	
Vehicle Transit Fee	Monthly	\$22.00	
Major Temporary Staging Operation	Daily	\$200.00	

KING CITY MASTER FEE SCHEDULE
Effective 1/1/17

Fee	Per Unit	Fee	Minimum
Impact Fees for Projects Vested as of August 21, 2010			
Law Enforcement Facilities			
Single Family Dwelling	Unit	\$881.22	
Multiple Family Dwelling	Unit	\$249.16	
Mobile Home Dwelling	Unit	\$251.45	
Commercial Lodging Unit	Unit	\$2,130.47	
Commercial	Square foot	\$0.40	
Industrial	Square foot	\$0.01	
Fire Protection Facilities			
Single Family Dwelling	Unit	\$865.22	
Multiple Family Dwelling	Unit	\$692.64	
Mobile Home Dwelling	Unit	\$692.64	
Commercial Lodging Unit	Unit	\$376.03	
Commercial	Square foot	\$0.57	
Industrial	Square foot	\$0.16	
Bridges Signals and Thoroughfares			
Single Family Dwelling	Unit	\$2,181.91	
Multiple Family Dwelling	Unit	\$1,385.26	
Mobile Home Dwelling	Unit	\$1,098.38	
Commercial Lodging Unit	Unit	\$1,160.10	
Commercial	Square foot	\$5.30	
Industrial	Square foot	\$0.87	

KING CITY MASTER FEE SCHEDULE
Effective 1/1/17

Fee	Per Unit	Fee	Minimum
Impact Fees for Projects Vested as of August 21, 2010 (continued)			
Storm Drainage Facilities			
Single Family Dwelling	Unit	\$521.29	
Multiple Family Dwelling	Unit	\$246.92	
Mobile Home Dwelling	Unit	\$289.22	
Commercial Lodging Unit	Unit	\$181.77	
Commercial	Square foot	\$0.30	
Industrial	Square foot	\$0.25	
General Government Facilities			
Single Family Dwelling	Unit	\$757.79	
Multiple Family Dwelling	Unit	\$757.79	
Mobile Home Dwelling	Unit	\$757.79	
Commercial Lodging Unit	Unit	\$757.79	
Commercial	Square foot	\$0.32	
Industrial	Square foot	\$0.32	
Library Expansion Facilities			
Single Family Dwelling	Unit	\$500.61	
Multiple Family Dwelling	Unit	\$533.76	
Mobile Home Dwelling	Unit	\$494.90	
Commercial Lodging Unit	Unit	-	
Commercial	Square foot	-	
Industrial	Square foot	-	

KING CITY MASTER FEE SCHEDULE
Effective 1/1/17

	Fee	Per Unit	Fee	Minimum
Impact Fees for Projects Vested as of August 21, 2010 (continued)				
Public Meeting Facilities				
Single Family Dwelling		Unit	\$705.21	
Multiple Family Dwelling		Unit	\$754.35	
Mobile Home Dwelling		Unit	\$697.21	
Commercial Lodging Unit		Unit		
Commercial		Square foot		
Industrial		Square foot		
Aquatic Center Facilities				
Single Family Dwelling		Unit	\$697.21	
Multiple Family Dwelling		Unit	\$746.35	
Mobile Home Dwelling		Unit	\$690.35	
Commercial Lodging Unit		Unit		
Commercial		Square foot		
Industrial		Square foot		
Park and Open Space Acquisition				
Single Family Dwelling		Unit	\$3,675.75	
Multiple Family Dwelling		Unit	\$3,932.91	
Mobile Home Dwelling		Unit	\$3,639.17	
Commercial Lodging Unit		Unit		
Commercial		Square foot	-	
Industrial		Square foot	-	

KING CITY MASTER FEE SCHEDULE

Effective 1/1/17

Fee	Per Unit	Fee	Minimum
Impact Fees for Projects Vested as of August 21, 2010 (continued)			
Total Impact Fees			
Single Family Dwelling	Unit	\$11,152.92	
Multiple Family Dwelling	Unit	\$9,615.32	
Mobile Home Dwelling	Unit	\$8,903.88	
Commercial Lodging Unit	Unit	\$4,762.77	
Commercial	Square foot	\$7.13	
Industrial	Square foot	\$1.66	
Impact Fees for Projects Vested after August 21, 2010			
Law Enforcement Facilities			
Single Family Dwelling	Unit	\$1,695.28	
Multiple Family Dwelling	Unit	\$269.75	
Mobile Home Dwelling	Unit	\$170.15	
Commercial Lodging Unit	Unit	\$386.99	
Commercial	Square foot	\$0.745	\$5,552.49
Industrial	Square foot	\$0.005	
Storage Units	Square foot	\$0.411	
Fire Protection Facilities			
Single Family Dwelling	Unit	\$1,387.14	
Multiple Family Dwelling	Unit	\$1,067.59	
Mobile Home Dwelling	Unit	\$703.43	
Commercial Lodging Unit	Unit	\$0.432	
Commercial	Square foot	\$0.320	\$2,384.96
Industrial	Square foot	\$0.019	
Storage Units	Square foot	\$0.020	

KING CITY MASTER FEE SCHEDULE

Effective 1/1/17

Fee	Per Unit	Fee	Minimum
Impact Fees for Projects Vested after August 21, 2010 (continued)			
Bridges Signals and Thoroughfares			
Single Family Dwelling	Unit	\$7,658.83	
Multiple Family Dwelling	Unit	\$5,112.80	
Mobile Home Dwelling	Unit	\$4,006.83	
Commercial Lodging Unit	Unit	\$4,028.61	
Commercial	Square foot	\$9.269	\$69,081.86
Industrial	Square foot	\$5.003	
Storage Units	Square foot	\$2.191	
Storm Drainage Facilities			
Single Family Dwelling	Unit	\$1,321.50	
Multiple Family Dwelling	Unit	\$475.00	
Mobile Home Dwelling	Unit	\$526.00	
Commercial Lodging Unit	Unit	\$240.50	
Commercial	Square foot	\$0.452	\$3,368.76
Industrial	Square foot	\$0.365	
Storage Units	Square foot	\$0.246	
General Government Facilities			
Single Family Dwelling	Unit	\$582.50	
Multiple Family Dwelling	Unit	\$582.50	
Mobile Home Dwelling	Unit	\$582.50	
Commercial Lodging Unit	Unit	\$161.50	
Commercial	Square foot	\$0.204	\$1,520.41
Industrial	Square foot	\$0.204	
Storage Units	Square foot	\$0.204	

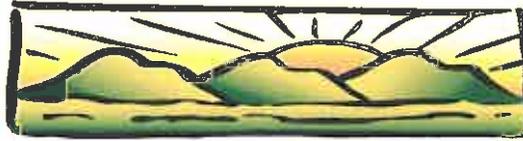
KING CITY MASTER FEE SCHEDULE
Effective 1/1/17

Fee	Per Unit	Fee	Minimum
Impact Fees for Projects Vested after August 21, 2010 (continued)			
Wastewater Collection System			
Single Family Dwelling	Unit	\$2,463.03	
Multiple Family Dwelling	Unit	\$1,458.73	
Mobile Home Dwelling	Unit	\$1,458.73	
Commercial Lodging Unit	Unit	\$552.99	
Commercial	Square foot	\$0.668	\$4,978.60
Industrial	Square foot	\$1.002	
Storage Units	Square foot	\$0.362	
Wastewater Treatment Plant			
Single Family Dwelling	Unit	\$4,523.50	
Multiple Family Dwelling	Unit	\$2,679.86	
Mobile Home Dwelling	Unit	\$2,679.86	
Commercial Lodging Unit	Unit	\$1,014.68	
Commercial	Square foot	\$1.227	\$9,144.83
Industrial	Square foot	\$1.841	
Storage Units	Square foot	\$0.666	
Public Meeting Facilities			
Single Family Dwelling	Unit	\$946.500	
Multiple Family Dwelling	Unit	\$1,027.000	
Mobile Home Dwelling	Unit	\$980.500	
Commercial Lodging Unit	Unit	-	
Commercial	Square foot	-	
Industrial	Square foot	-	
Storage Units	Square foot	-	

KING CITY MASTER FEE SCHEDULE

Effective 1/1/17

	Fee	Per Unit	Fee	Minimum
Impact Fees for Projects Vested after August 21, 2010 (continued)				
Aquatic Center Facilities				
Single Family Dwelling		Unit	\$343.00	
Multiple Family Dwelling		Unit	\$371.00	
Mobile Home Dwelling		Unit	\$355.00	
Commercial Lodging Unit		Unit	-	
Commercial		Square foot	-	
Industrial		Square foot	-	
Storage Units		Square foot	-	
Park and Open Space Acquisition				
Single Family Dwelling		Unit	\$3,323.50	
Multiple Family Dwelling		Unit	\$3,602.50	
Mobile Home Dwelling		Unit	\$3,442.00	
Commercial Lodging Unit		Unit	-	
Commercial		Square foot	-	
Industrial		Square foot	-	
Storage Units		Square foot	-	
Total Impact Fees				
Single Family Dwelling		Unit	\$24,244.78	
Multiple Family Dwelling		Unit	\$16,646.73	
Mobile Home Dwelling		Unit	\$14,905.00	
Commercial Lodging Unit		Unit	\$6,385.70	
Commercial		Square foot	\$12.89	
Industrial		Square foot	\$8.44	
Storage Units		Square foot	\$4.10	



KING CITY
C A L I F O R N I A

Item No. 9 (F)

REPORT TO THE CITY COUNCIL

DATE: SEPTEMBER 12, 2017

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: STEVEN ADAMS, CITY MANAGER

RE: CONSIDERATION OF AGREEMENT WITH EARTH DESIGN INTERNATIONAL FOR PROFESSIONAL COMMUNITY DEVELOPMENT SERVICES

RECOMMENDATION:

It is recommended the City Council: 1) approve and authorize the City Manager to execute a new Professional Services Agreement with Earth Design International (EDI) for community development services; and 2) authorize the City Manager to make non-substantive changes necessary as approved to form by the City Attorney.

BACKGROUND:

The City has been contracting with EDI for the majority of its community development services for a number of years. Staff believes EDI provides a cost efficient high quality of work. Contracting for these services provides the City with important flexibility to adjust costs and staffing based upon current development activity. They have requested a few changes to the current agreement, which is being presented to Council for consideration.

DISCUSSION:

The proposed changes include updating the scope of work to reflect current responsibilities and removal of redevelopment agency tasks; a change in the name of the firm from Environmental Design, Inc. to Environmental Design International; and an increase in the fee for Principal Planner when working on "Special Projects." This would establish a higher rate for work performed by a Principal Planner for highly technical and specialized work – primarily cannabis regulatory tasks. This work now requires a high level of expertise and the new

**CITY COUNCIL
CONSIDERATION OF AGREEMENT WITH EARTH DESIGN INTERNATIONAL
FOR PROFESSIONAL COMMUNITY DEVELOPMENT SERVICES
SEPTEMBER 12, 2017
PAGE 2 OF 2**

fee will help to bring the compensation closer to the market rate for other firms offering these services.

COST ANALYSIS:

The tasks charged for the increased fee primarily involve those that are reimbursed by applicants. Therefore, it will increase the cost for permits, but is not anticipated to increase direct costs to the City's General Fund.

ENVIRONMENTAL REVIEW:

The agreement is not considered a project for the purposes of CEQA and has no potential for resulting in either a direct or indirect impact to the environment.

ALTERNATIVES:

The following alternatives have been identified for City Council consideration:

1. Approve staff's recommendations;
2. Make other changes to the agreement and approve;
3. Do not approve the agreement; or
4. Provide staff other direction.

Exhibits:

1. Agreement with EDI for Professional Community Development Services

Prepared and Approved by:



Steven Adams, City Manager

AGREEMENT BETWEEN THE CITY OF KING AND EARTH DESIGN INTERNATIONAL FOR PROFESSIONAL COMMUNITY DEVELOPMENT SERVICES

This agreement is made upon the date of execution, as set forth below, by and between Earth Design International hereinafter referred to as "**EDI**", and the City of King, hereinafter referred to as "**City**". The parties hereto, in consideration of the mutual covenants contained herein, hereby agree to the following terms and conditions:

1.0 GENERAL PROVISIONS

- 1.01 **Term:** This agreement shall become effective on the date of execution set forth below, and will continue in effect until terminated as provided herein.
- 1.02 **Services To Be Performed by EDI:** Under the direction of the City Manager, EDI shall administer the City's Community Development Department (CDD), including all major community development operations or function in assigned areas such as current planning, advanced planning, environmental review, strategic planning, grant preparation, implementation, housing program, assist in economic development, coordinate and manage the legal cannabis program and projects, participate in the multimodal transit center project, conduct special studies, coordinate and manage staff, and work on related administrative responsibilities, as determined by the City Manager. The City Manager may also direct EDI to prepare studies and plans.

Essential duties shall include planning, directing, reviewing and implementing the activities and operations of the Community Development Department; administering the overall operation of the department, including project coordination and management, development review and processing services to City in connection with development applications, sphere of influence applications, annexations, specific plans, and environmental review under CEQA, exclusive of the actual preparation of environmental impact reports for which separate consultant(s) may be retained. In the event separate consultants are retained, EDI shall administer the consulting contract(s), including supervising and overseeing the work, ensuring that all deliverables are timely provided, reviewing and approving invoices, and monitoring contract compliance.

EDI shall represent the City and participate in professional and public meetings, as appropriate; provide staff support to and advise the Planning Commission, City staff, City Council, and other committees, as directed by the City Manager; attend staff meetings; participate in mandated training and staff development; respond to and meet with property owners and the public; meet with and provide information and negotiate with various regulatory agencies to satisfy their requirements; represent the City as a witness in legal actions, as needed; oversee and direct departmental office operations; maintain appropriate records and files; coordinate workflow; prepare reports, agenda items, memoranda, letters and other forms of correspondence.

The foregoing services shall, for purposes of this Agreement, be referred to collectively as "**Services.**"

- 1.03 **Compensation:** In consideration for the Services to be performed by EDI, City agrees to pay EDI the consideration set forth at the rates and in the amounts provided in **Exhibit A**. Additionally, the City shall reimburse EDI for expenses incurred on behalf of the City in connection with the provision of Contract Services, at

the rates and terms set forth in Exhibit A. Except as otherwise expressly provided in Exhibit A, all reimbursable expenses shall be billed by EDI on an as-charged basis, without mark-up. All charges for Services and related reimbursable expenses shall be billed monthly, and are due and payable by City within thirty (30) days of receipt. Invoices, which are not paid within the prescribed period of time shall be subject to a late charge of 1.5% of delinquent bills per month.

- 1.04 **Periodic Review:** EDI shall meet periodically with the City Manager to consider any necessary revisions and amendments to the contract including, but not limited to its objects, scope, and compensation; and not less frequently than annually, to review and assess contract performance.

2.0 OBLIGATIONS OF EDI

- 2.01.01 **Service Performance:** CDD services are to be provided principally by Doreen Liberto, AICP or designee agreed to by the City Manager. Services not personally performed by Ms. Liberto shall be supervised by and performed under her direction, or designee agreed to by the City Manager.

- 2.01.02 **Minimum Amount of Service by EDI:** EDI agrees to devote the hours necessary to perform the Services set forth in this agreement in an efficient and effective manner. EDI and the City Manager shall establish project priorities to remain the approved or amended CDD budget.

EDI may represent, perform services for, and be employed by additional individuals or entities, in EDI's sole discretion, as long as the performance of these contractual services does not interfere with or present a conflict with City's business or the subject matter of this agreement.

- 2.02 **Assistants/Support:** It is anticipated that the Scope of Services shall require Ms. Liberto-Blanck to utilize additional assistance and support and/or to subcontract for additional professional support. It is understood that Ms. Liberto may utilize EDI employees and/or subconsultants for assistance as she deems necessary and appropriate, to fulfill EDI's obligations under this contract.

- 2.03 **Tools and Instruments:** EDI shall provide all tools and instruments to perform all Services under this agreement.

- 2.04 **Workers' Compensation and Other Employee Benefits:** City and EDI intend and agree that EDI is an independent contractor of City and that EDI, EDI's employees and agents have no right to Workers' Compensation, PERS nor other employee benefits from City. EDI shall provide Workers' Compensation and other employee benefits, where required by law, for EDI's employees and agents. EDI agrees to hold harmless and indemnify City for any and all claims arising out of any claim, demand, or suit for damages, compensation, benefits, injury, disability, or death by or on behalf of any EDI's principals, employees, subconsultants, or agents.

- 2.05 **Indemnification:** City shall, subject to the reservations and exceptions below, defend with counsel of City's choice, save harmless, and indemnify EDI, its employees, and subconsultants, against any claim by a person or entity not a party to this Agreement based upon negligence or breach of a legal duty, or other civil legal chose of action, whether groundless or otherwise, arising out of an alleged act or omission (other than

an intentional tort or crime) occurring in the performance of Services, to the same extent as would be required of City in connection with the same acts or omissions of a regular employee of City performing such Services.

City shall compromise and settle or, if necessary, defend at trial any such claim or suit pay the amount of any settlement or judgment rendered thereon. Said indemnification shall survive termination or expiration of this Agreement, to provide protection to EDI by the City regardless of whether the notice of filing of a lawsuit for such a claim, demand or other legal action occurs during or following the term of EDI's Agreement with City.

Said indemnification does not apply to claims between the parties to this agreement, to claims not directly arising from or occurring in the performance of Services, to claims by EDI's employees, or to covered claims under EDI's professional liability or other insurance coverage.

The City shall use its best efforts to include a hold-harmless clause in any future agreements with project applicant(s)/developer(s), and include the following language or its substantial equivalent in the final conditions of approval: "The applicant(s) hereby agrees to defend, indemnify, and hold harmless the City, its agents (including EDI, its employees, and subconsultants), officers, and employees, from any claim, action or proceedings against the City as a result of the action or inaction by the City, or from any claim or attack, to set aside, void, or annul this approval by the City of the applicant(s)' project, or applicant(s)' failure to comply with project conditions of approval. This condition and agreement shall be binding on all successors and assigns."

2.07 **Insurance:** EDI shall not commence work under this contract until it has obtained all insurance required under this agreement and such insurance shall have been approved by City as to form, amount and carrier:

a. **General Liability and Property Damage Insurance:** EDI shall maintain, during the life of this contract, such public liability and property damage insurance as shall protect the City, its elective and appointive boards, officers, agents and employees, and EDI and any agents and employees performing work covered by the contract, from claims for damages for personal injury, including death, as well as from claims for property damage which may arise from EDI's or any subconsultant's operation under this contract, whether such operations are by EDI or by anyone directly or indirectly employed by EDI, and the amounts of such insurance shall be as follows:

(1) **Commercial General Liability Insurance:**

In an amount not less than \$250,000.00 (two hundred and fifty thousand dollars) for injuries, including, but not limited to, death to any one person and, subject to the same limit for each person, in an amount not less than \$250,000.00 (two hundred and fifty thousand dollars) on account of any one occurrence.

(2) **Professional Liability/Errors and Omissions:**

In an amount not less than \$250,000 per aggregate claim, \$250,000 aggregate.

- (3) **Comprehensive Automobile Liability:**
Bodily injury liability coverage of \$500,000 (five hundred thousand dollars) for each person in any one accident, and \$500,000 (five hundred thousand dollars) for injuries sustained by two or more persons in any one accident. Property damage liability of \$500,000 (five hundred thousand dollars) for each accident.
- (4) **Workers' Compensation Insurance:**
Statutory benefits in the amount(s) required, if any, by law and under Section 2.05 above.
 - b. **Deductibles and Self-insured Retention:** Any deductible or self-insured retention must be declared to, and approved by the City. All insured must be issued by a carrier rated not less than A-VII by A.M. Best. All coverage required hereunder shall be primary insurance with respect to the City, its elected and appointed officials, officers, employees, and volunteers, and any insurance or self-insurance maintained by City shall apply in excess of and not contribute with, EIC's insurance.
 - c. **Proof of Insurance:** EDI shall furnish City with satisfactory proof of carriage of the required insurance, and adequate legal assurance that each carrier will give City at least thirty (30) days' prior notice of cancellation of any policy during the effective period of this contract. Except for the professional liability and/or errors and omission coverage, the certificate or policy of liability insurance shall additional insured with EDI.

2.08 **Conflict Disclosure:** EDI covenants neither it nor its principals, nor any of its employees or subconsultants has any interest in, nor shall any of them acquire any interest directly or indirectly which will conflict in any manner or degree with the subject matter of this agreement or its performance of services hereunder. EDI agrees that it, its principals, and other professional EDI employees and subconsultants shall file a disclosure of economic interest (Form 700), if required to do so by applicable law or if requested to do so by City.

2.09.01 **Confidentiality/Records:** It is anticipated that EDI, in the performance of duties under this Agreement, may receive proprietary, confidential, and/or privileged information and participate in and be a party to confidential and/or privileged communications with City, staff, and consultants, including, but not limited to communications protected by applicable real property negotiation, attorney-client, attorney work-product, and/or legislative/deliberative privileges. EDI agrees not to divulge, disclose, or publish such proprietary, confidential and/or privileged information to any third person except upon the express written consent of the City Manager or upon order of Court. Upon termination of this Agreement, EDI shall return all City documents and records in its possession and provide such transition assistance as requested by the City Manager. All work products produced pursuant to and under this Agreement, including but not limited to reports, charts, schedules, exhibits, slides, summaries, research, drafts, and diagrams, in whatever form, shall be property of the City and shall be property of the City and shall be construed and treated as work for hire.

2.09.02 **Reports:** EDI shall advise the City Manager of any development(s) and change(s) in

the operations of the Department and shall submit such regular progress reports as may be requested by City for the purpose of monitoring progress and assisting Staff in keeping Planning Commission and City Council advised of the status of community development, land use, zoning, code enforcement, and environmental assessment work performed and/or supervised by EDI on behalf of City.

3.0 OBLIGATIONS OF CITY

- 3.01 **Cooperation:** City agrees to comply with all reasonable requests of EDI necessary to the performance of EDI's duties under this agreement.
- 3.02 **Place of Work:** City agrees to furnish office space in City Hall for use by EDI while performing Services in the City of King.

4.0 TERMINATION OF AGREEMENT

- 4.01 **Life of Agreement:** The agreement may be reviewed annually and amended only during a ninety (90) day period prior to the end of a fiscal year, which for this agreement is designated as of June 30th. No modifications to the terms of this agreement shall be valid unless made in writing and signed by the parties hereto. City agrees that EDI has right to provide community development services for City community development projects during the term of this agreement.
- 4.02 **Termination of Notice:** Notwithstanding any other provision of this agreement, this agreement may be mutually terminated at any time with a ninety (90) day written notice to Contract Persons of Record.
- 4.03 **Termination on Occurrence of Stated Events:** This agreement shall terminate automatically on the occurrence of any of the following events:
- a. Bankruptcy or insolvency of any party;
 - b. Sale (or conveyance of a majority interest) of the business of EDI;
 - c. Death of any party;
 - d. As outlined in Section 4.0;
 - e. Assignment of this agreement by EDI without the consent of the City;
 - f. Default of either party; or
 - g. In the event the City terminates this agreement without cause, EDI shall be entitled to full payment based upon the minimum hours guaranteed under the life of the contract.
- 4.04 **Termination by Either Party Upon Default:** Should either party default in the performance of this agreement, or materially breach any of its provisions, a non-breaching party, at its option, may terminate this agreement, effective immediately, by giving written notice of termination to the breaching party.

5.0 SPECIAL PROVISIONS

Additional Tasks As May Be Assigned By The City Manager: Prior to initiating any consultant work on matters outside the scope of this contract, it shall be the responsibility of EDI to obtain written approval from the City Manager, prior to initiation of any task, or verbal approval if work has been conducted prior to executing this contract.

Time Schedule: EDI shall commence work and regular staffing of the community development functions immediately upon receipt and execution of this City contract.

Work Outside Contract Scope: It shall be the responsibility of EDI to notify the City of any anticipated variance(s) in the scope of work. All changes shall require approval of the City Manager, and, in some cases, approval of the City Council, prior to EDI's proceeding.

6.0 MISCELLANEOUS

Remedies: The remedies set forth in this agreement shall not be exclusive, but shall be cumulative with, and in addition to, all remedies now or hereafter allowed by law or equity.

No Waiver: The waiver of any breach by any party of any provision of this agreement shall not constitute a continuing waiver or a waiver of any subsequent breach of this agreement.

6.03 **Assignment:** This agreement is specifically not assignable by EDI to any person or entity. Any assignment or attempt to assign by EDI, whether it be voluntary or involuntary, by operation of law or otherwise, is void and is a material breach of this agreement giving rise to a right to terminate as set forth in Section 4.03.

6.04 **Attorney Fees:** In the event of any controversy, claim or dispute between the parties hereto, arising out of or relating to this agreement, or the breach thereof, the prevailing party shall be entitled, in addition to such other relief as may be granted, to a reasonable sum as and for attorney fees.

6.05 **Time for Performance:** Except as otherwise expressly provided for in this agreement, should the performance of any act required by this agreement to be performed by either party be prevented or delayed by reason of any act of God, strike, lockout, labor trouble, inability to secure materials, or any other cause except financial inability not the fault of the party required to perform the act, the time for performance of the act shall be extended for a period of time equivalent to the period of delay and performance of the act during the period of delay shall be excused; provided, however, that nothing contained in this Section shall exclude the prompt payment by either party as required by this agreement or the performance of any action rendered difficult or impossible solely because of the financial condition of the party required to perform the act.

6.06 **Notices:** Except as otherwise expressly provided by law, any and all notices or other communications required or permitted by this agreement or by law to be served on given to any party to this agreement shall be in writing and delivered or, in lieu of such personal service, when deposited in the United States mail, first class postage prepaid, to the following address for each respective party:

PARTY

ADDRESS

CITY OF KING
ATTN: Steve Adams,
City Manager

212 South Vanderhurst Ave.
King City, CA 93930
(831) 386.5917

EARTH DESIGN INTERNATIONAL
ATTN: Doreen Liberto, AICP
Principal

2890 Burton Circle
Cambria, CA 93428
(805) 441.5892

- 6.07 **Governing Law:** This agreement and all matters relating to this agreement shall be governed by the laws of the State of California in force at the time, should any need for the interpretation of this agreement or any decision or holding concerning this agreement arise.
- 6.08 **Binding Effect:** This agreement shall be binding on and shall inure to the benefit of the heirs, executors, administrators, successors and assigns of the parties hereto, but nothing in this Section shall be construed as a consent by City to any assignment of this agreement or any interest in this agreement.
- 6.09 **Severability:** Should any provision of this agreement be held by a court of competent jurisdiction or by a legislative or rule-making act to be either invalid, void or unenforceable, the remaining provisions of this agreement shall remain in full force and effect, unimpaired by the holding, legislation or rule.
- 6.10 **Sole and Entire Agreement:** This agreement constitutes the sole and entire agreement between the parties with respect to the subject matter hereof. This agreement correctly sets forth the obligations of the parties hereto to each other as of the date of this agreement. All agreements or representations respecting the subject matter of this agreement not expressly set forth or referred to in this agreement are null and void.
- 6.11 **Due Authority:** The parties hereby represent that the individuals executing this agreement are expressly authorized to do so on behalf of the parties.
- 6.12 **Construction:** The parties agree that each has had an opportunity to have legal counsel review this agreement and that any rule of construction to the effect that ambiguities are to be resolved against the drafting party shall not apply in the interpretation of this agreement or any amendments or exhibits thereto. The captions of the sections are for convenience and reference only, and are not intended to be construed to define or limit the provisions to which they relate.
- 6.13 **Amendments:** Amendments to this agreement shall be: 1. in writing, 2. made only with the mutual written consent of parties to this agreement, and 3. In accordance with Section 4.01.

Executed on _____, **2017**, at the City of King.

EARTH DESIGN INTERNATIONAL.

By: _____
Doreen Liberto, Principal
Earth Design International

CITY OF KING

By: _____
Steve Adams, City Manager
City of King

APPROVED AS TO FORM:

By: _____
Shannon L. Chaffin, City Attorney
City of King

**EXHIBIT A
FEE SCHEDULE**

The following fee schedule shall increase by three (3%) percent each year of this contract.

FEES	
September 01 2017	
Doreen Liberto, or designee	\$ 128.50/hr.
Principal Planner (Special Projects)	\$ 125/hr.
Principal Planner	\$ 99.30/hr.
Others	Upon Mutual Agreement Between City Manager and EDI

EXPENSES	
Mileage:	<p>IRS Allowed Rate.</p> <p>Fees for travel and mileage reimbursement in connection with EDI travel time to the City of King to provide Services, including City Council and Planning Commission meetings, office hours and other meetings and appointments, shall be subject to the following limitations:</p> <ul style="list-style-type: none"> • EDI shall use its best efforts to schedule meetings and office hours in the City of King so as to minimize charges for billable travel time.
Administration:	<p>An administrative fee of 15% shall be added to invoices for subconsultants, consultants, and interns to cover the cost of EDI's telephone calls; facsimile charges, administering contracts and personnel, contract office supplies; and required workers' compensation, insurance and benefits. Other extraordinary expenses shall be charged at actual cost (e.g. FedEx, printing, binding).</p>



Item No. 9 (G)

REPORT TO THE CITY COUNCIL

DATE: SEPTEMBER 12, 2017

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: STEVEN ADAMS, CITY MANAGER

RE: CONSIDERATION OF APPOINTMENT OF ALTERNATE BOARD MEMBER TO THE SALINAS VALLEY BASIN GROUNDWATER SUSTAINABILITY AGENCY

RECOMMENDATION:

It is recommended the City Council appoint the City Manager to represent the City as the Alternate Board Member on the Salinas Valley Basin Groundwater Sustainability Agency (GSA) Board of Directors.

BACKGROUND:

At the March 14, 2017 meeting, the City Council adopted a Resolution approving a Joint Powers Authority Agreement to participate in the Salinas Valley Basin Groundwater Sustainability Agency. State law required groundwater agencies overlaying a basin to form a GSA by June 30, 2017. The GSA is now required to develop and implement a Groundwater Sustainability Plan (GSP) by January 1, 2020.

The 11-member Board of Directors includes the following representation:

- 4 seats for Agriculture
- 1 seat for the City of Salinas;
- 1 shared seat for participating South County Cities;
- 1 shared seat for other GSA eligible entities (not including the cities);
- 1 shared seat for disadvantage community or public water system, including mutual water companies;
- 1 seat for CPUC regulated water companies in the basin;
- 1 seat representing environmental interest; and
- 1 public member

**CITY COUNCIL
CONSIDERATION OF APPOINTMENT OF ALTERNATE BOARD MEMBER TO
THE SALINAS VALLEY BASIN GROUNDWATER SUSTAINABILITY AGENCY
SEPTEMBER 12, 2017
PAGE 2 OF 3**

Since the City of Greenfield established a separate GSA, the South County Cities seat is shared between Gonzales, Soledad and King City. The Soledad City Manager is currently serving as the Board Member on the Interim Board. Appointments to the permanent Board are now required.

DISCUSSION:

The GSA by-laws establish that board members will serve two-year terms. The other City representatives have recommended the seat be filled by a staff member since the majority of the work will involve technical ongoing operational decisions. The three city managers met and jointly recommend the seat be rotated in the following order:

1. Soledad
2. King City
3. Gonzales

It was decided that Soledad should be first to provide continuity since their City Manager has been involved in the formation activities thus far. It was also recommended the Alternate seat would be filled by the City that would serve the next term. Therefore, it was recommended the King City City Manager serve as the Alternate and would move up to the Board Member position in 2019.

The City Selection Committee approves the order of terms for each city. The City Council must then appoint the member. The City Selection Committee voted and approved the recommendations on August 1st.

COST ANALYSIS:

No cost is projected from this action.

ENVIRONMENTAL REVIEW:

Appointments are not considered a project under CEQA and thus do not require environmental review.

ALTERNATIVES:

The following alternatives have been identified for City Council consideration:

1. Appoint the City Manager to represent the City as the Alternate Board Member on the Salinas Valley Basin GSA;
2. Appoint a different staff or Council Member;

**CITY COUNCIL
CONSIDERATION OF APPOINTMENT OF ALTERNATE BOARD MEMBER TO
THE SALINAS VALLEY BASIN GROUNDWATER SUSTAINABILITY AGENCY
SEPTEMBER 12, 2017
PAGE 3 OF 3**

3. Request the Mayor to pursue a different order of terms for the cities; or
4. Provide staff other direction.

Prepared and Approved by:



Steven Adams, City Manager



Item No. 9 (H)

REPORT TO THE CITY COUNCIL

DATE: SEPTEMBER 12, 2017

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: ANDREA WASSON, RECREATION COORDINATOR

RE: CONSIDERATION OF APPROVAL OF SIX MONTH EXTENSION OF THE RENTAL FEE OF \$250 PER MONTH FOR THE KING CITY BOXING CLUB

RECOMMENDATION:

It is recommended City Council approve a six month extension of the \$250 per month lease payment with the King City Boxing Club for use of the racquetball courts.

BACKGROUND:

The renovation of the racquetball courts for use by the King City Boxing Club was approved by the City Council in the September 27, 2016 meeting. The lease agreement signed in March 2017 states that the King City Boxing Club is to pay \$250 per month for six months, and then the fee will increase to \$350 per month in September 2017.

DISCUSSION:

The King City Boxing Club offers a positive environment for over 30 King City youth, four nights a week at the King City racquetball courts. The Club requests a six-month extension of the \$250 rental fee in order to continue the program at current levels. The Club has recently obtained 501c3 status and will be applying for grants in the future to offset costs.

COST ANALYSIS:

If approved, the rent of the building by the King City Boxing Club will remain at \$250 for another six months. The City originally projected income at \$3,600 with the current agreement. The revised agreement would reduce the revenue to \$3,000.

**CITY COUNCIL
CONSIDERATION OF APPROVAL OF SIX MONTH EXTENSION OF THE
RENTAL FEE OF \$250 PER MONTH FOR THE KING CITY BOXING CLUB
SEPTEMBER 12, 2017
PAGE 2 OF 2**

ENVIRONMENTAL REVIEW:

The extension is not considered a project for the purposes of CEQA and has no potential for resulting in either a direct or indirect impact to the environment.

ALTERNATIVES:

The following alternatives are provided for Council consideration:

1. Approve the extension;
2. Approve an extension for a different period;
3. Do not approve an extension; or
4. Provide other direction to staff.

Submitted by:


Andrea Wasson, Recreation Coordinator

Approved by:


Steven Adams, City Manager



Item No. 10 (A)

REPORT TO THE CITY COUNCIL

DATE: SEPTEMBER 12, 2017

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: DOREEN LIBERTO, AICP, COMMUNITY DEVELOPMENT DIRECTOR

BY: DON FUNK, PRINCIPAL PLANNER

RE: CONSIDERATION OF AN ORDINANCE AMENDING SECTION 17.55 OF CHAPTER 17 OF THE KING CITY MUNICIPAL CODE REGULATING SIGNAGE WITHIN THE CITY LIMITS

RECOMMENDATION:

It is recommended City Council: 1) consider introduction of Ordinance No. 2017-747 to be read by title only, open the hearing, allow for public testimony, close the hearing, waive the first reading of the Ordinance, and approve the introduction of the proposed Ordinance; and 2) direct staff to prepare a sign brochure per recommendation of the Planning Commission.

BACKGROUND:

On October 11, 2016, at the recommendation of the Planning Commission ("Commission"), the City Council ("Council") directed staff to initiate revisions to the current City Sign Regulations in order to make the sign approval process more business friendly. On September 5, 2017, the Commission, after holding a public hearing, unanimously recommended that the Council adopt Ordinance No. 2017-747. The Commission also made a separate motion requesting the Council direct staff to prepare a sign brochure that clearly explains the sign ordinance and distribute it to the business community.

Prior to making changes to the sign regulations, staff conducted meetings with the Commission, met with representatives of businesses, identified common code enforcement issues, met with city departments, and conducted a community survey. Based on a broad range of feedback, staff began working amendments to the sign regulations. On June 20, 2017, a draft Sign Ordinance was presented to the Commission during a public workshop.

**CITY COUNCIL
CONSIDERATION OF AN ORDINANCE AMENDING SECTION 17.55 OF
CHAPTER 17 OF THE KING CITY MUNICIPAL CODE REGULATING
SIGNAGE WITHIN THE CITY LIMITS SEPTEMBER 12, 2017
PAGE 2 OF 8**

After the public workshop meeting of June 20th, staff coordinated with the City Attorney to prepare the new Sign Ordinance. (*Reference Exhibit 1.*)

DISCUSSION:

Analysis

Obtaining approval and installing signs is often the most urgent need businesses experience to begin operations in a timely manner. Therefore, simplifying the sign regulations and process can be an effective way in which to assist new small businesses, which has been the primary objective of this process. Signs are also an important factor in creating an attractive business area. The City's enforcement has been inconsistent in the past, which has resulted in a wide range of sign quality. Staff recommends improving the overall sign permitting process by: 1) simplifying sign regulations and the permitting process; 2) educating the community about the sign regulations and permitting process; and 3) increasing consistent proactive enforcement in the future of non-permitted signs.

The proposed Ordinance replaces the existing Sign Regulations. The new regulations include many more helpful examples and figures. New Table 1 identifying allowable signs has been clarified. Outdated criteria have been amended and updated. It is anticipated that the new Sign Regulations will be clearer and help expedite approval of certain signs by allowing certain signs to be approved by the Community Development Director ("Director") rather than the Planning Commission. The new ordinance, among other things, expands the area of window signs allowed from twenty (20%) percent to twenty-five (25%) percent and removes provisions limiting maximum signage to one-hundred (100) square feet. It also changes the method of calculating double-sided signs and provides exemptions for many signs, including temporary banners, feather signs and "A" frame signs.

The new Sign Ordinance (*Exhibit 1*) includes the following changes:

Purpose of Sign Regulations Section 17.55.010

- Modifies King City Municipal Code section 17.55.010 "Purpose" to include provisions for improving economic vitality of City.

Definitions Section 17.55.030

- Section 17.55.030(e) feather signs were added to the "Banner" category.
- Section 17.55.030(kk) added clarification that window signs are affixed to the inside or on the window.

CITY COUNCIL

**CONSIDERATION OF AN ORDINANCE AMENDING SECTION 17.55 OF
CHAPTER 17 OF THE KING CITY MUNICIPAL CODE REGULATING
SIGNAGE WITHIN THE CITY LIMITS SEPTEMBER 12, 2017
PAGE 3 OF 8**

Review, Approval, Required Findings and Expiration of Sign Permits Section 17.55.040

- Section 17.55.040(a) clarifies the description of sign permit approval authority and requirements to obtain a separate building permit when required.
- Section 17.55.040(a) provides that sign permit is issued to business owner or land owner as applicable.
- Section 17.55.040(b) clarifies and broadens authority of Director to approve general building signs, small murals (under 20 sq. ft.), banners, feather signs, monument signs and Master Sign Programs for up to ten (10) tenants.
- Section 17.55.040(b) also identifies the Commission's authority to approve pole signs, Master Sign Programs for 11 or more separate tenants, kiosks, Minor Sign Variances (deviations not exceeding twenty percent (20%) variance from regulations) and Sign Variances (variance greater than twenty percent (20%) requiring a public hearing).
- Section 17.55.040(d) modifies the list of required general findings to include requirements for signs to be constructed of durable materials, signs in Downtown Historic area to be compatible with character of the building, and findings for freeway oriented pole signs.
- Section 17.55.040(e) states findings required for approval of murals.
- Section 17.55.040(f) expands findings required for kiosks.
- Section 17.55.040(g) provides new findings for approval of banners, flags and feather signs.
- Section 17.55.040(h) provides new findings for approval of Minor Sign Variances are deviations less than twenty (20%) percent variation from the code.
- Section 17.55.040(i) provides new findings for approval of Sign Variances (variances greater than twenty percent (20%) deviation from the code).
- Section 17.55.040(j) adds a provision that sign permits expire for any sign that becomes damaged, faded or torn and is not repaired within thirty (30) days of being notified by the City.

Master Sign Programs Section 17.55.050

- Section 17.55.050(a) modifies Master Sign Programs to provide that centers with four or more tenants obtain approval of a Master Sign Program for all businesses. The current Sign Regulations require Master Sign Programs for buildings with three or more tenants.
- Section 17.55.050(b) modifies the provisions to allow the Director to approve Master Sign Programs for up to ten (10) businesses and

**CITY COUNCIL
CONSIDERATION OF AN ORDINANCE AMENDING SECTION 17.55 OF
CHAPTER 17 OF THE KING CITY MUNICIPAL CODE REGULATING
SIGNAGE WITHIN THE CITY LIMITS SEPTEMBER 12, 2017
PAGE 4 OF 8**

continues requirement that the Commission approve Master Sign Programs for eleven (11) or more businesses.

Exemptions from Sign Permits Section 17.55.060

- Section 17.55.060(a) clarifies that maintenance and repair of signs doesn't require a sign permit.
- Section 17.55.060(b) adds a provision requiring street address identification on all properties.
- Section 17.55.060(c) provides that on-site directional signs don't require sign permits.
- Section 17.55.060(d) Modifies the provisions applying to exemptions for real estate signs.
- Section 17.55.060(d) modifies temporary window signs to up to maximum of twenty-five percent (25%) of window area and provides new figures to show examples of acceptable window signage.
- Section 17.55.060(d) addresses garage sale signs.
- Section 17.55.060(e) modifies provisions for temporary political signs and provisions for removal.
- Section 17.55.060(f) adds bus stops and park signs to exempt government signs.
- Section 17.55.060(g) adds provisions applying to exempt gasoline station price signs, banners and feather signs, signs on commercial vehicles, construction announcement signs, menu-boards for restaurants, and sandwich board signs.

Prohibited Signs Section 17.55.070

- Section 17.55.070(h) Prohibits sandwich board signs over six (6) square feet in area.
- Section 17.55.070(i) prohibits roof-top signs that extend above the height of the roof.
- Section 17.55.070(j) prohibits signs in right-of-way unless an encroachment permit is obtained.
- Section 17.55.070(k) clarifies requirements regarding bounce houses when used in commercial zones.

General Requirements for Determining Sign Area, Height, Location and Sign Design Section 17.55.080

- Section 17.55.080(a) adds clarification for determining sign area of a proposed or existing sign; modifies the description for determining sign area of a double-sided sign by only counting the area of one side of the sign; and updates provisions for sign lighting.

CITY COUNCIL

CONSIDERATION OF AN ORDINANCE AMENDING SECTION 17.55 OF CHAPTER 17 OF THE KING CITY MUNICIPAL CODE REGULATING SIGNAGE WITHIN THE CITY LIMITS SEPTEMBER 12, 2017 PAGE 5 OF 8

- Section 17.55.080(b) modifies the determination of determining height of freestanding signs to provide that the height is measured from the center of the sign.
- Section 17.55.080(d) requires that encroachment permits be obtained for any private sign that extends into the public right-of-way.
- Section 17.55.080(e) modifies description of sign colors permitted within the Historic Corridor Revitalization Plan area.

Standards for Signs by Type and Development Characteristics Section 17.55.090

- Section 17.55.090(a) modifies the sign regulations to describe the methods to be used to determine allowable sign area, heights and other applicable regulations.
- Section 17.55.090(b) adds description of how sign area is determined for each building based on building frontage. A new **Table 1** was also created to establish allowable signs based upon land use types, including commercial, office, residential religious uses. **Table 1** describes allowable signs in the Downtown Historic area. Provisions limiting all businesses to a maximum of one-hundred (100) square feet of total sign area have been eliminated.

Standards for Specific Sign Types Section 17.55.100

- Section 17.55.100(e) reduces the required minimum separation between freestanding monument signs from seventy-five (75') to fifty (50') feet.
- Section 17.55.100(g) clarifies that kiosks are solely for providing general public information and don't count towards sign area unless they contain the business name or products sold or provided by the business.
- Section 17.55.100(h) states that small murals, under twenty (20) square feet, may be approved by the Director. Murals over twenty (20) square feet would still be under the purview of the Planning Commission.
- Section 17.55.100(k) increases the maximum area of permanent window signs from twenty percent (20%) to twenty-five percent (25%) of the window area.
- Section 17.55.100(l) adds a provision to permit electronic messages boards for schools, hospitals and similar public benefit organizations.
- Section 17.55.100(m) provides new criteria for subdivision signs, including off-site directional signs.

Summary of the Sign Survey:

Earlier in 2017, the City conducted a survey of business owners regarding their opinions on the existing sign regulations. Based on the survey results, the respondents especially supported the following:

CITY COUNCIL

CONSIDERATION OF AN ORDINANCE AMENDING SECTION 17.55 OF CHAPTER 17 OF THE KING CITY MUNICIPAL CODE REGULATING SIGNAGE WITHIN THE CITY LIMITS SEPTEMBER 12, 2017 PAGE 6 OF 8

- On-Building signs are a good way to identify businesses 83%
- The sign permit approval process should be simplified 76%
- Support Temporary signs such as banners & signs within windows 75%
- Support Monument signs as a good way to identify businesses 68%
- Support Murals on walls 64%
- Window signs and other temporary signs are a visual problem 61%
- Regulations should be clear 55%
- Pole signs along the freeway 50%
- Flags should be allowed 50%

There was large support for other types of advertising businesses in King City:

- Feel additional information on the internet to help tourists 86%
- Directional map(s) of the City to help tourists find their way 72%
- Want more directional signs 59%
- Advertisements in newspapers are good way to promote 59%
- Advertisements on the internet are good way to promote 52%

Interestingly, only twenty-four percent (24%) felt that signs should be larger and only seventeen percent (17%) felt that more signs should be allowed while three-quarters of respondents felt that it is important that the approval process be simplified. The proposed ordinance will provide that more signs can be approved by staff, thereby reducing review time.

Advantages

The new Sign Regulations will reduce the time needed to review and approve signs, thereby also reducing costs to applicants. The new regulations provide many more examples and are clearer than the current sign regulations. They also continue to protect the City from an over proliferation of signs and will improve the appearance of the City.

Disadvantages

There are no known disadvantages.

Public Notification and Input

The proposed ordinance was duly noticed in the Salinas Californian on September 1, 2017 notifying the public of this evening's public hearing.

**CITY COUNCIL
CONSIDERATION OF AN ORDINANCE AMENDING SECTION 17.55 OF
CHAPTER 17 OF THE KING CITY MUNICIPAL CODE REGULATING
SIGNAGE WITHIN THE CITY LIMITS SEPTEMBER 12, 2017
PAGE 7 OF 8**

COST ANALYSIS:

Development review application fees for sign permits are based on actual time and materials per the City Fee Scheduled. Applicants cover the cost required for review and processing. The process has been simplified for many sign permits, which is anticipated to reduce the processing time and thereby the costs for review for many permits. Some signs that previously required Commission review would be approvable by staff which will likely decrease both review time and costs.

ENVIRONMENTAL REVIEW:

The amended Sign Ordinance does not substantially change the sizes, colors, shapes or heights of future signs nor does it substantially change appearance of businesses nor does it negatively impact the views from US 101 or from major streets within the City. Based upon Title 14. California Code of Regulations, Chapter 3. Guidelines for Implementation of the California Environmental Quality Act, Section 15061 (b)(3) a project is exempt from CEQA "where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA."

ALTERNATIVES:

The following alternatives are provided for City Council consideration:

1. Conduct the first reading of Ordinance No. 2017-747, which adopts new sign regulations;
2. Direct staff to make changes to the Ordinance and reintroduce at the next meeting;
3. Do not conduct the first reading of Ordinance No. 2017-747; or
4. Provide other direction to staff.

Exhibits:

1. City Council Ordinance No. 2017-747
2. Planning Commission Resolution 2017-190
3. Existing Sign Ordinance
4. Draft Sign Flowchart of Review Process
5. Survey of Business Owners

**CITY COUNCIL
CONSIDERATION OF AN ORDINANCE AMENDING SECTION 17.55 OF
CHAPTER 17 OF THE KING CITY MUNICIPAL CODE REGULATING
SIGNAGE WITHIN THE CITY LIMITS SEPTEMBER 12, 2017
PAGE 8 OF 8**

Submitted by: _____
Doreen Liberto, AICP, Community Development Director

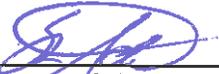
Approved by:  _____
Steven Adams, City Manager

EXHIBIT 1

ORDINANCE NO. ____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KING AMENDING CHAPTER 17.55 OF TITLE 17 OF THE KING CITY MUNICIPAL CODE PERTAINING TO SIGNS WITHIN THE CITY LIMITS

WHEREAS, the City of King is a charter city organized pursuant to Article XI of the California Constitution; and

WHEREAS, pursuant to the authority granted the City by Article XI, Section 7 of the California Constitution, the City has the police power to adopt regulations designed to promote the public convenience or the general prosperity, as well as regulations designed to promote the public health, the public morals or public safety; and

WHEREAS, comprehensive zoning regulations and regulations upon the use of land and property lie within the City's police power; and

WHEREAS, sign regulations are part of the City's comprehensive zoning regulations; and

WHEREAS, October 11, 2016, the City Council ("Council") authorized staff to amend the sign ordinance based on a recommendation by the Planning Commission ("Commission"); and

WHEREAS, the public was involved in the sign ordinance change process, including participating in a survey to gain input on needed changes; and

WHEREAS, the Commission held a Public Workshop on June 20, 2017 to hear and receive testimony regarding the draft sign regulations; and

WHEREAS, on September 5, 2017, the Commission conducted a public hearing to consider revisions to the sign regulations, and after receiving public testimony, adopted Resolution No. 2017-190, recommending the Council adopted an amended sign ordinance; and

WHEREAS, in accordance with the requirements of the California Environmental Quality Act ("CEQA"), on September 5, 2017, the Planning Commission determined that there was no possibility of project having a significant impact on the environment and recommended the filing of an exemption pursuant to Title 14, Chapter 3, Guidelines for Implementation of CEQA, Section 15061 (b)(3); and

NOW THEREFORE, the City Council of the City of King does hereby ordain as follows:

SECTION 1. The above recitals are incorporated are hereby by reference.

SECTION 2. The Ordinance is exempt from the California Environmental Quality Act ("CEQA") because it can be seen with certainty that there is no possibility that it will have a significant effect on the environment. (CEQA Guidelines §15061(b)(3).) As

compared to the existing regulatory environment, the proposed sign regulations do not have the potential to negatively impact views or appearance of the City. The new Sign Ordinance does not substantially change the sizes, colors, shapes or heights of future signs nor does it substantially change appearance of businesses nor does it negatively impact the views from US 101 or from major streets within the City. Based upon Title 14. California Code of Regulations, Chapter 3. Guidelines for Implementation of the California Environmental Quality Act, Section 15061(b)(3) a project is exempt from CEQA "where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA." The proposed sign regulations do not have the potential to negatively impact views or appearance of the City. (CEQA Guidelines §§15307, 15308.)

SECTION 3. Chapter 17.55, of Title 17, of the King City Municipal Code is amended in its entirety to read as follows:

Chapter 17.55 Signs

- Section 17.55.010 Purpose and Intent
- Section 17.55.020 Applicability
- Section 17.55.030 Definitions
- Section 17.55.040 Review, Approval, Required Findings and Expiration of Sign Permits.
- Section 17.55.050 Master Sign Program Requirements.
- Section 17.55.060 Exemptions from Sign Permit Requirements.
- Section 17.55.070 Prohibited signs.
- Section 17.55.080 General Requirements for Determining Sign Area, Height, Location and Sign Design.
- Section 17.55.090 Standards for Signs by Type and Development Characteristics
- Section 17.55.100 Standards for Specific Sign Types.
- Section 17.55.110 Nonconforming Signs.
- Section 17.55.120 Public Nuisance, Abatement and Violation.
- Section 17.55.130 Appeal.
- Section 17.55.140 Judicial review.

Section 17.55.010 Purpose and Intent

This section establishes the regulation of signs in order to:

- (a) Improve economic vitality in the City by permitting the ability of each business to identify business names.
- (b) Improve the visual qualities of the City by encouraging aesthetic, creative and innovative approaches to signage within the community that are of high quality design and character and contribute to the overall appearance of the community.
- (c) Enhance the overall property values in the City by discouraging signage that contribute to the visual clutter of the streetscape.

- (d) Enhance traffic safety in the community by minimizing signage information to ensure that signage does not distract motorists, obstruct, or otherwise impede traffic circulation.
- (e) Safeguard and protect the public health, safety, and welfare through appropriate prohibitions, regulations, and controls on the design, location, and maintenance of signage.

Section 17.55.020 Applicability.

- (a) The standards of the Chapter apply to signs in all Zoning Districts and Specific Plans when applicable. Only signage specifically authorized by this Section shall be allowed.
- (b) In the event of any conflict between this Chapter and any law, rule, or regulation of the state of California, that requirement that establishes the higher standard of safety shall govern. Failure to comply with such standard or safety shall be a violation of this Chapter.
- (c) If any provision or provisions of this chapter becomes illegal, invalid, or unenforceable, the legality, validity, and enforceability of the remaining provisions shall not in any way be affected or impaired thereby.

Section 17.55.030 Definitions.

- (a) *A-Board Sign.* A portable “a-frame” or “sandwich board” sign.
- (b) *Abandoned Sign.* A sign that no longer advertises a business, lessor, owner, product, service or activity on the premises where the sign is displayed.
- (c) *Animated or Moving Sign.* A sign that uses movement, lighting, or special materials to depict action or create a special effect to imitate movement.
- (d) *Awning Sign.* A sign copy or logo attached to or painted on an awning.
- (e) *Banner, Feather Sign, Flag or Pennant.* Cloth, bunting, plastic, paper, or similar non-rigid material used for advertising purposes attached to a structure, staff, pole, line, framing, or vehicle, not including official flags of the United States, the state of California, and other states of the nation, counties, municipalities, official flags of foreign nations and nationally or internationally recognized organizations.
- (f) *Cabinet Sign.* A sign with its text and/or logo symbols and artwork on an opaque or translucent face panel that is mounted within a metal frame or cabinet that contains the lighting fixtures, which illuminate the sign face from behind.
- (g) *Changeable Copy Sign.* A sign designed to allow the changing of copy through manual, mechanical, or electrical means including time and temperature.

- (h) **Construction Sign.** A sign placed at a construction site that provides information regarding the project architect, owner, contractors, etc.
- (i) **Directional Sign.** A sign that is designed and erected solely for the purposes of directing vehicular and/or pedestrian traffic within a project.
- (j) **Electronic Message Sign.** A sign with a fixed or changing display composed of a series of lights, but not including time and temperature displays.
- (k) **Flashing Sign.** A sign that contains an intermittent or sequential flashing light source.
- (l) **Freestanding Sign.** A sign fixed in an upright position on the ground not attached to a structure other than a framework, pole or device, erected primarily to support the sign. Includes monument signs and pole signs.
- (m) **Freeway-oriented Signs.** A freestanding sign located near State Highway 101 freeway that identifies tourist-oriented businesses, such as gasoline service stations, restaurants, motels and regional commercial uses on properties that are located within five-hundred (500') feet of State Highway 101 freeway. A freeway sign is located on the same property as the business it identifies.
- (n) **Illegal Sign.** A sign that includes any of the following:
 - (1) A sign installed without complying with all regulations in effect at the time of its construction or use;
 - (2) A sign installed or maintained contrary to any applicable provision of Chapter 17.55 (Signs).
 - (3) A sign which is a danger to the public or is unsafe; or
 - (4) A sign which is a traffic hazard not created by relocation of streets or highways or by acts of the city.
- (o) **Indirectly Illuminated Sign.** A sign whose light source is external to the sign and which casts its light onto the sign from a distance; or where the light source is behind an opaque sign element and causes it to be outlined by light reflected from the surface to which the sign is mounted.
- (p) **Internally Illuminated Sign.** A sign whose light source is located in the interior of the sign so that light passes through the face of the sign, or light source which is attached to the face of the sign and is perceived as a design element of the sign.
- (q) **Monument Sign.** An independent, low, freestanding structure supported on the ground having a solid base as opposed to being supported by poles or open braces.

- (r) **Mural.** A painting, picture or graphic illustration applied to and made part of an exterior wall.
- (s) **Nonconforming Sign.** An advertising structure or sign which was lawfully erected and maintained prior to the adoption of this chapter, but does not now completely comply with current regulations.
- (t) **Off-site Sign.** A sign identifying a use, facility, service, or product that is not located, sold, or manufactured on the same premises as the sign, or that identifies a use, service, or product by a brand name which, although sold or manufactured on the premises, is not a principal item for sale or manufactured on the premises.
- (u) **Permanent Sign.** A sign constructed of durable materials and intended to exist for the duration of time that the use or occupant is located on the premises.
- (v) **Pole Sign.** An elevated freestanding sign, typically supported by one or two poles or columns and only permitted within the freeway corridor as provided within these sign regulations.
- (w) **Political or Social Issue Sign.** A sign that addresses:
 - (1) The passage or defeat of a measure appearing on the ballot in any national, state, or local election;
 - (2) The election or defeat of any candidate for any public office in any national, state, or local election; or
 - (3) An international, national, state, or local political or social issue.
- (x) **Portable Sign.** A sign that is not permanently affixed to a structure or the ground.
- (y) **Projecting Sign.** A sign other than a wall sign suspending from, or supported by, a structure and projecting outward.
- (z) **Real Estate Sign.** A sign indicating that a property or any portion thereof is available for inspection, sale, lease, rent, or directing people to a property, but not including temporary subdivision signs.
- (aa) **Roof Sign.** A sign constructed upon or over a roof, or placed so as to extend above the edge of the roof.
- (bb) **Sign.** A structure, device, figure, message placard, or other contrivance, or any part thereof, situated outdoors or indoors, which is designed, constructed, intended, or used to advertise, or to otherwise provide information, to direct or attract attention to an object, person, institution, business, product, service, event, or location by any means, including words, letters, figures, designs, symbols, fixtures, colors, illumination, or projected images.

- (cc) *Sign Area.* The entire area within a perimeter defined by a continuous line composed of right angles using no more than eight (8) lines which enclose the extreme limits of lettering, logo, trademark, or other graphic representation.
- (dd) *Sign Height.* The vertical distance from the uppermost point used in measuring the area of a sign to the normal grade immediately below the sign, including its base or the top of the nearest curb of the street on which the sign fronts, whichever measurement is the greatest.
- (ee) *Subdivision Directional Sign.* A sign that provides directions to a new subdivision with on-site model homes and/or sales office, where parcels and/or housing units are, or will be, for sale.
- (ff) *Suspended Sign.* A sign oriented toward pedestrians that is suspended from the underside of an arcade or other covered walkway.
- (gg) *Temporary Sign.* A sign intended to be displayed for a limited period of time and capable of being viewed from a public right-of-way, parking area, or neighboring property.
- (hh) *Vehicle Sign.* A sign which is attached to or painted on a vehicle which is parked on or adjacent to any property, the principal purpose of which is to attract attention to a product sold or business located on the property.
- (ii) *Wall Sign.* A sign that is attached to or painted on the exterior wall of a structure with the display surface of the sign approximately parallel to the building wall.
- (jj) *Window Display.* A window display is an arrangement of merchandise displayed in a building window. Window displays located more than twelve (12") inches from the face of a window are not considered signs. Window displays do not include the storage of merchandise or other items blocking windows.
- (kk) *Window Sign.* A sign posted, painted, placed, or affixed in or on a window (or series of adjacent windows) exposed to public view. An interior sign which faces a window exposed to public view and is located within twelve (12") inches of the inside of the window. Window signs do not include business hours of operation and open/closed signs. Window displays inside the building, including merchandise displays that are located more than twelve (12') inches from the face of a window, are not considered signs.

Section 17.55.040 Review, Approval, Required Findings and Expiration of Sign Permits.

- (a) General Requirements.
 - (1) Sign Permit Approval Required. Permit Required. With the exception of Sign Variances, Master Sign Programs, pole signs,

kiosks and larger murals over twenty (20) square feet which are approved by the Planning Commission, sign permits are issued by the Community Development Department (Department). Except as otherwise provided in this Chapter, no person shall erect, move, alter, replace, or maintain any sign without first obtaining a sign permit to ensure compliance with applicable provisions of this Section. Sign permits are required for all signs unless expressly exempted by this Chapter.

- (2) **Building Permit Required.** The Chief Building Official shall examine sign permit applications. When, in his or her determination, a separate building or electrical permit is required, the applicant shall be notified and the sign permit shall not be issued until such other permits, including but not limited to, building permits and electrical permits, are obtained from the Chief Building Official.
 - (3) **Compliance with Permit and Master Sign Program.** After approval by the City, the sign(s) must comply with the approved sign permit, the Master Sign Program (Section 17.55.050), and all requirements of the King City Municipal Code, if applicable.
 - (4) A sign permit is valid only for the individual, person or entity the permit is issued to and for the location and sign type approved by the permit.
- (b) **Sign Permit Review Authority.**
- (1) Building signs (signs attached to a building), free-standing monument signs eight (8') feet or less in height, murals under twenty (20) square feet, window signs, banners and feather signs (except as exempted in Section 17.55.080(g).5) and Master Sign Programs for nonresidential buildings with up to ten (10) tenants shall be reviewed and approved by the Community Development Director (Director). The Director or his or her designee shall review sign permit applications and approve those signs that comply with the requirements of this Chapter and the King City Municipal Code.
 - (A) **Freestanding Signs over eight feet (8') feet in height, murals over twenty (20) square feet in area, freestanding kiosks, Master Sign Programs for buildings with eleven (11) or more tenants, Sign Deviations and Variances shall be reviewed and approved by the Planning Commission (Commission).**

The Commission shall, after conducting a duly noticed public hearing, approve only those signs that comply with the requirements of this Chapter and the King City Municipal Code.
 - (B) The Commission shall also review all requests for Variance from the sign regulations and may only approve such

Variances that it deems to qualify for special consideration based upon unusual circumstances applicable to that specific business and location, such as poor visibility or location.

- (C) The Commission shall, after conducting a duly noticed public hearing, review all variances from these regulations (variances for signs that do not comply with these regulations and exceed sign sizes, heights for pole signs and monument signs, as well as for all signs that otherwise do not meet these regulation, and shall approve only those signs that comply with the requirements of this Chapter and the King City Municipal Code.
 - (D) The Commission shall also review the approval of kiosks billboard and changes to an existing billboard,
- (3) Conditions of Approval. The review authority may require conditions of approval that are deemed reasonable and necessary to achieve the purpose, intent, and objectives of this Chapter.
- (c) Sign Permit Application Procedures.
- (1) Application Requirements. An application for a sign permit for all signs requiring permits and Master Sign Program (Section 17.55.050) shall be prepared, filed, and processed.
 - (2) Application Contents. Each application shall include all of the following:
 - (A) Plans for the sign, drawn to scale, including walls and rooflines on which signs are proposed as well as a scaled plot plan showing the proposed location of each sign in relation to other proposed and existing signs on the site and adjacent properties, structures, and uses;
 - (B) Colors of the letters, any applicable logos, background of the sign, and the frame of the sign.
 - (C) Sufficient other details of the proposed sign to show that it complies with the provisions of this Chapter;
 - (D) If applicant is renting the location, written authorization from the property owner for the placement of the proposed signs on the site;
 - (E) Computation of the total sign area, the area of each individual sign, the height of each sign, and the total number of existing and proposed signs for the site and business;
 - (F) If a sign permit application is filed for a site with existing signs, the application shall detail how the applicant will

correct all nonconforming signs on the site as part of the installation of the proposed signs; and

- (G) Processing fee(s) and other information as established within the Master Fee Schedule.
- (d) Required General Required Findings for All Sign Permit Approvals and Master Sign Programs.
 - (1) The approval of a sign permit or Master Sign Program shall require that the review authority make the following findings, as applicable:
 - (1) The proposed sign(s) comply with the City sign regulations and do not exceed the standards set forth within Sections 17.55.090 (Table 1) and 17.55.100 (Signs Permitted by Type and Development Characteristics), and are of the minimum size and height necessary to enable pedestrians and motorists to readily identify the facility or site from a sufficient distance to safely and conveniently access the facility or site;
 - (2) That the colors, design and placement of the sign on the site is appropriate for the location and architectural style of the building.
 - (3) That signs do not unreasonably impair the visibility of existing signs on adjacent properties;
 - (4) The placement and size of the sign(s) will not impair pedestrian, bicyclist or vehicular safety;
 - (5) The sign is constructed of durable materials and shall be required to be maintained in good condition by the sign applicant or landowner.
 - (6) For signs located in the Historic Downtown Area, the Director and/or Commission must find that the sign is compatible with the character of the subject and surrounding buildings.
 - (7) For free-standing freeway-oriented pole signs: the approval of a freestanding pole sign permit for a freeway-oriented sign shall require that the Commission find that the use or site cannot be adequately identified by other signs allowed within the that site.

- (e) Required Additional Findings Required Findings for Public Murals.

Prior to approving a mural, the Director, or as applicable, the Commission, shall, in addition to the findings required in Section (d) above, find that the:

- (1) Mural's size, colors, and placement are visually compatible with the structure architecture;

- (2) Mural serves to enhance the aesthetics of the city; and
 - (3) Mural illustrates the local history or natural resources or assets of the City and region.
- (f) Required Additional Findings for Approval of Kiosks.

The approval of a kiosk shall include the following findings:

- (1) The kiosk design, size, colors, and placement is visually compatible with nearby architecture and landscape design;
 - (2) The kiosk serves to enhance the aesthetics of the city; and
 - (3) The kiosk provides information, maps and/or other information for visitors and residents.
- (g) Required Additional Findings for Banners, Flags and Feather Signs.

The approval of a banner, flag, pennant and feather sign shall include the following findings:

- (1) The banner, flag and/or feather sign(s) is compatible with the location; and
 - (2) The banner, flag and/or feather sign is of good quality and durable materials; and
 - (3) The banner, flag and/or feather sign shall be promptly removed if it becomes faded, torn or otherwise damaged.
- (h) Required Additional Findings for Minor Sign Variance.

A minor sign variance is a minor deviation from the standards for signs identified in these regulations. Minor sign variance approval requires the Commission to find that, in addition to meeting the findings contained in Section (d) above, the site and/or location make adherence to the sign regulations a hardship upon the applicant. The minor sign variance is not a major deviation from the sign standards and Commission approval of the following findings will be an indication that the proposed minor sign variance is consistent with the general purposes and intent of the sign regulations. Signs that exceed the standards listed below shall require a general variance applicable under Municipal Code Section 17.62.

- (1) The minor sign variance will not exceed twenty (20) percent of the height or sign area allowed under these sign regulations and that the sign(s) is consistent with the building design and any approved comprehensive plan.
- (2) The applicant has established that there are practical difficulties in complying with the provision and the applicant proposes to use the property in a reasonable manner consistent with the requirements of this Chapter and the

King City Municipal Code. Economic considerations alone do not constitute practical difficulties.

- (3) The plight of the applicant is due to circumstances unique to the property not created by the applicant, property owner or third party.
 - (4) The minor sign variance will not authorize any use that is not allowed in the zoning district where the property is located.
 - (5) The approval of a minor sign variance does not require public notice.
 - (6) The approval or denial of a minor variance is within the sole discretion of the Commission.
- (i) Required Additional Findings for Issuance of a Sign Variance
- (1) Any requested sign that exceeds twenty (20) percent increase in area or height of the sign or does not meet the requirements for location on the property and/or building shall require approval of a Sign Variance.
 - (2) The applicant shall file a formal application with the Department.
 - (3) The Commission shall review, and approve the variance findings at a duly noticed public hearing.
 - (4) Any sign variance approval shall, in addition to the findings in Section (d) above, require that the sign(s) and site meet the all of the following requirements:
 - (A) Any sign variance granted shall be subject to such conditions as will assure that the adjustment thereby authorized shall not constitute a grant of special privilege inconsistent with the limitations upon other properties in the vicinity and district in which the subject property is situated.
 - (B) Because of special circumstances applicable to the subject property, including size, shape, topography, location or surroundings, the strict application of the zoning ordinance is found to deprive subject property of privileges enjoyed by other properties in the vicinity and under identical zone classification. The applicant must show there is a specific unique quality to the specific property – for example, exceedingly poor visibility, worse than neighboring properties which prevents the construction of a conforming size sign.
- (j) Expiration and Extension of Sign Permits.
- (1) Approval of a sign permit, Master Sign Program, and/or variation permit shall expire twelve (12) months from the date of approval.

Before the expiration of a sign permit, Master Sign Program permit and/or variation, the applicant may apply to the Department for a twelve (12) month extension from the original date of expiration. Only one extension shall be granted by the Director. In response to an extension request, the Director may make minor modifications to the permit, Master Sign Program and/or variance or deny the requested extension.

- (2) The expiration date of the sign permit or Master Sign Program permit shall be automatically extended to concur with the expiration date of the companion building permit or other applicable permits.
- (3) The City shall provide thirty (30) day written notice of a sign, banner, feather sign, kiosk, mural or other sign as defined in this Chapter which is damaged, faded, torn, maintained in poor condition and/or in need of repair.
- (4) A sign permit shall automatically expire if the sign, banner, feather sign, kiosk, mural or other sign as defined in this Chapter which is damaged, faded, torn or is otherwise maintained in poor condition is not repaired and refurbished within the thirty (30) day time period provided by the City's written notice.

Section 17.55.050 Master Sign Program Requirements.

- (a) A Master Sign Program is used to create standard sign design guidelines for projects with multiple buildings or tenants, as cited below. Once a Master Sign Program is approved, tenants may receive approval of their individual signs at staff level instead of having to go through the Design Review process each time. A Master Sign Program shall be:
 - (1) Required for new nonresidential projects with four (4) or more tenants;
 - (2) Required for existing nonresidential project with four (4) or more tenants that completes either:
 - (A) A major renovation. For the purposes of this Chapter, major renovation means adding more than fifty (50%) percent to the gross floor area of the structure(s) or exterior work on more than fifty (50%) percent of the length of the façade, or
 - (B) The modification of fifty (50%) percent or more of the existing signs on the site within a twelve (12) month period;
 - (3) Submitted with other planning permits (such as Conditional Use Permit and/or AR Permits) required by the City for development of a parcel on which the sign is proposed to be located and shall be processed simultaneously with the other planning permit(s).
- (b) Contents.

A Master Sign Program shall include all the information and materials required by Section 17.55.040.(c) (Application contents), and shall provide standards for the uniform style, construction, height, size, and placement of the signs.

(c) Review Authority.

The Director shall review Master Sign Programs for buildings with up to ten (10) tenants and shall approve only those that comply with the findings required in Section 17.55.040(d) (Findings for Approval). The Commission shall review Master Sign Programs for buildings with eleven (11) or more tenants and shall approve only those that comply with the findings required in Section 17.55.040(d) (Findings for Approval).

(d) Revisions.

The Director may approve minor revisions to an approved Master Sign Program.

Section 17.55.060 Exemptions from Sign Permit Requirements.

The following signs and repair of existing signs as identified below are allowed without a sign permit or Master Sign Program approval, provided that they comply with Section 17.55.080 (General Requirements for All Signs), and any required building permit is obtained.

(a) Nonstructural Modifications and Maintenance.

- (1) Modifications to the copy of conforming changeable copy signs;
- (2) The normal maintenance or repair of conforming permanent signs and legal nonconforming signs that do not result in a change of sign copy or colors of the existing sign. Exemptions do not apply to repair of existing nonconforming sign(s) as identified in Section 17.55.110(b) (Nonconforming signs).

(b) Street Addresses and Identification Signs. Street addresses and identification street location numbers are required for all properties, shall be visible from the public or private street and shall be a minimum of six (6") inches in height and a maximum of twelve (12") inches in height. (See Figure 1)



Figure 1
Example of Site or Building Address

- (c) On-site directional signs, on-site, solely for guiding traffic, parking, and loading on private property, with no advertising (See Figure 2). Sign copy shall be limited to the facility name and address, instructions, and directional arrows. Sign area shall not exceed eight (8) square feet per sign in residential and non-residential districts. The maximum height for freestanding signs shall be six (6') feet. The total sign area and number of directional signs do not count towards the total allowed as described in Table 1. Any information regarding the business or products shall require a Sign Permit (to be issued by the Director) and the area of said business name and/or advertising shall be included in the total sign area provided in Table 1;



Figure 2

Example of on-site directional sign containing no business names or advertising

- (d) Temporary Signs. The following temporary signs are allowed without a sign permit.

- (1) Real Estate Signs.

Real estate signs are allowed without a sign permit in compliance with California Civil Code section 713, and subject to the following requirements:

- (A) A site within a commercial, industrial, or other nonresidential zoning district shall be allowed one real estate sign of no more than ten (10) square feet, with a maximum height for freestanding signs of six (6') feet, adjacent to each parcel frontage.

- (B) Residential Zoning Districts.

One residential real estate sign not more than six (6) square feet in area, advertising the sale or lease of a parcel or structure, may be located on the property it advertises (See Figure 3). One off-site real estate (advertising the sale of a property) directional signs not more than six (6) square feet in area may be located on private property with the property owner's consent, provided that they do not obstruct or impede pedestrian or vehicular traffic, and are not secured to prevent removal. No real estate sign shall be permitted

within the public right-of-way. Larger subdivision sale signs require a sign permit as specified in Section 7.55.100 (I).



Figure 3
Example of real-estate sales sign

(2) Temporary Window Signs.

Temporary signs on commercial properties that are painted or applied directly on a window (or series of adjacent windows), affixed to the inside of a window, or hung inside the building within twelve (12") inches of a window promoting a message, including but not limited to, grand openings and special events (commercial and noncommercial), and special sales, provided the sign or signs do not exceed twenty-five (25%) percent of the total window area upon which the sign is attached (See Figures 4 and 5). Temporary signs shall be maintained in good condition.



Figure 4
Example of Temporary Window Sign under 25% of total window area



Figure 5
Example of Calculating Temporary Window Signs under 25% of total window area

- (3) Temporary Garage, yard, estate, and other home-based sales signs.

Sign advertising the one-day sale of items from a garage, yard, estate, or other home-based sale. Garage/yard sale sign(s) shall be only those provided for such purpose by the City through a City-approved garage sale permit.

(e) Temporary Political or Social Issue Signs.

Political or social issue signs are allowed without a sign permit pursuant to the following requirements:

- (1) The sign(s) are placed on private property with the property owner's consent, and do not exceed a total aggregate area of twelve (12) square feet within a residential zoning district, or twenty (20) square feet within a nonresidential zoning district;
- (2) The sign(s) are not placed so as to impede the visibility of street or traffic control signs to motorists or pedestrians; and
- (3) The sign(s) are not placed unlawfully. The placement of a sign in the public right-of-way in violation of this Chapter or any other provision of the King City Municipal Code is a nuisance, and any sign so placed may be removed and disposed of by the City.
- (4) Non-illuminated campaign yard signs of less than four (4) square feet for residential properties and up to eight (8) square feet on non-residential property pertaining to an election to any public office or ballot measure may be erected and shall be removed within ten (10) days following said election.

(f) Governmental Signs.

Signs installed by the City, county, or a federal or state governmental agency, are allowed without a sign permit including, but not limited to, the following:

- (1) Emergency and warning signs necessary for public safety or civil defense;
- (2) Traffic signs and public wayfinding signs erected and maintained by an authorized public agency (See Figure 6);
- (3) Legal notices, licenses, permits, and other signs required to be displayed by law;
- (4) Signs showing the location of public facilities (e.g., public telephones, restrooms, and underground utilities);
- (5) Any sign, posting, notice, or similar sign placed by or required by a governmental agency in carrying out its responsibility to protect the public health, safety, and general welfare;
- (6) Bus stop signs installed by a public transit company;
- (7) City park signs;
- (8) Public sculptures erected by the City; and
- (9) Similar public signs.



Figure 6
Examples of Public Wayfinding Signs and Safety Signs

- (g) **Miscellaneous Exempt Signs.** The following signs are also allowed without a sign permit:
- (1) **Official Flags.** Flags of national, state, or local governments, or nationally recognized religious, fraternal, or public service agencies; provided that:
 - (A) The length of a flag shall not exceed one-fourth the height of the flagpole;
 - (B) The height of the flag pole shall not exceed twenty-five (25') feet within a residential zoning district and thirty (30') feet within a nonresidential zoning district; and
 - (C) No private flagpole shall be located within a public right-of-way or required setback.
 - (2) **Ornamentation and Decoration.** Symbols, pictures, patterns, and illumination approved as architectural ornamentation or decoration by the Commission.

- (3) **Historical Markers.** Historical markers erected and maintained by individuals, corporations, or nonprofit organizations including memorials, building cornerstones and date-constructed stones, provided that none of these exceed four (4) square feet.
- (4) **Service Station Price Signs.** Service station changeable copy price signs less than twelve (12) square feet in area unless larger size is required by California state law.
- (5) **Banners and Feather Signs.** One banner (See Figure 7) and one feather sign (See Figure 8) for special public events, such as street farmer's markets, shall be authorized without a sign permit. The banner and feather sign shall not exceed twenty-five (25) square feet in area. Feather signs may not exceed twelve (12') feet in height from the ground and shall not extend into the City right-of-way or neighbor's property. The Director may approve larger and additional temporary banners, pennants, feather signs upon issuance of a sign permit.



Figure 7
Example of Temporary Banner under 25 square feet

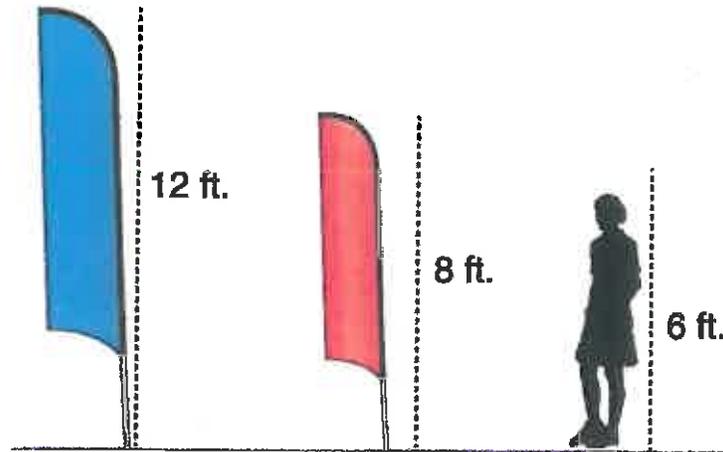


Figure 8
Example of Temporary Feather Signs 12 feet and 8 feet tall

- (6) Signs that are within buildings and are not visible from any point outside of the structure(s)
- (7) Official or legal notice required by a court or government agency (government/civic signs);
- (8) Signs on licensed commercial vehicles, including trailers, that the vehicles/trailers shall not be used as parked/stationary outdoor display signs;
- (9) Holiday Decorations. Holiday decorations that do not contain any commercial message shall be permitted. Such non-commercial signs shall be removed within ten (10) days following the holiday or event;
- (10) Construction and future tenant announcement signs not to exceed one sign per street frontage and a maximum of thirty-two (32) square feet for each sign. Construction and future tenant announcement signs may not be illuminated. The signs shall be removed upon completion of the City's final building inspection. Construction Signs. Construction identification signs may be allowed in all zoning districts with sign permit approval, in compliance with the following standards:
 - (A) Only one sign, located on-site, shall be allowed;
 - (B) The area of the sign shall not exceed thirty-two (32) square feet;
 - (C) Sign height shall not exceed eight (8') feet;
 - (D) The sign shall not be illuminated; and

- (E) Construction signs shall be removed within ten (10) days after completion of construction.
- (11) Menu/Order Board Signs connected with an existing restaurant with valid business license, attached to the building or on a short monument. A maximum of two menu-order board signs shall be permitted for each drive-in or drive-through business (See Figure 9), provided that each sign not exceed a maximum of twenty-four (24) square feet in sign area and that each sign be limited in height to eight (8') feet. Non-drive in or drive-through restaurants may have menu displays (See Figure 10) which shall not exceed eight (8) square feet in total area. The area and number of Menu/Order Board Signs do not count towards the total allowed sign area as described in Table 1;



Figure 9
Example of Menu Board for Fast Food Restaurant



Figure 10
Example of Menu Board for Sit-Down Restaurant

- (12) **Special Announcement Signs.** Signs, up to a total of four (4) square feet, prohibiting trespassing and/or advertising, as well as neighborhood watch and alarm signs, shall be permitted on private property.
- (13) **One A-board (sometimes referred to as "sandwich board" signs) and other portable temporary sidewalk signs smaller than six (6) square feet and not more than four (4') feet in height is authorized without a sign permit (See Figure 11). All A-board signs shall be constructed of sturdy durable materials and well maintained. Any A-board sign shall not be located within the public right-of-way and shall not be a hazard to the public. A-board sign shall only be permitted during business hours and shall only advertise items or services available at the location of the sign.**



Figure 11
Example of Sandwich Board Sign (under six (6) square feet)

Section 17.55.070 Prohibited signs.

All signs not expressly authorized by this Chapter shall be prohibited. Prohibited signs include the following:

- (a) **Animated and Moving Signs.** Includes electronic message display signs (except as permitted with a sign permit for public benefit organizations such as schools and hospitals and government organizations under Section 17.55.100(l)), blinking, or flashing signs, or signs that emit a varying intensity of light or color, except time and temperature displays (which are not considered signs) and barber poles;
- (b) **Billboard signs** except as authorized by Section 17.55.100(d) (City billboard signs);
- (c) **Off-site signs** except as authorized by Section 17.55.100(m)(6) (Offsite directional signs);
- (d) **Signs that Emulate Traffic Control Signals.** Because of the City's interest in ensuring traffic safety, signs that simulate in color, size, or design, any traffic control sign or signal, or that make use of words, symbols, or characters in a manner that interferes with, misleads, or confuses pedestrian or vehicular traffic are prohibited;
- (e) **Off-site Directional Signage.** A private off-site directional sign in the form or shape of a directional arrow, or otherwise displaying a directional arrow, unless approved by the Commission.

- (f) Signs attached to boats, vehicles, or other moving objects. A sign attached to or suspended from a boat, vehicle, or other movable object that is parked within a public right-of-way, or located on private property so that it is visible from a public right-of-way, unless approved by the Commission. This standard does not include signs painted directly upon, magnetically affixed to, or permanently affixed to the body or other integral part of a vehicle that covers no portion of a vehicle window;
- (g) Any sign, other than public signs, placed within a public right-of-way, except as provided by Section 17.55.080(d) (Signs placed within the public right-of-way);
- (h) A-board (sometimes referred to as "sandwich board" signs) and other portable temporary sidewalk signs larger than six (6) square feet are prohibited.
- (i) Roof-mounted or building sign that extends above the height of the roof.
- (j) Private signs, including but not limited to permanent signs, temporary signs such as "A-frame signs, feather signs, freestanding signs and other signs, located in the public right-of-way or public property except where an Encroachment Permit has been issued by the City pursuant to Section 17.55.080 (d) below.
- (k) Bounce houses (See Figure 12), balloons (See Figure 13) and similar temporary attractions located at commercial uses are prohibited unless approved by the Commission under a temporary Conditional Use Permit (CUP). A CUP is not required for the temporary (less than three (3) days) use of bounce houses at private (non-commercial use) parties in residential zones.



Figure 12
Example of Bounce House

- (k) Balloons, inflatable noodles, drones with advertising or business names and similar inflatable or power-driven attraction devices.



Figure 13
Example of Prohibited Balloon and Inflatable Noodle Signs

Section 17.55.080 General Requirements for Determining Sign Area, Height, Location and Sign Design.

(a) **Determining Sign Area.**

The measurement of sign area to determine compliance with the sign area limitations of this chapter shall be regulated as follows:

(1) **Surface Area.**

The surface area of a sign shall be calculated by enclosing the extreme limits of all framing, emblem, logo, representation, writing, or other display within a single continuous perimeter composed of squares or rectangles with no more than eight lines. Individual letters applied to or painted directly on the building wall surface are determined by the dimension of the outer edges of the applied letters or numbers. (See Figure 14)

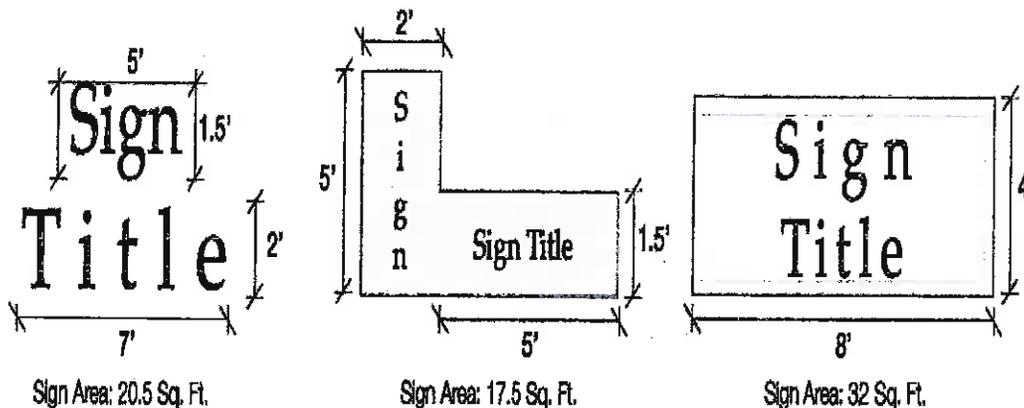


Figure 14
Surface Area Sample Calculation for
channel-letter signs applied to building wall and signs within a box or sign panel.

(2) **Sign Structure.**

Supporting bracing or framework that is clearly incidental to the display itself shall not be computed as sign area.

(3) **Double-Sided Signs.**

For double-sided signs which have two separate sign faces 180 degrees in opposite directions (such as monument and projecting signs), the sign shall be computed with the total area of only one side of the sign. Individual signs composed of more than one sign

face shall be computed as including only the maximum single display surface that is visible from any ground position at one time.

(4) **Three-dimensional Objects.**

Where a sign consists of one or more three-dimensional objects (e.g., balls, cubes, clusters of objects, sculpture, or statue-like trademarks), the sign area shall be measured at their maximum projection upon a vertical plane. (See Figure 15)



Figure 15
Three-dimensional objects as signs

(5) **Lighted Panels and Tube Lighting.** Permanently installed illuminated panels, visible tubing (such as neon-lighting or light-emitting diode (LED) lighting), and strings of lights outlining all or a portion of a structure shall be deemed "signs" subject to this Chapter and shall be counted as part of the allowed sign area.

(6) **Time and/or Temperature Device.** The area of any time and/or temperature device incorporated into a sign shall not be included in the calculation of total sign area.

(b) **Determining Sign Height Measurement, Freestanding Signs.**

The height of a freestanding sign shall be computed as the vertical distance from the ground point of the base of the sign at center of the sign at existing grade, to the top of the highest attached component of the sign (See Figure 16). This calculation is unclear.

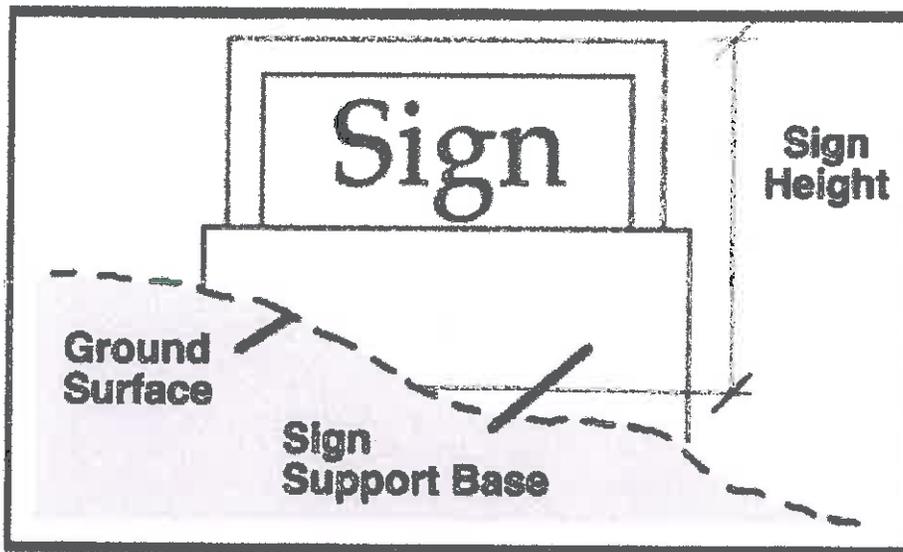


Figure 16
Sign Height Measurement, Free-standing Monument Sign

(c) Sign Location Requirements.

Each sign shall be located in compliance with the following requirements, and all other applicable provisions of this Chapter.

- (1) Each sign shall be located on the same site as the subject of the sign as specified in Table 1, except as otherwise allowed by Section 17.55.100 for a specific sign type.
- (2) No sign shall project over public property, or the public right-of-way, except where the City has granted an encroachment permit in addition to a sign permit.
- (3) No sign shall be placed so as to interfere with the operation of a door or window or otherwise cause a hazard to the public.

(d) Private Signs Placed within the Public Right-of-way.

- (1) No private sign shall be allowed in the public right-of-way except for the following:
 - (A) Projecting signs that comply with Section 17.55.100(h) (Projecting signs). An encroachment permit shall be required.
 - (B) Temporary local community signs may be approved by the Director or his or her designee without a sign permit for events up to a maximum duration of seven (7) days.
 - (i) Size. The sizes shall be no larger than twenty (20) square feet.

- (ii) Location. Signs shall be positioned so they do not obstruct visual line of sight or endanger members of the public.
 - (iii) Affixed to Ground/Structure. Signs shall be safely installed so they do not blow away, fall over, or create a risk to public safety.
 - (2) Any sign installed or placed within the public right-of-way other than in compliance with this Chapter shall be forfeited to the public and be subject to confiscation.
 - (3) The City shall have the right to recover from the owner, or person placing the sign, the full costs related to the removal and disposal of the sign.
 - (4) A sign permit shall not be required for public City signs placed within the public right-of-way.
- (e) Sign Materials, Colors, Construction and Maintenance.

All signs shall be designed, constructed and continuously maintained in compliance with the following standards:

- (1) Compliance with Applicable Provisions.

All signs shall comply with the applicable provisions of the King City Municipal Code, including those code adopted by reference therein, and any other applicable City ordinances, resolutions, or regulations.
- (2) Permanent Materials and Attachment.

Except for banners, flags, temporary signs, and window signs conforming with the requirements of this Chapter, all signs shall be constructed of permanent materials and shall be permanently attached to the ground, a building, or another structure by direct attachment to a rigid wall, frame, or structure.
- (3) Color.

Colors of sign background face and structural members should be harmonious with one another and relate to the dominant colors of the building structures on the site. Bright letters and/or backgrounds (such as use of bright yellow, bright red and bright orange) are discouraged and shall be minimally used within the Historic Corridor Revitalization Plan area.
- (4) Design and Construction.
 - (A) All permanent signs shall be designed and constructed by persons knowledgeable in design and construction of signs.

- (B) No sign shall include reflective material.
- (C) Materials for permanent signs shall be durable and capable of withstanding weathering over the life of the sign with reasonable maintenance.
- (D) The use of individual letters incorporated into the building design is encouraged.

(f) Copy Design Guidelines.

The City does not regulate the message content (copy) of signs; however, the following are principles of copy design and layout that can enhance the readability and attractiveness of signs. Copy design and layout consistent with these principles is encouraged, but not required.

- (1) Sign copy should relate only to the name and/or nature of the business or commercial center.
- (2) Permanent signs that advertise continuous sales, special prices, or include phone numbers, etc., shall be avoided.
- (3) Freestanding signs shall contain the street address of the parcel or the range of addresses for a multitenant center.

(g) Sign Lighting.

Sign lighting shall be designed to minimize light and glare on the surrounding rights-of-way and properties.

- (1) External and internal lighting in the case of translucent signs, shall ensure that light sources shall be directed and shielded so that they do not produce glare off the site, on any object other than the sign. Internally lit signs are discouraged within the Downtown Historic Area pursuant to the Historic Corridor Revitalization Plan.
- (2) Sign illumination shall not blink, flash, flutter, or change light intensity, brightness, or color.
- (3) Colored lights shall not be used at a location or in a manner so as to be confused or construed as traffic control devices.
- (4) Neither the direct nor reflected light from primary lighting sources shall create hazards for pedestrians or operators of motor vehicles.
- (5) Light sources shall utilize energy efficient bulbs and/or illumination fixtures. Indirect lighting which is primarily for illuminating architectural features or landscaping is not included in sign area.

(h) Maintenance of Signs.

- (1) Each sign and supporting hardware, including temporary signs, shall be maintained in good repair and functioning properly at all times.
- (2) Any repair to a sign shall be of materials and design of equal or better quality as the original sign.
- (3) A sign that is not properly maintained and is dilapidated shall be deemed a public nuisance, and may be abated in compliance with the King City Municipal Code.
- (4) When an existing sign is removed or replaced, all brackets, poles, and other supports that are no longer required shall be removed.

Section 17.55.090 Standards for Signs by Type and Development Characteristics

- (a) Maximum sign area, sign height, sign location and other applicable sign standards for permitted signs: Each sign shall comply with the sign type, area, height, and other restrictions provided by this section, in addition to the provisions of Section 17.55.100 (Standards for specific types of signs).

Signs permitted within the City are regulated by sign and corresponding development type, rather than Zoning District, and the standards for their development are described in Table 1 below. A sign permit is required to determine compliance with applicable provisions of this Chapter.

- (b) Sign Standards for sign area, sign height, sign location and illumination: The following general rules/standards apply to permanent signs regulated in this Chapter:
 - (1) Building signs are those signs that are permanently attached to a building (e.g., wall signs, blade/bracket signs, etc. (See Figure 19.D));
 - (2) Freestanding signs are those that have their own unique foundation or are otherwise not attached to a building (e.g., monument sign (See Figure 23))
 - (3) The total allowed sign area may be distributed among the maximum number of signs permitted for each sign type. (See Figure 17)



Figure 17
Example of Multiple Signs for One Business

- (4) Illumination Standards refer to whether or not the sign may be illuminated and how. Signs that may be illuminated may be done so by “Indirect or background” (indirect light source, low-wattage spotlight without glare to the adjoining property, or internal light source with opaque, non-transparent background) or by any method, that produces “No glare onto (neighboring) residential property.”
- (5) Allowable sign area is either a set square footage per business or is based on a ratio of sign area to primary building frontage (See Figure 18). It is calculated as described in Table 1. Where a ratio is described, it applies up to the listed maximum sign area.

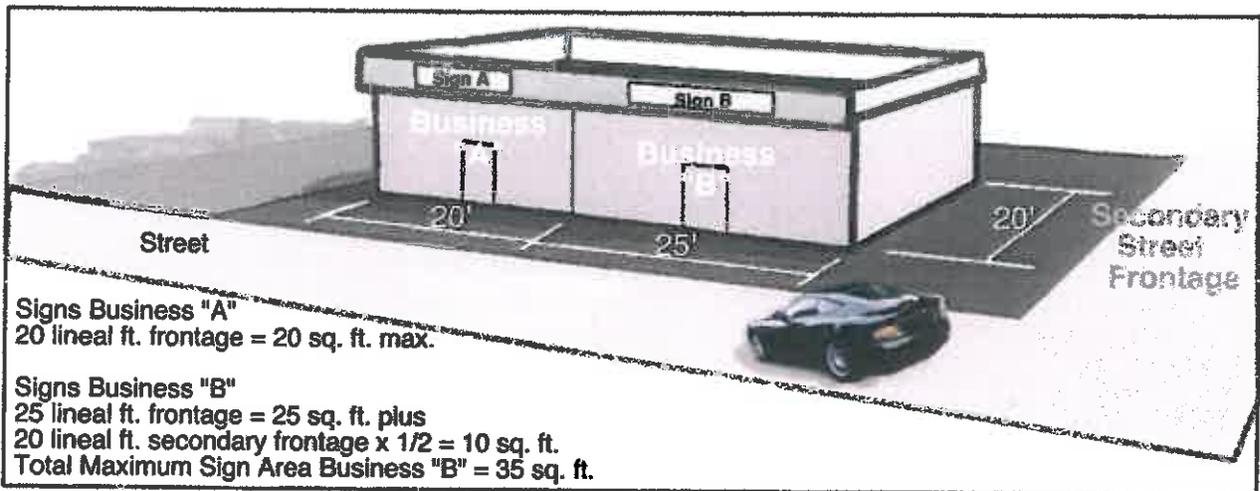


Figure 18
Determining Maximum Allowable Sign Area (except within Downtown)

- (6) Building Frontage is used to determine allowable sign area and is that area of the building that faces onto a public right-of-way, an internal circulation aisle, or a parking lot. In no case shall signs face directly onto residential property. Where the maximum allowed sign area is based upon the measurement of a building's primary frontage, the primary frontage shall be the building frontage facing the street. In cases where a building has more than one street frontage, the longest of the street frontages shall be considered the primary building frontage. In cases where a business has no building frontage facing a street, the building frontage with the primary business entrance shall be considered the primary building frontage. For buildings facing two streets, the secondary street frontage is used to determine additional allowable total sign area permitted. (See Figure 18.)

In the case of a single multi-tenant building that has one primary frontage, the allowable sign area for which may be distributed at the discretion of the owner; however, in no event shall the combined sign area for all tenants exceed the allowable sign area for the building (See Figure 19).

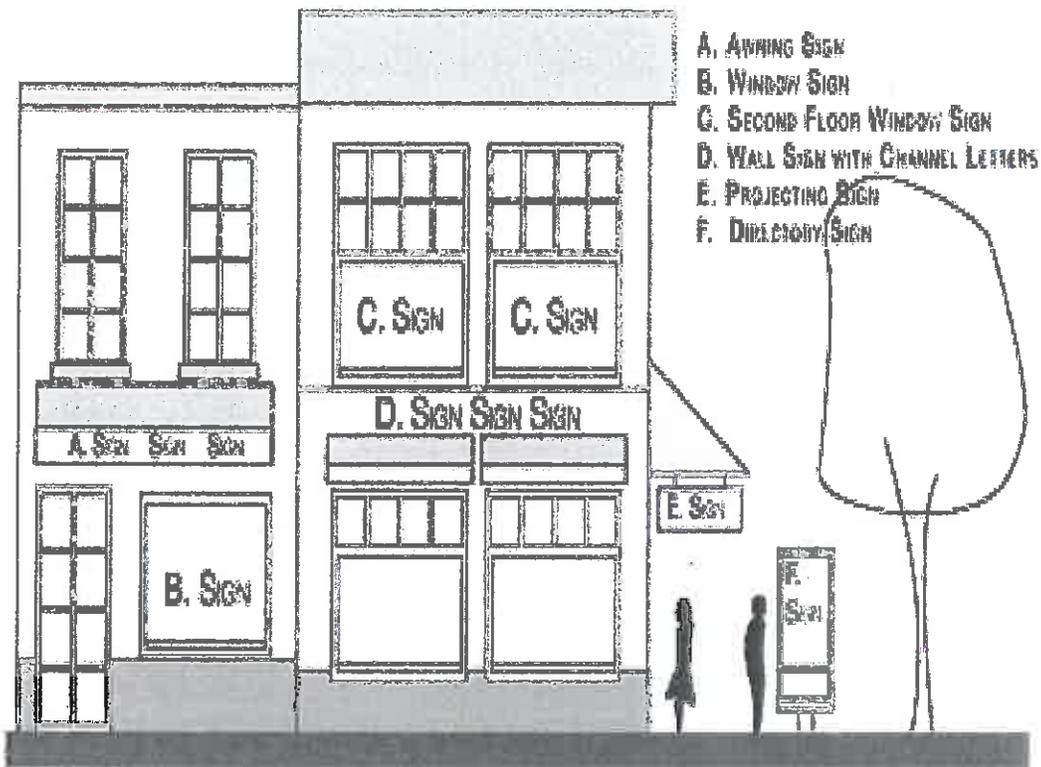


Figure 19
Examples of Sign Types

Table 1
Signs Permitted by Type and Development Characteristics

Sign Type	Maximum Number of Separate Signs	Maximum Total Sign Area ¹	Maximum Height	Minimum Setback from R-O-W ²	Illumination ³ & Other ^{4&5} Standards
SINGLE-FAMILY RESIDENTIAL USES					
1. Address only sign	1	two (2) sq. ft.			Indirect illumination only
MULTIFAMILY & SUBDIVISIONS including Apartment Complexes, Subdivisions & PUD					
1. Entry Monument Sign	1	twelve (12) sq. ft.	eight (8) ft.	ten (10) ft.	Indirect illumination

Sign Type	Maximum Number of Separate Signs	Maximum Total Sign Area ¹	Maximum Height	Minimum Setback from R-O-W ²	Illumination ³ & Other ^{4&5} Standards
OR on-building sign					only
COMMERCIAL, OFFICES & INDUSTRIAL USES within commercial, industrial zones and PD zones with approved CUPs for commercial & industrial uses (except Downtown)					
1. Building Signs (per business). Signs include projecting signs, parapet mounted, suspended signs, wall signs & permanent window signs (such as decals)	3	Total 1 sq. ft. per lineal ft. of Building Frontage, plus 0.5 sq. ft. per lineal ft. of secondary	Below top of Roofline	May extend to edge of Building Fascia or Eave. Projecting signs may extend up to 3 feet from building face	Interior (box) lighting or Indirect lighting
2. Monument Signs	1	building frontage. Minimum 20 sq. ft.	eight (8) ft.	ten (10) ft.	Interior (box) lighting or Indirect lighting
3. Second floor business Sign, wall mounted. Signs include projecting signs, parapet mounted, suspended signs, wall signs & permanent window signs (such as decals)	1	twelve (12) sq. ft.	At least one foot below the top of a parapet or top of the roof.	May extend to edge of Building Fascia or Eave. Projecting signs may extend up to 3 feet from building face	Interior (box) lighting or Indirect lighting
4. Pole Signs (only permitted within five-hundred 500 ft. of US 101 freeway R-O-W)	Maximum of 1 per property	one hundred (100) sq. ft.	sixty (60) ft.	twenty (20) ft.	Interior (box) lighting or Indirect lighting

Sign Type	Maximum Number of Separate Signs	Maximum Total Sign Area ¹	Maximum Height	Minimum Setback from R-O-W ²	Illumination ³ & Other ^{4&5} Standards
DOWNTOWN HISTORIC AREA SIGNS (FSC, VC & SB Districts)⁶					
1. Building Signs (per business). Signs include projecting signs, parapet mounted, suspended signs, wall signs & permanent window signs (such as decals)	3	Total 1 sq. ft. per each 2-lineal ft. of Building Frontage, plus 0.5 sq. ft. per lineal ft. of secondary	Below top of Roofline	May extend to edge of Building Fascia or Eave. Projecting signs may extend up to 3 feet from building face	Indirect lighting
2. Monument Signs	1	building frontage. Minimum 20 sq. ft.	six (6) ft.	ten (10) ft.	Indirect lighting
3. Second floor business Sign, wall mounted. Signs include projecting signs, parapet mounted, suspended signs, wall signs & permanent window signs (such as decals)	1	twelve (12) sq. ft.	At least one foot below the top of a parapet or top of the roof.	May extend to edge of Building Fascia or Eave. Projecting signs may extend up to 3 feet from building face	Indirect lighting
RELIGIOUS INSTITUTIONS					
1. Signs and/or religious symbols	3	Total 1 sq. ft. per each 2-lineal ft. of Building Frontage,		ten (10) ft.	Indirect lighting
2. Monument Signs	1	Minimum	six (6) ft.	ten (10) ft.	Indirect

Sign Type	Maximum Number of Separate Signs	Maximum Total Sign Area ¹	Maximum Height	Minimum Setback from R-O-W ²	Illumination ³ & Other ^{4&5} Standards
		20 sq. ft.			lighting
COMMERCIAL & OFFICE USES IN RESIDENTIAL ZONES (only where said uses are permitted)					
1. Building Signs (per business). Signs include projecting signs, parapet mounted, suspended signs, wall signs & permanent window signs (such as decals)	2	Total 1 sq. ft. per each 2-lineal ft. of Building Frontage, Minimum 20 sq. ft.	Below top of Roofline	May extend to edge of Building Fascia or Eave. Projecting signs may extend up to three (3) feet from building face	Indirect lighting
2. Monument Signs	1		six (6) ft.	ten (10) ft.	Indirect lighting

1. Sign area of double-sided signs shall be determined by the area of only one face of the sign
2. R-O-W means Right-of-Way, the public easement for public roads, public walkways and public alleys
3. Sign Lighting shall not glare into adjoining properties or street right-of-way ((ROW).
4. Street address numbers are required for all buildings, minimum 6-inch-tall numbers visible from the street to identify the location for emergency personnel and utility companies.
5. No sign shall rotate, flash, vibrate or otherwise move.
6. Historic Corridor signs shall be of muted colors that coordinate with the colors of the building. Bright colors such as red, yellows and oranges shall be limited to ten (10%) percent or less of the total sign graphics. Historic area is defined in Section 18.55-090(c). Signs in the Historic Downtown Corridor shall comply with the findings contained in the Sign Guidelines of the Historic Corridor Revitalization Plan. Internally lit cabinet signs are strongly discouraged and indirect lighting is recommended as the primary means of night lighting signs within the Historic Downtown.

- (c) Historic Downtown Area. Each sign in the historic downtown area shall comply with the requirements in Table 1. For purposes of this section, the historic downtown area is defined in the Historic Corridor Revitalization Plan (HCRP) and includes the First Street Corridor (FSC), Village Core (VC) and Village Business (VB) Districts within the HCRP.
 - (1) Purpose. The purpose of establishing sign standards for the historic downtown area is to preserve and protect the historic integrity and cultural resources of the downtown area.
 - (2) Required Findings. The Director or his or her designee must find that the sign is compatible with the character of the building and the historic downtown area.

Section 17.55.100 Standards for Specific Sign Types.

Proposed signs shall comply with the following standards applicable to the specific sign type. Each sign type listed in this section shall be included in the calculation of the total sign area allowed on a parcel by Section 17.55.090 (Table 1) unless this section explicitly provides otherwise. Each sign shall also comply with the requirements of Section 17.55.080 (General requirements for determining sign area, height, location and sign design.), and all other applicable provisions of this chapter.

- (a) Awning Signs. The following standards apply to awning signs (Figure 20) in all districts where allowed by Section 17.55.090 (Table 1).
 - (1) Signs on awnings are limited to ground level or second story occupancies only.
 - (2) Awnings shall be indirectly illuminated. Translucent awning materials are prohibited.



Figure 20
Example of Awning Signs
with indirect lighting

- (b) Cabinet Signs. Cabinet signs can be either externally or internally illuminated. signs can be incorporated into monument signs, walls signs, projecting signs and pole signs (See Figure 21).



Figure 21
Example of Cabinet Sign

- (c) Channel Letter Signs. Signs in which the letters of the sign are either painted on or constructed individually on the building wall or roof surface. (See Figure 22)

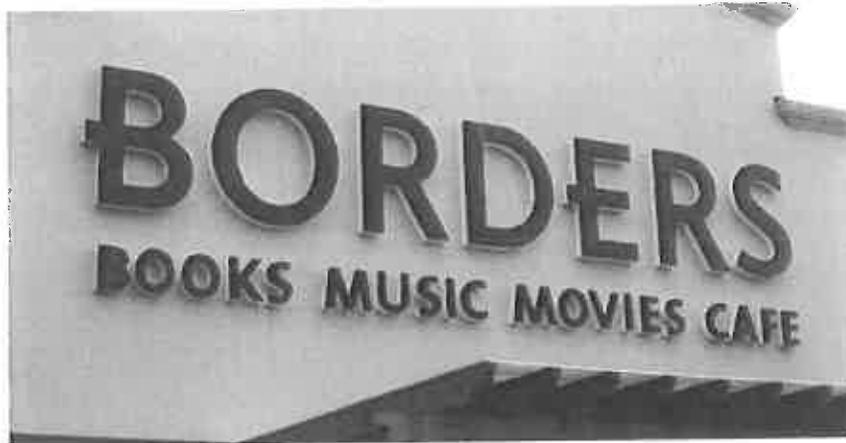


Figure 22
Example of Channel Letter Sign

- (d) **City Billboard Signs.** The Commission may allow a city-owned or public benefit nonprofit organization owned and maintained billboard in the PD and H-S zoning districts along State Highway 101. Billboards advertising businesses and products are prohibited.
- (e) **Monument Signs.** Monument signs are low-profile freestanding signs not attached to a building. The following standards apply to monument signs in all districts where allowed by Table 1.
 - (1) Monument signs shall not exceed eight (8') feet in height in commercial and industrial zones and shall be separated from other monument signs by a minimum of fifty (50') feet to ensure adequate visibility for all signs. (See Figure 23) The review authority may waive this requirement where the locations of existing signs on adjacent properties would make the fifty-foot separation impractical, or there is no other alternative. Monument signs in the Downtown Historic Corridor shall not exceed six (6') feet in height.
 - (2) A monument sign shall be setback from the right-of-way for traffic, pedestrian and bicyclist safety and shall not project over public property, vehicular easements, or rights-of-way, and shall not obstruct a traffic safety sight area, as determined by the City Engineer.
 - (3) To assist emergency response personnel in locating the site, monument signs shall contain an illuminated street address plate. Address numbers shall be a minimum of six (6") inches in height.



Figure 23
Example of Monument Sign
With Address Numbers

- (f) **Freeway-oriented Pole Signs.** A freeway-oriented pole sign may be approved in compliance with the following requirements. (Figure 24 shows a business with one pole sign and several building signs.)
- (1) **Permit Requirement.** Freestanding pole sign permit approval is required for a freeway-oriented sign.
 - (2) **Where Allowed.** The Commission may, after conducting a duly noticed public hearing, allow a freeway-oriented pole sign permit:
 - (A) Within a commercial or planned development zoning district on a parcel with a property line within five-hundred (500') feet of the State Highway 101 freeway right-of-way. New pole signs are not permitted in other areas of the City.
 - (3) **Design.** The city shall limit the number, height and visual impact of freeway-oriented signs when considering a freestanding pole sign permit. Pole signs shall be discouraged if adequate signage can be provided on the sides of buildings and in the form of monument signs. Pole signs shall not exceed 100 square feet in sign area.
 - (4) **Height.** The height of any Commission approved freeway oriented signs shall not exceed sixty (60') feet and shall be limited to the

lowest practical elevation when considering the line of sight from nearby highways. However, the Commission may require minimum clearances beneath a freeway-oriented sign if necessary to protect the public health and safety.

- (5) **Required Findings.** In addition to the findings required in Section 17,.55.040(d), the approval of a freestanding pole sign permit for a freeway-oriented sign shall require that the Commission find that the use or site cannot be adequately identified by other signs allowed within the that site.

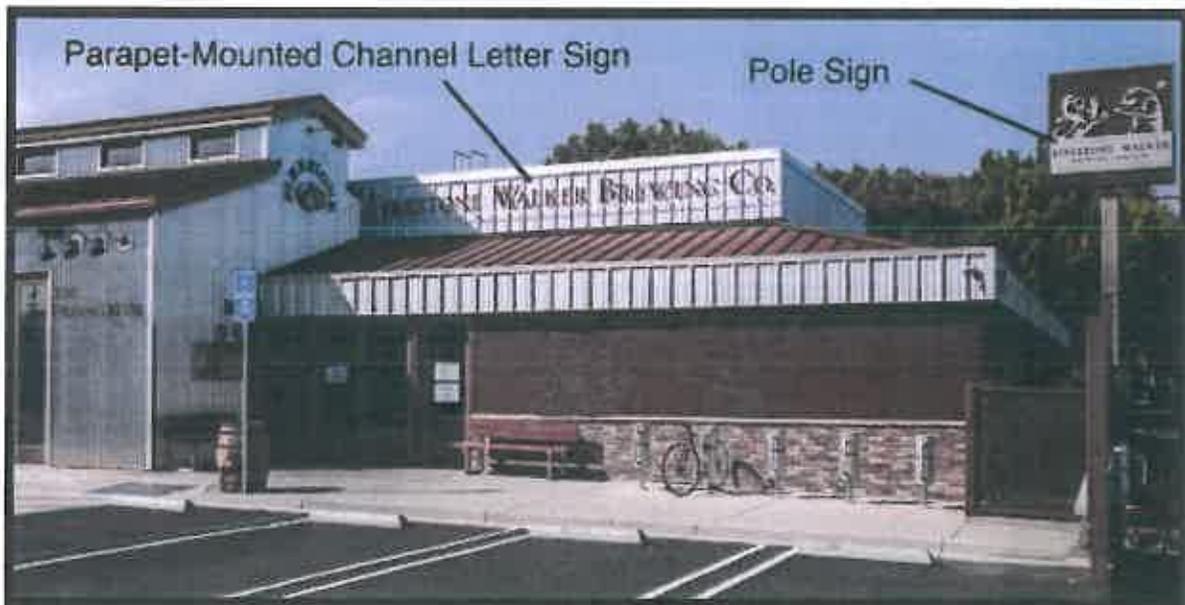


Figure 24
Example of Combination of Pole Sign and Building Signs
(Pole Signs Only Permitted on Properties within 500 feet of Freeway Highway 101 Main Corridor)

- (g) **Information Kiosks.** A kiosk is a small monument or structure with a cover located next to a sidewalk or walkway (See Figure 25). Public Information Kiosks are encouraged for the permanent and/or temporary display of information including community and civic activities, and advertising for local commercial establishments may be allowed. Approval of the size, location, and maintenance requirements for such kiosks shall be established by the Commission through the application for a kiosk sign permit. A kiosk shall not apply to the maximum allowable sign area provided that there is no information on the kiosk identifying the name of the business(s) or products sold at the site legible from the street or parking lot. Kiosks may include maps and directions or other information as deemed appropriate by the Commission.



Figure 25
Example of Information Kiosk

- (h) Murals. Murals placed on the wall of a structure or noise barrier are encouraged (See Figure 26). Murals, through a sign permit, are subject to Director approval if smaller than twenty (20) square feet in area and Commission approval for murals larger than twenty (20) square feet, and as follows:
- (1) Requirements.
 - (A) A mural without advertising visible from a public right-of-way may be approved in addition to (not counted as part of) the sign area allowed by Table 1.
 - (B) Any mural with text identifying the business or products of the business shall be included in the calculation of total sign area and shall comply with the sign area limitations applicable to the site;

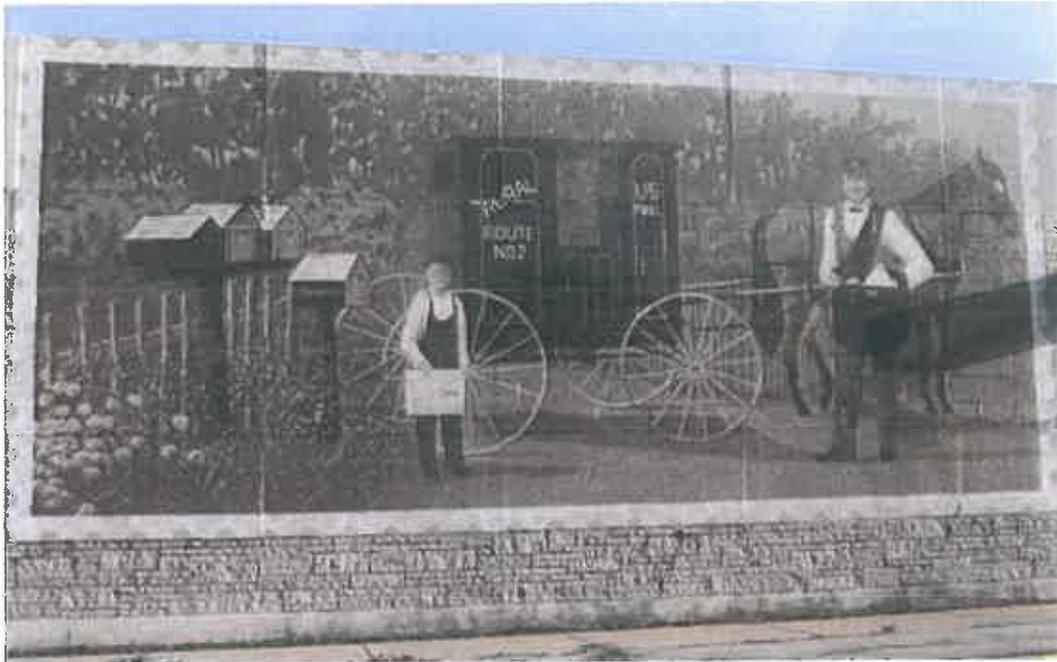


Figure 26
Example Mural

- (i) **Projecting Signs.** The following standards apply to projecting signs in all zoning districts where allowed by Table 1. (See Figure 27)
- (1) With the exception of a theater marquee, the maximum projection of a sign from a structure wall over a public right-of-way shall not exceed thirty-six (36") inches over a sidewalk. Larger projections from the structure wall over private property may be approved by the review authority. Any projection over a public right-of way shall require an encroachment permit.
 - (2) The top of a projecting sign shall exceed the lesser of: fourteen (14') feet, eave height, one foot below top of parapet, or sill of a second-floor window. No portion of the sign shall project above the eave line of a sloped roof or the top of the parapet on a flat roof.
 - (3) A projecting sign shall maintain a minimum clearance of eight (8') feet from the bottom of the sign to the finished grade below.
 - (4) Icon signs using shapes or symbols uniquely suited to the business, creative shapes, and three-dimensional signs are encouraged.
 - (5) Sign supports shall be well-designed and compatible with the design of the sign.



Figure 27
Example Projecting Sign

- (j) **Wall Signs.** Wall signs include enclosed sign boxes, routed signs (in which letters are routed out of a wood background which is attached to a wall surface), channel letters applied to a wall surface, painted letters on a wall surface and similar signs attached to a wall of the building. The following standards apply to wall signs in all zoning districts where allowed by Table 1, Section 17.55.090. (See Figure 28)
- (1) **Sign Location.** A wall sign may be located on any primary or secondary structure frontage.
 - (2) **Projection from Wall Surface.** A wall sign shall not project more than twelve (12") inches from the surface to which it is attached.

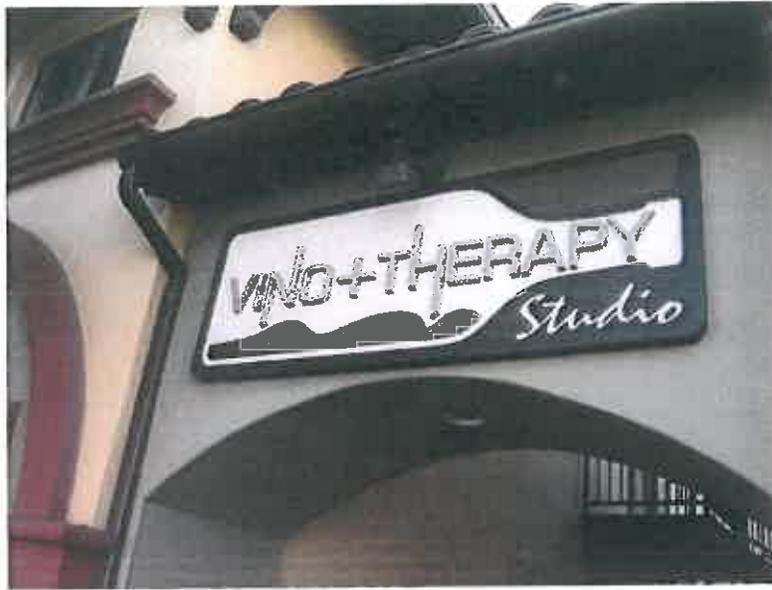


Figure 28
Example Wall Sign

- (k) **Window Signs.** The following standards apply to permanent window signs where allowed by Section 17.55.090 (Table 1) (See Figure 29).
- (1) **Sign Location.** Window signs shall be allowed on the ground level and second story windows.
 - (2) **Maximum Sign Area.** Permanent window signs shall not occupy more than twenty-five (25%) percent of the total window area. The maximum area of window permanent signs and other signs (such as wall signs, monument signs, projecting signs and other similar signs) identifying the business shall not exceed the standards for total sign area as defined in Table 1.
 - (3) **Sign Materials.** Window signs shall consist of individual letters, logos, or symbols applied to, stenciled on, or etched into the glass surface; however, neon signs with transparent backgrounds may be hung inside the window glass.



Figure 29
Example of Permanent Business Window Signs

- (l) **Electronic Message Boards:** The Director may grant a sign permit for electronic message boards at a private school or hospital or other similar public benefit organization for the purpose of providing public service messages unrelated to commercial products and services (See Figure 30). Said electronic message board, if constructed as a separate monument detached from the building, shall not exceed eight (8) feet in height and shall not exceed 20 square feet in area. The Commission shall review any proposed message board exceeding eight (8) feet in height or exceeding twenty (20) square feet in area.



Figure 30
Example of Electronic Message Board

- (m) **Subdivision Signs:** In the case of sale of subdivisions, on-site subdivision identification signs may be allowed by the Director with sign permit approval, in compliance with the following standards:
- (1) A maximum of two on-site signs (See Figure 31) may be located within the project boundaries; provided, no more than one sign for each street frontage is allowed, and multiple signs shall be separated by a minimum of seventy-five (75') feet.
 - (2) The area of each sign shall not exceed twenty-four (24) square feet;
 - (3) Sign height shall not exceed ten (10') feet;
 - (4) The signs shall not be illuminated; and
 - (5) The signs may be displayed only during the two years following date of recordation of the final map, or until all of the units have been sold, whichever occurs first.
 - (6) **Off-site Directional Signs.** Off-site real estate (advertising the sale of a property) directional signs greater than six (6) square feet in area, subject to a sign permit issued by the Director, may be located on private property with the property owner's consent, provided that they do not obstruct or impede pedestrian or vehicular traffic, and are not secured to prevent removal. No real estate sign shall be permitted within the public right-of-way.



Figure 31
Example Subdivision Sales Sign

Section 17.55.110 Nonconforming Signs.

A nonconforming sign is any permanent or temporary sign that was legally established and maintained in compliance with the provisions of all applicable laws in effect at the time of original installation but that does not now comply with the provisions of this chapter. These sign regulations, Chapter 17.55, are deemed not more restrictive than the previous sign regulations in force at the time of the adoption of these sign regulations. Pursuant to the Business and Professions Code Section 5491.1, any city or county adopting or amending any ordinance or regulation that regulates or prohibits the use of any on-premises advertising display that is more restrictive than existing law, shall include provisions in that ordinance or regulation for the identification and inventorying of all displays within its territorial limits that are determined to be illegal or abandoned pursuant to the law that is in effect prior to the adoption of, or amendment to, the ordinance or regulation.

- (a) **General Requirements.** A nonconforming sign shall not be:
- (1) Changed to another nonconforming sign;
 - (2) Structurally altered to extend its useful life;
 - (3) Enlarged;
 - (4) Re-established after a business is discontinued for ninety (90) days;

- (5) Re-established after damage or destruction to fifty (50%) percent or more of the value of the sign, or its components, as determined by the Chief Building Official: or
- (6) Any nonconforming sign shall lose its legal nonconforming status immediately following the expiration of the ninety (90) day period that the business was discontinued and shall be removed and replaced with a conforming sign, requiring a new sign permit approval.

(b) Amortization.

Signs that lawfully existed and were maintained and became nonconforming after adoption of this Chapter in January of 2009, shall be removed or made to conform based on the following schedule:

If the Original Value of the Sign is	Amortization Period (in years)
Less than \$499	2
\$500 to \$1,499	3
\$1,500 to \$2,999	5
More than \$3,000	7

- (1) The time periods shall commence on the effective date of the ordinance codified in this Chapter in January of 2009;
- (2) If more than one sign on a premises is or becomes nonconforming, the cost of all such nonconforming signs shall be aggregated for the purpose of determining the amortization period;
- (3) The owner or user of a nonconforming sign shall, upon written request of the Department, furnish acceptable proof of the initial cost in the form of:
 - (A) An original bill of sale,
 - (B) A description schedule from state or federal income tax returns, or
 - (C) A written appraisal by a sign manufacturer.
- (4) The owner or user of a nonconforming sign shall appeal, in writing, for a longer amortization period to the Commission within fifteen (15) calendar days of the date of actual service of the Director's notice; if served by mail, shall be deemed served three (3) calendar days after the postmarked date on the envelop. The written appeal shall be served upon the City Clerk. The Commission shall provide

the appellant with notice of its decision relating to the appeal. The owner or user of a nonconforming sign shall file an appeal with the City Clerk within fifteen (15) calendar days of the date of actual service. If the Commission's decision is served by mail, the date of actual service shall be three (3) calendar days after the postmarked date on the envelop. The City Council may consider the appeal de novo. The City Council may reverse, affirm wholly or partly, or modify the decision of the Commission. The decision of the City Council on any such appeal shall be final on adoption of an order containing its determination. If the City Council fails to act within seven (7) calendar days following the hearing of the appeal, the action of the Commission shall be deemed final, unless this time period is extended by mutual consent of the appellant and the City Council.

Section 17.55.120 Public Nuisance, Abatement and Violation.

- (a) **Public Nuisance.** Any sign erected or maintained in violation of the requirements of this Chapter constitutes a public nuisance subject to the enforcement, abatement and cost recovery provisions set forth within Chapter 7.51 of Title 7 of the King City Municipal Code.
- (b) **Criminal Enforcement.** Any sign erected or maintained in violation of the requirements of this Chapter constitutes a misdemeanor as set forth within Chapter 1.04 of Title 1 of the King City Municipal Code.
- (c) **A sign maintained in any of the following conditions shall constitute a public nuisance:**
 - (1) The sign is significantly damaged either in support structure or sign face, as determined by the Chief Building Official;
 - (2) The sign is illegible either through erosion, fading, or rusting of the sign face or through faulty or missing illumination; or
 - (3) The sign is unsafe for pedestrians or vehicles.
- (c) **Removal of Abandoned Sign.** A sign shall be removed by the owner or lessee of the premises upon which the sign is located when the business that it advertises is no longer conducted on the premises. If the owner or lessee fails to remove the sign, the Director shall give the owner thirty (30) days' written notice to remove it. Upon failure to comply with the notice, the property owner and/or lessee shall be subject to the enforcement, abatement and cost recovery provisions set forth within Chapter 7.51 of Title 7 of the King City Municipal Code.
- (d) **Additional Violations.**
 - (1) Any of the following shall be deemed a violation of this Chapter and shall be subject to all penalties and procedures set forth within Chapter 7.51 of Title 7 of the King City Municipal Code.

- (A) To create, erect, install, or maintain any sign in a way that is inconsistent with any plan or permit governing the sign or the parcel on which the sign is located;
 - (B) To fail to remove any sign that is created, erected, installed, or maintained in violation of this chapter or for which the sign permit has lapsed.
- (2) Each sign created, erected, installed, or maintained in violation of this Chapter shall be considered a separate violation subject to the enforcement, abatement and cost recovery provisions set forth within Chapter 7.51 of Title 7 of the King City Municipal Code.
 - (3) Each and every day of a continued violation shall be considered a separate violation subject to the enforcement, abatement and cost recovery provisions set forth within Chapter 7.51 of Title 7 of the King City Municipal Code,

Section 17.55.130 Appeal.

Applicants denied a sign permit by the decision of the Director may appeal to the Commission in writing within fifteen (15) calendar days of receipt of the Director's decision. Appeal from any action of the Commission must be made in writing by an aggrieved party within fifteen (15) calendar days from the date of receipt of notice of action of the Commission, as per Municipal Code Section 2.12.050 (Commission—Decision appeal procedure). The City Council is the appeal board with respect to any action(s), as specified in Section 2.12.040 of the King City Municipal Code, taken by the Commission.

Section 17.55.140 Judicial review.

Any permit issued or denied in compliance with this Chapter shall be subject to judicial review to the extent provided by Code of Civil Procedure section 1094.8 et seq.

SECTION 4: EFFECTIVE DATE.

This Ordinance shall take effect and be in full force and effect from and after thirty (30) calendar days after its final passage and adoption. Within fifteen (15) calendar days after its adoption, the Ordinance, or a summary of the Ordinance, shall be published once in a newspaper of general circulation.

I **HEREBY CERTIFY** that the foregoing Ordinance was introduced by the City Council after waiving reading, except by Title, at a regular meeting thereof held on the _____ day of _____ 2017, and adopted the Ordinance after the second reading at a regular meeting held on the _____ day of _____ 2017, by the following roll call vote:

AYES: _____

NOES: _____

ABSTAIN: _____

ABSENT: _____

ATTEST

STEVEN ADAMS, City Clerk

CITY OF KING

By: _____
MIKE LEBARRE, Mayor

APPROVED AS TO FORM:

By: _____
SHANNON L. CHAFFIN, Interim City Attorney
Aleshire & Wynder, LLP

I, _____, City Clerk of the City of King, California, DO
HEREBY CERTIFY that the foregoing is a true and accurate copy of the Ordinance
passed and adopted by the City Council of the City of King on the date and by the vote
indicated herein.

RESOLUTION NO. 2017-190

**RESOLUTION OF THE CITY OF KING PLANNING COMMISSION RECOMMENDING
THE CITY OF KING CITY COUNCIL AMEND SECTION 17.55 OF CHAPTER 17 OF
THE KING CITY MUNICIPAL CODE REGULATING SIGNAGE WITHIN THE CITY
LIMITS**

WHEREAS, the City of King is a charter city organized pursuant to Article XI of the California Constitution; and

WHEREAS, pursuant to the authority granted the City by Article XI, Section 7 of the California Constitution, the City has the police power to adopt regulations designed to promote the public convenience or the general prosperity, as well as regulations designed to promote the public health, the public morals or public safety; and

WHEREAS, comprehensive zoning regulations and regulations upon the use of land and property lie within the City's police power; and

WHEREAS, sign regulations are part of the City's comprehensive zoning regulations; and

WHEREAS, on October 11, 2016, the City Council ("Council") authorized staff to amend the sign ordinance based on a recommendation by the Planning Commission ("Commission"); and

WHEREAS, the public was involved in the sign ordinance change process, including participating in a survey to gain input on needed changes; and

WHEREAS, the Commission held a Public Workshop on June 20, 2017 to hear and receive testimony regarding the draft sign regulations; and

WHEREAS, on September 5, 2017, the Commission conducted a public hearing to consider revisions to the sign regulations, and after receiving public testimony, adopted Resolution No. 2017-190, recommending the Council adopted an amended sign ordinance; and

WHEREAS, on September 5, 2017, and in accordance with the requirements of the California Environmental Quality Act ("CEQA"), the Planning Commission determined that as compared to the existing regulatory environment, the proposed sign regulations do not have potential to negatively impact views or appearances of the City and there was no possibility of having a significant impact on the environment and recommended the filing of an exemption pursuant to Title 14, Chapter 3, Guidelines for Implementation of CEQA, Section 15061 (b)(3); and

**PLANNING COMMISSION PUBLIC HEARING
PROPOSED SIGN ORDINANCE
SEPTEMBER 5, 2017
PAGE 2 OF 2**

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Planning Commission of the City of King

1. The Planning Commission finds that the Ordinance adopting new sign regulations is exempt from the California Environmental Quality Act ("CEQA") because it can be seen with certainty that there is no possibility that it will have a significant effect on the environment. (CEQA Guidelines § 15061(b)(3).) As compared to the existing regulatory environment, the proposed sign regulations do not have the potential to negatively impact views or appearance of the City. The new Sign Ordinance does not substantially change the sizes, colors, shapes or heights of future signs nor does it substantially change appearance of businesses nor does it negatively impact the views from US 101 or from major streets within the City. Based upon Title 14. California Code of Regulations, Chapter 3. Guidelines for Implementation of the California Environmental Quality Act, section 15061(b)(3) a project is exempt from CEQA "where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA." The proposed sign regulations do not have the potential to negatively impact views or appearance of the City. (CEQA Guidelines §§ 15307 and 15308.)
2. The Planning Commission recommends the City Council adopt Ordinance 2017-747 amending Section 17.55 of Chapter 17 of the King City Municipal Code, as presented in **Exhibit 2**.

This resolution was passed and adopted this **5th day of September, 2017**, by the following vote:

AYES: Nuck, Mendez, Barbree, Lee, Raschella

NAYS:

ABSENT:

ABSTAIN:



DAVID NUCK, CHAIRPERSON

ATTEST:



Erica Sonne, Deputy City Clerk

King City Municipal Code

[Up](#)[Previous](#)[Next](#)[Main](#)[Collapse](#)[Search](#)[Print](#)[No Frames](#)[Title 17 ZONING](#)**Chapter 17.55 SIGNS****Note**

* Prior ordinance history: Ords. 660, 631, 621, 593, 562, 555, 545, 542 and 532.

17.55.010 Purpose.

The regulations established by this chapter are intended to appropriately limit the placement, type, size, and number of signs allowed within the city, and to require the proper maintenance of signs. The purposes of these limitations and requirements are to:

- (a) Avoid traffic safety hazards to motorists, bicyclists, and pedestrians caused by visual distractions and obstructions;
- (b) Promote the aesthetic and environmental values of the community by providing for signs that do not impair the attractiveness of the city as a place to live, work, and shop;
- (c) Provide for signs as an effective channel of communication, while ensuring that signs are aesthetically proportioned to adjacent structures and the structures to which they are attached; and
- (d) Safeguard and protect the public health, safety, and general welfare. (Ord. 679 § 1, 2009)

17.55.020 Applicability.

The requirements in this chapter shall apply to all signs within the city. This chapter, however, does not regulate the message or content of signs.

In the event of any conflict between this chapter and any law, rule, or regulation of the state of California, that requirement that establishes the higher standard of safety shall govern. Failure to comply with such standard or safety shall be a violation of this chapter.

If any provision or provisions of this chapter becomes illegal, invalid, or unenforceable, the legality, validity, and enforceability of the remaining provisions shall not in any way be affected or impaired thereby. (Ord. 679 § 1, 2009)

17.55.030 Sign permit requirements and procedures.**(a) General Requirements.**

(1) Approval Required. No sign shall be constructed, installed, or modified, unless a sign permit and, where applicable, master sign program approval is obtained in compliance with all the regulations within this chapter. Except for signs allowed without sign permit by Section 17.55.050 (Exemptions from sign permit requirements).

(2) Building Permit Required. The chief building official shall examine sign permit applications. When, in his or her determination, a separate building or electrical permit is required, the applicant shall be notified and the sign permit shall not be issued until such other permits are obtained from the community development department ("department").

(3) **Compliance with Permit and Master Sign Program.** After approval, the sign(s) must comply with the sign permit and master sign program (Section 17.55.040), if applicable.

(b) Review Authority.

(1) **Community Development Director.** The community development director (“director”) shall review sign permit applications and approve only those that comply with the findings required in subsection (d) of this section (Findings for approval). The director may also refer a sign permit application to the planning commission for review and decision, either for the individual sign permit, or as part of a development project that is otherwise subject to a conditional use permit (“CUP”) or architectural review (“AR”).

(2) Planning Commission.

(A) The planning commission shall review all master sign programs (Section 17.55.040), and shall approve only those that comply with the findings required in subsection (d) of this section (Findings for approval).

(B) In limited circumstances, the planning commission may approve a sign permit application that does not meet finding (d)(1) of this section.

(3) **Conditions of Approval.** The review authority may require conditions of approval that are deemed reasonable and necessary to achieve the purpose, intent, and objectives of this chapter.

(c) Sign Permit Procedures.

(1) **Application Requirements.** An application for a sign permit and master sign program (Section 17.55.040) shall be prepared, filed, and processed.

(2) Application Contents. Each application shall include all of the following:

(A) Plans for the sign, drawn to scale, showing the proposed location of the sign in relation to other signs on the site and adjacent properties, structures, and uses;

(B) A complete color scheme and drawing of the sign;

(C) Sufficient other details of the proposed sign to show that it complies with the provisions of this chapter;

(D) Written permission from the property owner for the placement of the proposed signs on the site;

(E) Computation of the total sign area, the area of each individual sign, the height of each sign, and the total number of existing and proposed signs on the parcel;

(F) An accurate indication on the plot plan of the proposed location of each present and future sign of any type, whether requiring a permit or not;

(G) If a sign permit application is filed for a site with existing signs, the application shall detail how the applicant will correct all nonconforming signs on the site as part of the installation of the proposed signs; and

(H) Other information as required by the department.

(d) Findings for Approval. The approval of a sign permit or master sign program shall require that the review authority make the following findings, as applicable:

(1) The proposed sign(s) do not exceed the standards of Sections 17.55.080 (Zoning district sign standards) and 17.55.090 (Standards for specific types of signs), and are of the minimum size and height necessary to enable pedestrians and motorists to readily identify the facility or site from a sufficient distance to safely and conveniently access the facility or site;

(2) That the placement of the sign on the site is appropriate for the height and area of a freestanding or projecting sign;

(3) That a flush or projecting sign relates to the architectural design of the structure;

- (4) That signs do not unreasonably impair the visibility of existing signs on adjacent properties;
- (5) The placement and size of the sign(s) will not impair pedestrian or vehicular safety;
- (6) The design, height, location, and size of the sign(s) are visually complementary and compatible with the scale and architectural style of the primary structures on the site, any prominent natural features on the site, and structures and prominent natural features on adjacent properties on the same street;
- (7) The proposed sign(s) are in substantial conformance with the design criteria in Section 17.55.070(f) (Design criteria for signs); and
- (8) The proposed sign(s) are of a color, height, letter type, location, material, shape, size, and style that is appropriate for the use of the premises, enhancing to the premises, and harmonious with the surrounding neighborhood.

(e) Expiration and Extension of Sign Permits.

(1) Approval of a sign permit or master sign program permit shall expire twelve months from the date of approval unless the sign has been installed or a different expiration date is stipulated at the time of approval. Before the expiration of a sign permit or master sign program permit, the applicant may apply to the department for an extension of an additional twelve months from the original date of expiration. Only one extension may be granted. In response to an extension request, the director may make minor modifications or deny further extensions.

(2) The expiration date of the sign permit or master sign program permit shall be automatically extended to concur with the expiration date of the companion building permit or other applicable permits. (Ord. 679 § 1, 2009)

17.55.040 Master sign program requirements.

(a) When Required. A master sign program shall be:

(1) Required for new nonresidential projects with three or more tenants;

(2) Required for existing nonresidential project with three or more tenants that complete either:

(A) A major renovation, for the purposes of this chapter, major renovation means adding more than fifty percent to the gross floor area of the structure(s) or exterior work on more than fifty percent of the length of any façade, or

(B) The modification of fifty percent or more of the existing signs on the site within a twelve-month period;

(3) Submitted with other planning permits required by the city for development of the parcel on which the sign is proposed to be located and shall be processed simultaneously with the other planning permit(s).

(b) Contents. A master sign program shall include all the information and materials required by Section 17.55.030.(c)(2) (Application contents), and shall provide standards for the uniform style, construction, height, size, and placement of the signs.

(c) Review Authority. The planning commission shall review all master sign programs and shall approve only those that comply with the findings required in Section 17.55.030(d) (Findings for approval).

(d) Revisions. The director may approve revisions to an approved master sign program. (Ord. 679 § 1, 2009)

17.55.050 Exemptions from sign permit requirements.

The following signs are allowed without sign permit or master sign program approval, provided that they comply with Section 17.55.070 (General requirements for all signs), and any required building permit is obtained.

(a) Nonstructural Modifications and Maintenance.

(1) Modifications to sign copy on conforming signs or changes to the face or copy of conforming changeable copy signs;

(2) Nonstructural modifications of the face or copy of an existing conforming sign installed in compliance with a master sign program; provided, the modifications are consistent with the approved master sign program;

(3) The normal maintenance of conforming signs, except as identified in Section 17.55.100(b) (Nonconforming signs).

(b) Identification Signs. Street identification and house identification signs not exceeding one square foot.

(c) Temporary Signs. The following temporary signs are allowed without a sign permit.

(1) Real Estate Signs. Real estate signs are allowed without a sign permit in compliance with California Civil Code Section 713, and subject to the following requirements:

(A) A site within a commercial, industrial, or other nonresidential zoning district shall be allowed one real estate sign of no more than ten square feet, with a maximum height for freestanding signs of six feet, adjacent to each parcel frontage.

(B) Residential Zoning Districts.

(i) On-site Signs. One residential real estate sign not more than ten square feet in area, advertising the sale or lease of a parcel or structure, may be located on the property it advertises.

(ii) Off-site Directional Signs. Off-site real estate directional signs not more than six square feet in area may be located on private property with the property owner's consent, provided that they do not obstruct or impede pedestrian or vehicular traffic, and are not secured to prevent removal. No real estate sign shall be permitted within the public right-of-way.

(2) Political or Social Issue Signs. Political or social issue signs are allowed without a sign permit provided that the signs:

(A) Are placed on private property with the property owner's consent, and do not exceed a total aggregate area of twelve square feet within a residential zoning district, or twenty square feet within a nonresidential zoning district;

(B) Are not placed so as to impede the visibility of street or traffic control signs to motorists or pedestrians; and

(C) Are not placed unlawfully. The placement of a sign in the public right-of-way in violation of this chapter or any other provision of the Municipal Code is a nuisance, and any sign so placed may be removed and disposed of by the city.

(3) Temporary Window Signs. Temporary signs on commercial properties that are painted directly on a window, affixed to the inside of a window, or hung within twelve inches of a window promoting a message, including but not limited to, grand openings and special events (commercial and noncommercial), provided the sign or signs do not exceed five percent of the window area or two square feet per window, whichever is greater. Temporary window signs may be allowed for a thirty-day period.

(d) Governmental Signs. Signs installed by the city, county, or a federal or state governmental agency, are allowed without a sign permit including, but not limited to, the following:

(1) Emergency and warning signs necessary for public safety or civil defense;

- (2) Traffic signs erected and maintained by an authorized public agency;
 - (3) Legal notices, licenses, permits, and other signs required to be displayed by law;
 - (4) Signs showing the location of public facilities (e.g., public telephones, restrooms, and underground utilities); and
 - (5) Any sign, posting, notice, or similar sign placed by or required by a governmental agency in carrying out its responsibility to protect the public health, safety, and general welfare.
- (e) Miscellaneous Signs. The following signs are also allowed without a sign permit:
- (1) Street Addresses. Street address numbers not exceeding twelve inches in height.
 - (2) Official Flags. Flags of national, state, or local governments, or nationally recognized religious, fraternal, or public service agencies; provided that:
 - (A) The length of a flag shall not exceed one-fourth the height of the flagpole;
 - (B) The height of the flag pole shall not exceed twelve feet within a residential zoning district and thirty feet within a nonresidential zoning district; and
 - (C) No private flagpole shall be located within a public right-of-way or required setback.
 - (3) Ornamentation and Decoration. Symbols, pictures, patterns, and illumination approved as architectural ornamentation or decoration by the planning commission.
 - (4) Historical Markers. Historical markers erected and maintained by nonprofit organizations, memorials, building cornerstones, and date-constructed stones, provided that none of these exceed four square feet.
 - (5) Service Station Price Signs. Service station price signs required by state law. (Ord. 679 § 1, 2009)

17.55.060 Prohibited signs.

All signs not expressly allowed by this chapter shall be prohibited. Examples of prohibited signs include, but are not limited to, the following:

- (a) Animated and moving signs. Includes electronic message display signs, blinking, or flashing signs, or signs that emit a varying intensity of light or color, except time and temperature displays (which are not considered signs) and barber poles;
- (b) Billboard signs except as allowed by Section 17.55.090(b) (City billboard signs);
- (c) Off-site signs except as allowed by Section 17.55.090(i)(3) (Offsite directional signs);
- (d) Signs that emulate traffic control signals. Because of the city's interest in ensuring traffic safety, signs that simulate in color, size, or design, any traffic control sign or signal, or that make use of words, symbols, or characters in a manner that interferes with, misleads, or confuses pedestrian or vehicular traffic are prohibited;
- (e) Directional signage. A sign in the form or shape of a directional arrow, or otherwise displaying a directional arrow, unless approved by the planning commission. This is to protect the safety, convenience and control of vehicular and pedestrian traffic within the premises of the subject use;
- (f) Signs attached to boats, vehicles, or other moving objects. A sign attached to or suspended from a boat, vehicle, or other movable object that is parked within a public right-of-way, or located on private property so that it is visible from a public right-of-way, unless approved by the planning commission. This standard does not include signs painted directly upon, magnetically affixed to, or permanently affixed to the body or other integral part of a vehicle that covers no portion of a vehicle window;
- (g) A sign burned, cut, or otherwise marked on or affixed to a natural feature.
- (h) A sign placed within a public right-of-way, except as provided by Section 17.55.070(d) (Signs placed within the public right-of-way); and

- (i) A-board and other portable sidewalk signs. (Ord. 679 § 1, 2009)

17.55.070 General requirements for all signs.

(a) **Sign Area Measurement.** The measurement of sign area to determine compliance with the sign area limitations of this chapter shall be regulated as follows:

(1) **Surface Area.** The surface area of a sign shall be calculated by enclosing the extreme limits of all framing, emblem, logo, representation, writing, or other display within a single continuous perimeter composed of squares or rectangles with no more than eight lines. See Figure 1.

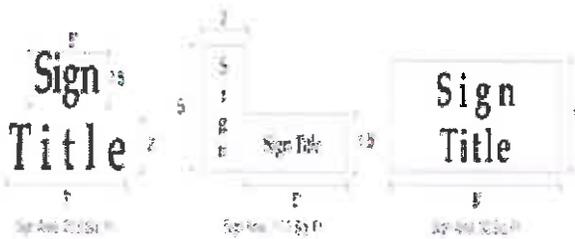


Figure 1 Surface Area Calculation

(2) **Sign Structure.** Supporting bracing or framework that is clearly incidental to the display itself shall not be computed as sign area.

(3) **Multi-faced Signs.** The sign area for a sign with more than one face shall be computed by adding together the area of all sign faces.

(4) **Three-dimensional Objects.** Where a sign consists of one or more three-dimensional objects (e.g., balls, cubes, clusters of objects, sculpture, or statue-like trademarks), the sign area shall be measured at their maximum projection upon a vertical plane. See Figure 2.



Figure 2 Three-dimensional Objects

(5) **Time and/or Temperature Device.** The area of any time and/or temperature device incorporated into a sign shall not be included in the calculation of total sign area.

(6) **Sign Lighting.** Permanently installed illuminated panels, visible tubing, and strings of lights outlining all or a portion of a structure shall be deemed “signs” subject to this chapter and shall be counted as part of the allowed sign area. Each line of tubing or lights shall be deemed to have a minimum width of at least six inches

for the purpose of area calculation. Indirect lighting that is primarily for illuminating architectural features or landscaping is not included in sign area.

(b) **Sign Height Measurement.** The height of a sign shall be computed as the vertical distance from the lowest point of the base of the sign at normal grade, to the top of the highest attached component of the sign. See Figure 3.

Normal grade shall be construed to be the lower of either the:

- (1) Existing grade before construction; or
- (2) Newly established grade after construction, exclusive of any berming, filling, mounding, or excavating solely for the purpose of locating the sign.

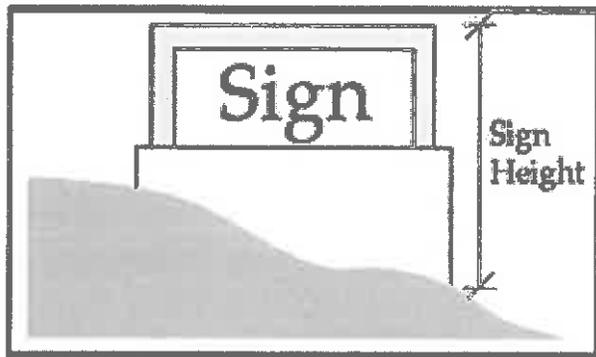


Figure 3 Sign Height Measurement

(c) **Sign Location Requirements.** Each sign shall be located in compliance with the following requirements, and all other applicable provisions of this chapter.

(1) Each sign shall be located on the same site as the subject of the sign, except as otherwise allowed by Section 17.55.090 for a specific sign type.

(2) No sign shall project over public property, or the public right-of-way, except where the city has granted an encroachment permit in addition to a sign permit.

(3) No sign shall be placed so as to interfere with the operation of a door or window. A sign that covers architectural features shall be discouraged.

(d) **Signs Placed within the Public Right-of-way.**

(1) No sign shall be allowed in the public right-of-way except for the following:

(A) Public signs erected by or on behalf of a governmental agency to convey public information, identify public property, post legal notices, or direct or regulate pedestrian or vehicular traffic;

(B) Bus stop signs installed by a public transit company;

(C) Informational signs of a public utility regarding its lines, pipes, poles, or other facilities;

(D) Emergency warning signs erected by a governmental agency, a public utility company, or a contractor doing authorized work within the public right-of-way;

(E) Projecting signs that comply with Section 17.55.090(h) (Projecting signs);

(F) Temporary local community group signs located at the corner of San Antonio and Broadway, adjacent to the cemetery. The signs shall meet the following requirements:

(i) **Size.** The sizes shall be no larger than four square feet.

(ii) Location. Signs shall be positioned so they do not obstruct visual line of sight.

(iii) Affixed to Ground/Structure. Signs shall be safely installed so they do not blow away, fall over, or create other safety problems.

(2) Any sign installed or placed within the public right-of-way other than in compliance with this section shall be forfeited to the public and be subject to confiscation.

(3) The city shall have the right to recover from the owner, or person placing the sign, the full costs related to the removal and disposal of the sign.

(4) A sign permit shall not be required for city signs placed within the public right-of-way.

(e) Sign Design, Construction and Maintenance. All signs shall be designed, constructed, and continuously maintained in compliance with the following standards:

(1) Compliance with Applicable Provisions. All signs shall comply with the applicable provisions of the uniform codes of the city, any other applicable city ordinances, resolutions, or regulations, and this chapter.

(2) Permanent Materials and Attachment. Except for banners, flags, temporary signs, and window signs conforming with the requirements of this chapter, all signs shall be constructed of permanent materials and shall be permanently attached to the ground, a building, or another structure by direct attachment to a rigid wall, frame, or structure.

(f) Design Criteria for Signs. The following design criteria shall be used in reviewing the design of individual signs. Substantial conformance with each of the following design criteria shall be required before a sign permit or building permit can be approved:

(1) Color. Colors on signs and structural members should be harmonious with one another and relate to the dominant colors of the other structures on the site. Contrasting colors may be utilized if the overall effect of the sign is still compatible with the structure colors and prevailing colors in the surrounding neighborhood (where a theme can be identified).

(2) Design and Construction.

(A) All permanent signs shall be designed by professionals (e.g., architects, building designers, landscape architects, interior designers, or those whose principal business is the design, manufacture, or sale of signs) who are capable of producing professional results.

(B) All permanent signs shall be constructed by persons whose principal business is building construction or a related trade including sign manufacturing and installation businesses, or others capable of producing professional results. The intent is to ensure public safety, achieve signs of careful construction, neat and readable copy, and durability so as to reduce maintenance costs and to prevent dilapidation.

(3) Materials and Structure.

(A) Sign materials (including framing and supports) shall be characteristic of the type and scale of materials used on the site of the sign. Sign materials shall match those used on the structure and on other signs on the site.

(B) No sign shall include reflective material.

(C) Materials for permanent signs shall be durable and capable of withstanding weathering over the life of the sign with reasonable maintenance.

(D) The size of the structural members (e.g., columns, crossbeams, and braces) shall be proportional to the sign panel they are supporting. In general, fewer larger supporting members are preferable to many smaller supports.

(E) The use of individual letters incorporated into the building design is encouraged, rather than a sign with background and framing other than the structure wall.

(4) **Street Address.** The review authority may require that a sign include the street address of the site, where it determines that public safety and emergency vehicle response would be more effectively served than if the street address were displayed solely on one or more structures on the site.

(g) **Copy Design Guidelines.** The city does not regulate the message content (copy) of signs; however, the following are principles of copy design and layout that can enhance the readability and attractiveness of signs. Copy design and layout consistent with these principles is encouraged, but not required.

(1) Sign copy should relate only to the name and/or nature of the business or commercial center.

(2) Permanent signs that advertise continuous sales, special prices, or include phone numbers, etc., shall be avoided.

(3) Information should be conveyed briefly or by logo, symbol, or other graphic manner. The intent should be to increase the readability of the sign and thereby enhance the identity of the business.

(4) The area of letters or symbols should not exceed forty percent of the background area in commercial districts or sixty percent in residential districts.

(5) Freestanding signs should contain the street address of the parcel or the range of addresses for a multitenant center.

(h) **Sign Lighting.** Sign lighting shall be designed to minimize light and glare on surrounding rights-of-way and properties.

(1) A sign should be illuminated by lights shining on the sign rather than by lights within the sign.

(2) External light sources shall be directed and shielded so that they do not produce glare off the site, on any object other than the sign.

(3) Sign illumination shall not blink, flash, flutter, or change light intensity, brightness, or color.

(4) Colored lights shall not be used at a location or in a manner so as to be confused or construed as traffic control devices.

(5) Neither the direct nor reflected light from primary light sources shall create hazards for pedestrians or operators of motor vehicles.

(6) No lamp that exceeds fifteen watts shall be placed so that the face of the lamp is visible from a public right-of-way or adjacent property.

(7) Light sources shall utilize hard-wired florescent or compact florescent lamps, or other lighting technology that is of equal or greater energy efficiency. Incandescent lamps shall be prohibited.

(i) **Maintenance of Signs.**

(1) Each sign and supporting hardware, including temporary signs, shall be maintained in good repair and functioning properly at all times.

(2) Any repair to a sign shall be of materials and design of equal or better quality as the original sign.

(3) A sign that is not properly maintained and is dilapidated shall be deemed a public nuisance, and may be abated in compliance with the Municipal Code.

(4) When an existing sign is removed or replaced, all brackets, poles, and other supports that are no longer required shall be removed. (Ord. 679 § 1, 2009)

17.55.080 Zoning district sign standards.

Each sign shall comply with the sign type, area, height, and other restrictions provided by this section, in addition to the provisions of Section 17.55.090 (Standards for specific types of signs).

Sign standards for specific plans and planned developments will be determined during the discretionary review process. If such standards follow the citywide standards in this chapter, the review authority will determine the zoning districts that most closely match the proposed project.

(a) Residential and Open Space Districts. Each sign in the A, R-1, R-2, R-3, R-4 and O districts shall comply with the requirements in Table (1)

Table 1
Sign Standards for Residential Neighborhoods

Allowed Sign Types	Maximum Sign Height	Maximum Number of Signs Allowed per Parcel	Maximum Sign Area Allowed per Parcel
Wall	Two feet below edge of roof	One per street frontage	Twelve sf maximum each
Freestanding	Four feet		Twenty-four sf total for all signs

(b) Commercial and Industrial Districts. Each sign in the C-N, C-1, C-1-TD, C-2, H-S, M-1, M-2, and M-3 districts shall comply with the requirements in Table 2 except for signs located in the historic downtown area, which are regulated by subsection (c) of this section. Figure 4 shows examples of several sign types.

Table 2
Sign Standards for Commercial and Industrial Districts

Allowed Sign Types	Maximum Sign Height	Maximum Number of Signs Allowed per Parcel	Maximum Sign Area Allowed per Parcel
Ground mounted and ground floor signs			
Awning	At least one foot below the top of a parapet, the sill of a second story window or the lowest point of any cornice or roof overhang	Three of any combination of allowed sign types per primary structure frontage	The total sign area on a parcel shall comply with the following requirements: (1) One sf for each linear ft of primary building frontage
Freestanding	Six feet		
Projecting	See Section 17.55.090(h) (Projecting signs)		
Roof	Two feet above highest point		

Suspended	Below eave/canopy; the lower edge at least eight feet above a walking surface	One of any allowed sign type per secondary frontage	(2) One-half sf for each linear foot of secondary building frontage
Wall	At least one foot below the top of a parapet, the sill of a second story window or the lowest point of any cornice or roof overhang		(3) Each use is allowed a total sign area of at least twenty-five sf regardless of the frontage
Window	See Section 17.55.090(k) (Window signs)		(4) The total sign area shall not exceed one hundred sf

Other signs

- Freeway See Section 17.55.090(e) (Freeway signs)
- Murals See Section 17.55.090(g) (Murals)
- Temporary See Section 17.55.090(i) (Temporary signs)

Second floor signs

Awning	At least one foot below the top of a parapet or the lowest point of any cornice or roof overhang	One per tenant	Twelve sf for each tenant
Projecting			
Wall	See Section 17.55.090(k) (Window signs)		
Window			

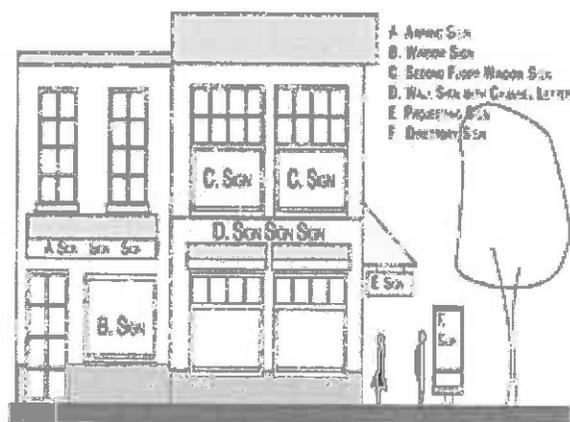


Figure 4 Examples of Sign Types

(c) Historic Downtown Area. Each sign in the historic downtown area shall comply with the requirements in Table 3. For purposes of this section, the historic downtown area is defined as Broadway Street between North Mildred Avenue and North 1st Street.

(1) Purpose. The purpose of establishing sign standards for the historic downtown area is to preserve and protect the historic integrity and cultural resources of the downtown area.

(2) Required Findings. The director must find that the sign is compatible with the character of the building and the historic downtown area.

Table 3
Sign Standards for the Historic Downtown Area

Allowed Sign Types	Maximum Sign Height	Maximum Number of Signs Allowed per Parcel	Maximum Sign Area Allowed per Parcel
Ground mounted and ground floor signs			
Awning	At least one foot below the top of a parapet, the sill of a second story window or the lowest point of any cornice or roof overhang	Three of any combination of allowed sign types per primary structure frontage	The total sign area on a parcel shall comply with the following requirements: (1) One sf for each two linear ft of primary building frontage (2) One-half sf for each linear foot of secondary building frontage (3) Each use is allowed a total sign area of at least twenty sf regardless of the frontage (4) The total sign area shall not exceed one-hundred sf
Projecting	See Section 17.55.090(h) (Projecting signs)	One of any allowed sign type per secondary frontage	
Suspended	Below eave/canopy; the lower edge at least eight feet above a walking surface		
Wall	At least one foot below the top of a parapet, the sill of a second story window or the lowest point of any cornice or roof overhang		
Window	See Section 17.55.090(k) (Window signs)		
Other signs			
Freestanding	In addition to the permanent on-site signs permitted by this chapter, a parcel may have a freestanding sign not to exceed twenty-five square feet. The sign may not be illuminated higher than five feet.		
Murals	See Section 17.55.090(g) (Murals)		
Temporary	See Section 17.55.090(i) (Temporary signs)		
Second floor signs			

Awning	At least one foot below the top of a parapet or the lowest point of any cornice or roof overhang	One per tenant	Twelve sf for each tenant
Projecting			
Wall			
Window	See Section 17.55.090(k) (Window signs)		

(Ord. 679 § 1, 2009)

17.55.090 Standards for specific sign types.

Proposed signs shall comply with the following standards applicable to the specific sign type. Each sign type listed in this section shall be included in the calculation of the total sign area allowed on a parcel by Section 17.55.080 (Zoning district sign standards), unless this section explicitly provides otherwise. Each sign shall also comply with the requirements of Section 17.55.070 (General requirements for all signs), and all other applicable provisions of this chapter.

(a) Awning Signs. The following standards apply to awning signs (Figure 5) in all districts where allowed by Section 17.55.080 (Zoning district sign standards).

- (1) Signs on awnings are limited to ground level or second story occupancies only.
- (2) Awnings shall be indirectly illuminated. Translucent awning materials are prohibited.
- (3) Signs on awning shall not exceed twenty-five square feet.

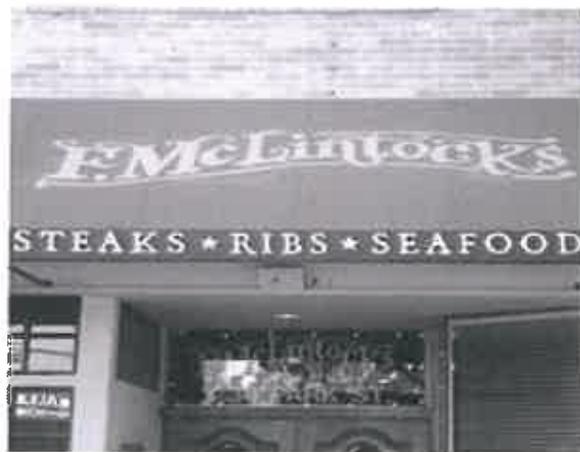


Figure 5 Awning Signs

(b) Cabinet Signs. Cabinet signs are internally illuminated and come in different shapes and sizes. Cabinet signs can be incorporated into monument signs, walls signs, projecting signs and pole signs. Cabinet signs should have a dark background and light lettering.

(c) City Billboard Signs. The planning commission may allow a city-owned and maintained billboard in the PD zoning district along State Highway 101.

(d) Freestanding Signs. The following standards apply to freestanding signs in all districts where allowed by Section 17.55.080 (Zoning district sign standards). See Figure 6.

(1) Multiple signs shall be separated by a minimum of seventy-five feet to ensure adequate visibility for all signs. The review authority may waive this requirement where the locations of existing signs on adjacent properties would make the seventy-five foot separation impractical, or there is no other alternative.

(2) A sign shall not project over public property, vehicular easements, or rights-of-way, and shall not obstruct a traffic safety sight area, as determined by the review authority.

(3) To assist emergency response personnel in locating the site, freestanding signs shall contain an illuminated street address plate. Numbers shall be a minimum of six inches in height.



Figure 6 Freestanding Signs

(e) Freeway-oriented Signs. A freeway-oriented sign may be approved in compliance with the following requirements. See Figure 7.

(1) Permit Requirement. CUP approval is required for a freeway-oriented sign.

(2) Where Allowed. The planning commission may allow a freeway-oriented sign:

(A) Within the H-S zoning district; and

(B) On a parcel with a property line within five hundred feet of the State Highway 101 right-of-way.

(3) Design. The city shall limit the number, height and visual impact of freeway-oriented signs when considering a CUP. Pole signs shall be discouraged if adequate signage can be provided on the sides of buildings and in the form of monument signs.

(4) Height. The height of permitted signs shall be limited to the lowest practical elevation when considering the line of sight from nearby highways. However, the planning commission may require minimum clearances beneath a freeway-oriented sign if necessary to protect the public health and safety. Freeway signs shall not exceed a maximum height of sixty feet.

(5) Required Findings. The approval of a CUP for a freeway-oriented sign shall require that the planning commission find that the use or site cannot be adequately identified by other signs allowed within the applicable zoning district.



Figure 7 Freeway-oriented Signs

(f) **Information Kiosks.** Kiosks for the permanent and/or temporary display of information including community and civic activities, and advertising for local commercial establishments may be allowed. Approval of the size, location, and maintenance requirements for such kiosks shall be established by the planning commission.

(g) **Murals.** A mural placed on the wall of a structure or noise barrier may be allowed in any commercial or industrial zoning district subject to planning commission approval, and as follows:

(1) **Requirements.**

(A) A mural without text visible from a public right-of-way may be approved in addition to (not counted as part of) the sign area allowed by Section 17.55.080 (Zoning district sign standards); a mural with text shall comply with the sign area limitations applicable to the site;

(B) Murals should illustrate the local setting and history as sources of inspiration; and

(C) Murals should not contain any commercial message. See Figure 8.

(2) **Required Findings.** Prior to approving a mural, the planning commission shall find that the:

(A) Mural’s size, colors, and placement are visually compatible with the structure architecture;

(B) Mural serves to enhance the aesthetics of the city; and

(C) Mural illustrates the local history.



Figure 8 Murals

(h) **Projecting Signs.** The following standards apply to projecting signs in all zoning districts where allowed by Section 17.55.080 (Zoning district sign standards). See Figure 9.

(1) The maximum projection of a sign from a structure wall over a public right-of-way shall not exceed thirty-six inches over a sidewalk. Larger projections from the structure wall over private property may be approved by the review authority. Any projection over a public right-of-way shall require an encroachment permit.

(2) The top of a projecting sign shall exceed the lesser of: fourteen feet, eave height, one foot below top of parapet, or sill of a second floor window. No portion of the sign shall project above the eave line of a sloped roof or the top of the parapet on a flat roof.

(3) A projecting sign shall maintain a minimum clearance of eight feet from the bottom of the sign to the finished grade below.

(4) Icon signs using shapes or symbols uniquely suited to the business, creative shapes, and three-dimensional signs are encouraged.

(5) Each sign shall be graphically designed for pedestrians, with a maximum area of nine square feet on each sign face, regardless of the length of the building frontage.

(6) Sign supports shall be well-designed and compatible with the design of the sign.



Figure 9 Projecting Signs

(i) **Temporary Signs.** The following standards apply to temporary signs in all zoning districts where allowed by Section 17.55.080 (Zoning district sign standards).

(1) **Banners, Balloons and Pennants.** Temporary banners, balloons, and pennants on private property shall comply with the following requirements:

(A) The use of banners, balloons, or pennants may be allowed no more than forty-five days in a row or no more than one hundred eighty days within any three hundred sixty-five day period.

(B) The application for a sign permit for banners, balloons, or pennants shall include the dates proposed by the applicant for scheduled use.

(C) A bond may be required by the director. The bond may be called if the temporary banners are not removed within two days after the date when the sign permit required their removal.

(D) Sign permits for temporary banners, balloons, and pennants shall expire three hundred sixty-five days after issuance and must be applied for annually.

(E) Schools, parks, and nonprofit organizations require a sign permit for temporary banners, balloons, and pennants.

(F) Exceptions to these requirements may be approved by the planning commission for automobile dealerships.

(2) Construction Signs. Construction identification signs may be allowed in all zoning districts with sign permit approval, in compliance with the following standards:

- (A) Only one sign, located on-site, shall be allowed;
- (B) The area of the sign shall not exceed thirty-two square feet;
- (C) Sign height shall not exceed six feet;
- (D) The sign shall not be illuminated; and
- (E) Construction signs shall be removed within thirty days after completion of construction.

(3) Subdivision Directional Signs, Off-site. Off-site signs providing directions to a new subdivision may be allowed with sign permit approval, and shall comply with the following standards:

- (A) A maximum of two off-site signs may be located on private property (not within any public right-of-way).
- (B) The total area of each sign shall not exceed eighteen square feet;
- (C) The height of each sign shall not exceed six feet;
- (D) The signs shall not be illuminated;
- (E) The signs may be displayed only during the two years following date of recordation of the final map, or until all of the units have been sold, whichever occurs first; and
- (F) The signs shall not affect pedestrian or vehicular safety.

(4) Subdivision Signs, On-site. On-site subdivision identification signs may be allowed with sign permit approval, in compliance with the following standards:

(A) A maximum of two on-site signs may be located within the project boundaries; provided, no more than one sign for each street frontage is allowed, and multiple signs shall be separated by a minimum of seventy-five feet.

- (B) The area of each sign shall not exceed twenty-four square feet;
- (C) Sign height shall not exceed six feet;
- (D) The signs shall not be illuminated; and

(E) The signs may be displayed only during the two years following date of recordation of the final map, or until all of the units have been sold, whichever occurs first.

(j) Wall Signs. The following standards apply to wall signs in all zoning districts where allowed by Section 17.55.080 (Zoning district sign standards). See Figure 10.

(1) Sign Location. A wall sign may be located on any primary or secondary structure frontage.

(2) Maximum Sign Area. In addition to the limitations on sign area in Tables 1, 2, and 3, (Section 17.55.080), the area of the largest wall sign shall not exceed seven percent of the area of the building facade on which the sign is mounted or painted, including the area of windows, doors, and recesses.

(3) Projection from Wall Surface. A wall sign shall not project more than twelve inches from the surface to which it is attached.



Figure 10 Wall Signs

(k) **Window Signs.** The following standards apply to permanent window signs where allowed by Section 17.55.080 (Zoning district sign standards). See Figure 11.

(1) **Sign Location.** Window signs shall be allowed on the ground level and second story windows.

(2) **Maximum Sign Area.** Permanent window signs shall not occupy more than twenty percent of the total window area.

(3) **Sign Materials.** Window signs shall consist of individual letters, logos, or symbols applied to, stenciled on, or etched into the glass surface; however, neon signs with transparent backgrounds may be hung inside the window glass.



Figure 11 Window Signs

(Ord. 679 § 1, 2009)

17.55.100 Nonconforming signs.

A nonconforming sign is any permanent or temporary sign that was legally established and maintained in compliance with the provisions of all applicable laws in effect at the time of original installation but that does not now comply with the provisions of this chapter. Pursuant to the Business and Professions Code, the city shall identify and inventory illegal or abandoned signs pursuant to the regulations in effect prior to the adoption of this chapter. The identification and inventory shall commence not later than one hundred twenty days from the date on which this chapter is adopted and shall be completed in a timely manner.

(a) **General Requirements.** A nonconforming sign shall not be:

- (1) Changed to another nonconforming sign;
- (2) Structurally altered to extend its useful life;
- (3) Enlarged;

- (4) Re-established after a business is discontinued for thirty days; or
- (5) Re-established after damage or destruction to fifty percent or more of the value of the sign, or its components, as determined by the chief building official.

(b) Maintenance and Changes. Sign copy and face changes, nonstructural modifications, and nonstructural maintenance (e.g., painting, rust removal) are allowed without a sign permit up to a maximum of twenty-five percent of the existing total area of the sign. Face changes not including copy, and any nonstructural modifications exceeding twenty-five percent of the existing total area of the sign, and any structural changes shall comply with all applicable standards of this chapter.

(c) Amortization. Signs that lawfully existed and were maintained and became nonconforming after adoption of this chapter, shall be removed or made to conform based on the following schedule with written notice by the director:

Amortization Period (in years)	
If the Original Value of the Sign is:	
Less than \$499	2
\$500 to \$1,499	3
\$1,500 to \$2,999	5
More than \$3,000	7

- (1) The time periods shall commence on the effective date of the ordinance codified in this chapter;
- (2) If more than one sign on a premises is or becomes nonconforming, the cost of all such nonconforming signs shall be aggregated for the purpose of determining the amortization period;
- (3) The owner or user of a nonconforming sign shall, upon written request of the department, furnish acceptable proof of the initial cost in the form of:
 - (A) An original bill of sale,
 - (B) A description schedule from state or federal income tax returns, or
 - (C) A written appraisal by a sign manufacturer.
- (4) The owner or user of a nonconforming sign may appeal to the planning commission in writing within sixty days of receipt of the director’s notice for a longer amortization period. The city council is the appeal board with respect to any actions taken by the planning commission as specified in Section 2.12.040 of the Municipal Code. (Ord. 679 § 1, 2009)

17.55.110 Public nuisance, abatement and violation.

- (a) Public Nuisance Declared by Director. Any sign erected or maintained contrary to the provisions of this chapter may be declared to be a public nuisance by the director and proceedings for its removal may take place in compliance with the Municipal Code.
- (b) Public Nuisance Declared by City Council. The director may ask the city council to declare a sign a public nuisance under the following conditions:

(1) The sign is significantly damaged either in support structure or sign face, as determined by the chief building official;

(2) The sign is illegible either through erosion, fading, or rusting of the sign face or through faulty or missing illumination; or

(3) The sign is unsafe for pedestrians or vehicles.

(c) Removal of Abandoned Sign. A sign shall be removed by the owner or lessee of the premises upon which the sign is located when the business that it advertises is no longer conducted on the premises. If the owner or lessee fails to remove the sign, the director shall give the owner thirty days' written notice to remove it. Upon failure to comply with the notice, the director may have the sign removed at the property owner's expense.

(d) Violations.

(1) Any of the following shall be deemed a violation of this chapter and shall be subject to all penalties and procedures identified in the Municipal Code.

(A) To create, erect, install, or maintain any sign in a way that is inconsistent with any plan or permit governing the sign or the parcel on which the sign is located;

(B) To fail to remove any sign that is created, erected, installed, or maintained in violation of this chapter or for which the sign permit has lapsed.

(2) Each sign created, erected, installed, or maintained in violation of this chapter shall be considered a separate violation.

(3) Each day of a continued violation shall be considered a separate violation. (Ord. 679 § 1, 2009)

17.55.120 Appeal.

Applicants denied a sign permit by the decision of the director may appeal to the planning commission in writing within fifteen days of receipt of the director's decision. Thereafter, appeal from any action of the planning commission must be made in writing by an aggrieved party within fifteen calendar days from the date of receipt of notice of action of the planning commission, as per Municipal Code Section 2.12.050 (Planning commission—Decision appeal procedure). The city council is the appeal board with respect to any actions taken by the planning commission as specified in Section 2.12.040 of the Municipal Code. (Ord. 679 § 1, 2009)

17.55.130 Judicial review.

Any permit issued or denied in compliance with this chapter shall be subject to expedited judicial review to the extent provided by the time limits identified in Code of Civil Procedure Section 1094.8 et seq. (Ord. 679 § 1, 2009)

17.55.140 Definitions.

A-Board Sign. A portable "a-frame" or "sandwich board" sign.

Abandoned Sign. A sign that no longer advertises a business, lessor, owner, product, service or activity on the premises where the sign is displayed.

Animated or Moving Sign. A sign that uses movement, lighting, or special materials to depict action or create a special effect to imitate movement.

Awning Sign. A sign copy or logo attached to or painted on an awning.

Banner, Flag or Pennant. Cloth, bunting, plastic, paper, or similar nonrigid material used for advertising purposes attached to a structure, staff, pole, line, framing, or vehicle, not including official flags of the United States, the state of California, and other states of the nation, counties, municipalities, official flags of foreign nations and nationally or internationally recognized organizations.

Cabinet Sign (Can Sign). A sign with its text and/or logo symbols and artwork on a translucent face panel that is mounted within a metal frame or cabinet that contains the lighting fixtures, which illuminate the sign face from behind.

Changeable Copy Sign. A sign designed to allow the changing of copy through manual, mechanical, or electrical means including time and temperature.

Construction Sign. A sign placed at a construction site that provides information regarding the project architect, owner, contractors, etc.

Directional Sign. A sign that is designed and erected solely for the purposes of directing vehicular and/or pedestrian traffic within a project.

Electronic Message Sign. A sign with a fixed or changing display composed of a series of lights, but not including time and temperature displays.

Flashing Sign. A sign that contains an intermittent or sequential flashing light source.

Freestanding Sign. A sign fixed in an upright position on the ground not attached to a structure other than a framework, pole or device, erected primarily to support the sign. Includes monument signs and pole signs.

Freeway-oriented Signs. A freestanding sign located near State Highway 101 that identifies tourist-oriented businesses, such as gasoline service stations, restaurants, motels and regional commercial uses. A freeway sign is located on the same property as the business it identifies.

Illegal Sign. A sign that includes any of the following:

- (1) A sign installed without complying with all regulations in effect at the time of its construction or use;
- (2) A sign installed or maintained contrary to any applicable provision of Chapter 17.55 (Signs).
- (3) A sign which is a danger to the public or is unsafe; or
- (4) A sign which is a traffic hazard not created by relocation of streets or highways or by acts of the city.

Indirectly Illuminated Sign. A sign whose light source is external to the sign and which casts its light onto the sign from a distance; or where the light source is behind an opaque sign element and causes it to be outlined by light reflected from the surface to which the sign is mounted.

Internally Illuminated Sign. A sign whose light source is located in the interior of the sign so that light passes through the face of the sign, or light source which is attached to the face of the sign and is perceived as a design element of the sign.

Monument Sign. An independent, freestanding structure supported on the ground having a solid base as opposed to being supported by poles or open braces.

Mural. A painting, picture or graphic illustration applied to and made part of an exterior wall.

Nonconforming Sign. An advertising structure or sign which was lawfully erected and maintained prior to the adoption of this chapter, but does not now completely comply with current regulations.

Off-site Sign. A sign identifying a use, facility, service, or product that is not located, sold, or manufactured on the same premises as the sign, or that identifies a use, service, or product by a brand name which, although sold or manufactured on the premises, is not a principal item for sale or manufactured on the premises.

Permanent Sign. A sign constructed of durable materials and intended to exist for the duration of time that the use or occupant is located on the premises.

Pole Sign. An elevated freestanding sign, typically supported by one or two poles or columns.

Political or Social Issue Sign. A sign that addresses:

- (1) The passage or defeat of a measure appearing on the ballot in any national, state, or local election;
- (2) The election or defeat of any candidate for any public office in any national, state, or local election; or
- (3) An international, national, state, or local political or social issue.

Portable Sign. A sign that is not permanently affixed to a structure or the ground.

Projecting Sign. A sign other than a wall sign suspending from, or supported by, a structure and projecting outward.

Real Estate Sign. A sign indicating that a property or any portion thereof is available for inspection, sale, lease, rent, or directing people to a property, but not including temporary subdivision signs.

Roof Sign. A sign constructed upon or over a roof, or placed so as to extend above the edge of the roof.

Sign. A structure, device, figure, message placard, or other contrivance, or any part thereof, situated outdoors or indoors, which is designed, constructed, intended, or used to advertise, or to otherwise provide information, to direct or attract attention to an object, person, institution, business, product, service, event, or location by any means, including words, letters, figures, designs, symbols, fixtures, colors, illumination, or projected images.

Sign Area. The entire area within a perimeter defined by a continuous line composed of right angles using no more than eight lines which enclose the extreme limits of lettering, logo, trademark, or other graphic representation.

Sign Height. The vertical distance from the uppermost point used in measuring the area of a sign to the normal grade immediately below the sign, including its base or the top of the nearest curb of the street on which the sign fronts, whichever measurement is the greatest.

Subdivision Directional Sign. A sign that provides directions to a new subdivision with on-site model homes and/or sales office, where parcels and/or housing units are, or will be, for sale.

Suspended Sign. A sign oriented toward pedestrians that is suspended from the underside of an arcade or other covered walkway.

Temporary Sign. A sign intended to be displayed for a limited period of time and capable of being viewed from a public right-of-way, parking area, or neighboring property.

Vehicle Sign. A sign which is attached to or painted on a vehicle which is parked on or adjacent to any property, the principal purpose of which is to attract attention to a product sold or business located on the property.

Wall Sign. A sign that is attached to or painted on the exterior wall of a structure with the display surface of the sign approximately parallel to the building wall.

Window Display. A window display is an arrangement of merchandise displayed in a building window. Window displays located more than twelve inches from the face of a window are not considered signs. Window displays do not include the storage of merchandise or other items blocking windows.

Window Sign. A sign posted, painted, placed, or affixed in or on a window exposed to public view. An interior sign which faces a window exposed to public view and is located within twelve inches of the window. Window signs do not include business hours of operation and open/closed signs. Window displays, including merchandise displays that are located more than twelve inches from the face of a window, are not considered signs. (Ord. 679 § 1, 2009)

View the [mobile version](#).

EXHIBIT 4

City of King
Community
Development
Department

Application Filed for
New Sign or Modification to
Existing Sign

Applications include
exhibits & drawings of
proposed signs,
information regarding
site & building, applicant
& landowner signatures,
& application fees

Applicant should check with
Building Official to see if
building permits are required

Community Development
Department Initial Review

Incomplete
Applications
are returned
to applicant

If Sign is EXEMPT
& doesn't require
a Permit, Staff will
inform applicant

Determination of Complete
Application

Staff Reviewed Permits Include:
Signs attached to building
Monument Signs < 8' height
Murals under 20 sq. ft.
Permanent Window Signs
Subdivision Signs

Planning Commission Reviews Include:
Murals over 20 sq. ft. & Kiosks
Freeway Oriented Pole Signs
Master Sign Programs (for 11+ tenants)
Minor Sign Variance Review
Sign Variance Review (Public Hearing)

Staff Reviews Proposed Sign(s) for
consistency with City Sign Regulations

Commission Reviews Proposed Sign(s) for
consistency with City Sign Regulations

If sign(s) meet ALL
applicable
standards,
including design,
sign is approved
by Director with
Findings &
Conditions of
Approval (COA)

If sign(s) are
denied,
applicant
may file an
appeal to
Commission

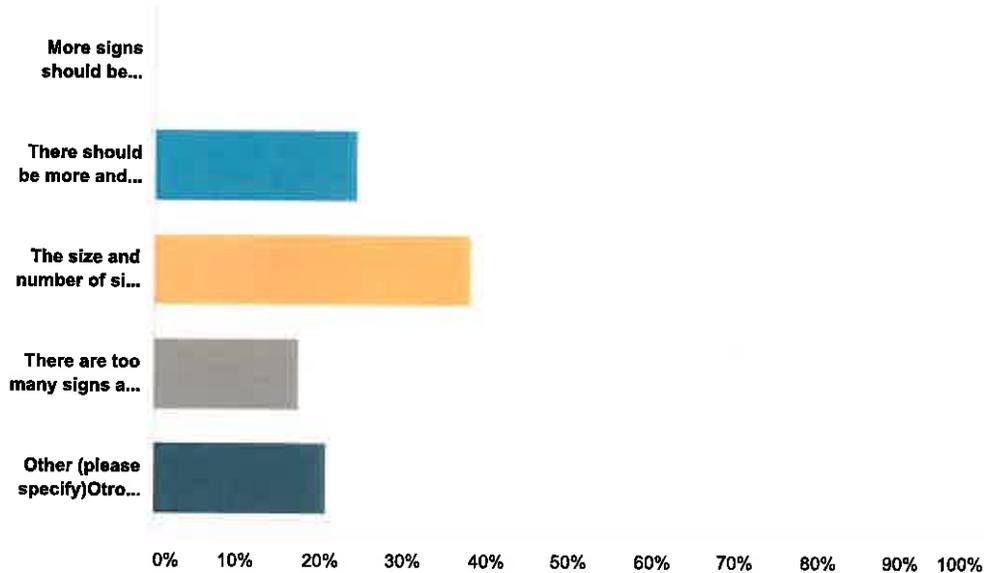
If sign(s) are
denied,
applicant
may file an
appeal to
Council

If sign(s) meet
ALL applicable
standards,
including design,
sign is approved
by Commission
with Findings &
Conditions of
Approval (COA)

Important: Signs may only be installed
pursuant to approved sign permits and
per applicable COAs

Q1 Which statement do you agree with the most about the current sign regulations? Please indicate ONLY one. (¿Con cuál afirmación está mas de acuerdo sobre las regulaciones actuales de letreros? Por favor indique solo una.)

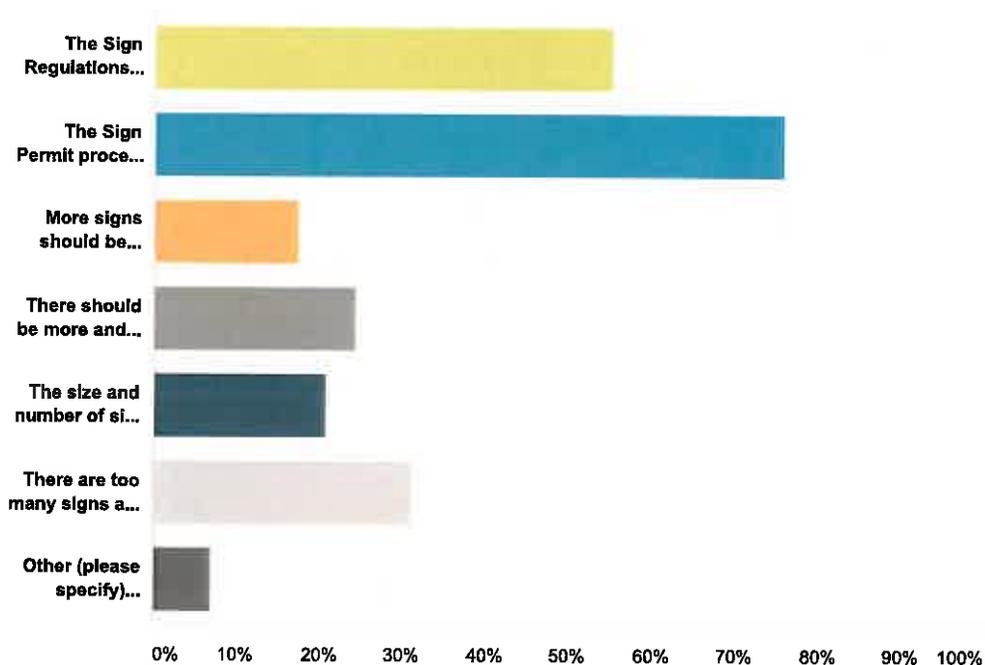
Answered: 29 Skipped: 0



Answer Choices	Responses
More signs should be permitted for businesses. (Se deben permitir más letreros para los negocios.)	0.00% 0
There should be more and larger signs permitted for all businesses. (Deberían permitir más y letreros más grandes para todos los negocios.)	24.14% 7
The size and number of signs now permitted are about right. (El tamaño y número de letreros permitidos ahora son aproximadamente correctos.)	37.93% 11
There are too many signs at some businesses. (Hay demasiados letreros en algunos negocios.)	17.24% 5
Other (please specify)Otros (por favor de especificar)	20.69% 6
Total	29

Q2 Which of the following statement(s) do you agree with most? You may select more than one answer. (¿Cuál de la siguiente afirmación (s) está de acuerdo con mayoría? Puede seleccionar más de una respuesta.)

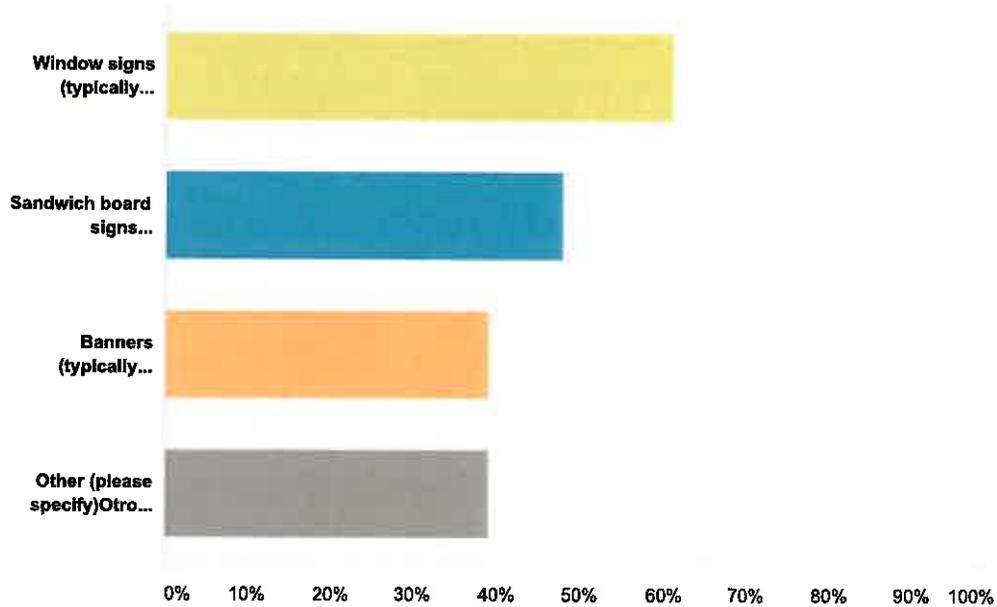
Answered: 29 Skipped: 0



Answer Choices	Responses
The Sign Regulations should be clear. (Los reglamento de letreros deben ser más claro.)	55.17% 16
The Sign Permit process should be simplified. (El proceso de permisos para letreros debe ser simplificado.)	75.86% 22
More signs should be permitted for businesses/Deberían permitir más letreros para los negocios. (Deberían permitir mas más y letreros más grandes para los negocios.)	17.24% 5
There should be more and larger signs permitted for all businesses. (Deberían permitir mas más y letreros más grandes para los negocios.)	24.14% 7
The size and number of signs now permitted is about right. (El tamaño y número de letreros permitidos ahora son aproximadamente correctos.)	20.69% 6
There are too many signs at some businesses. (Hay demasiados letreros en algunos negocios.)	31.03% 9
Other (please specify) (Otros (por favor de especificar))	6.90% 2
Total Respondents: 29	

Q3 Are there any business signs that you find to be unattractive or offensive? You may select more than one answer. (¿Hay letreros de negocios que se encuentran ser desagradables y no atractivos? Puede seleccionar más de una respuesta.)

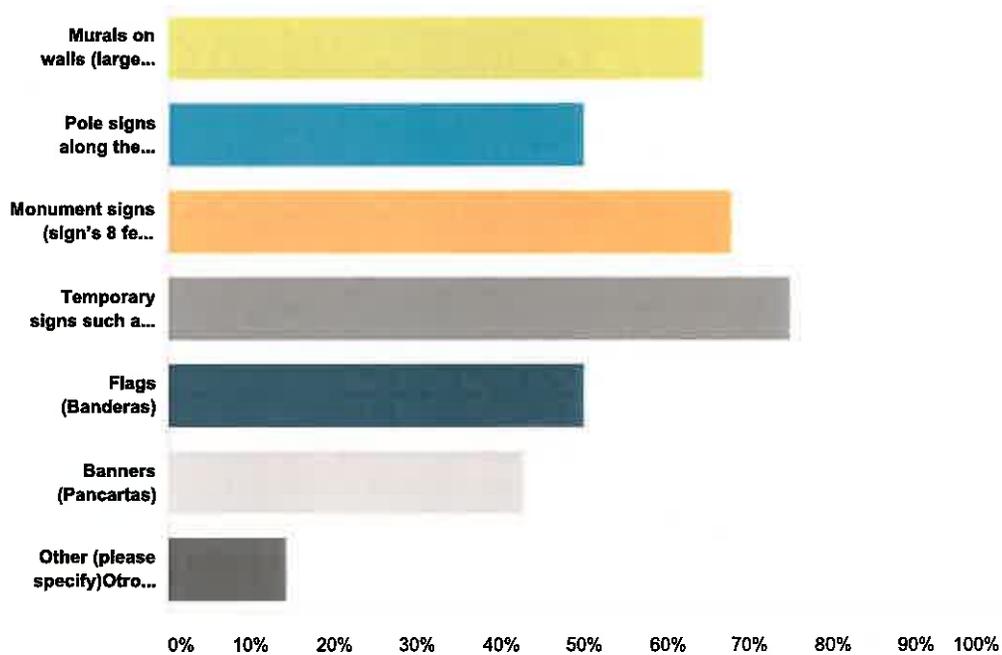
Answered: 23 Skipped: 6



Answer Choices	Responses
Window signs (typically temporary paper, cloth or other similar signs). (Letreros de Ventana (típicamente de papel temporal, tela u otros letreros similares).)	60.87% 14
Sandwich board signs (typically signs attached to a wood frame and placed on or near the sidewalk.) (Señales de Tablero (típicamente letreros adjuntos a un marco de madera y colocados en o cerca de la banqueta).)	47.83% 11
Banners (typically large paper or cloth signs attached to a building or to posts). (Pancartas (típicamente papel grande o letreros de tela puestos en un edificio o en los postes).)	39.13% 9
Other (please specify)Otros (por favor de especificar)	39.13% 9
Total Respondents: 23	

Q4 Do you support allowing the following types of business signs within the City? You can select more than one answer. (¿Usted apoya permitir los siguientes tipos de letreros en negocios dentro de la ciudad? Puede seleccionar más de una respuesta.)

Answered: 28 Skipped: 1

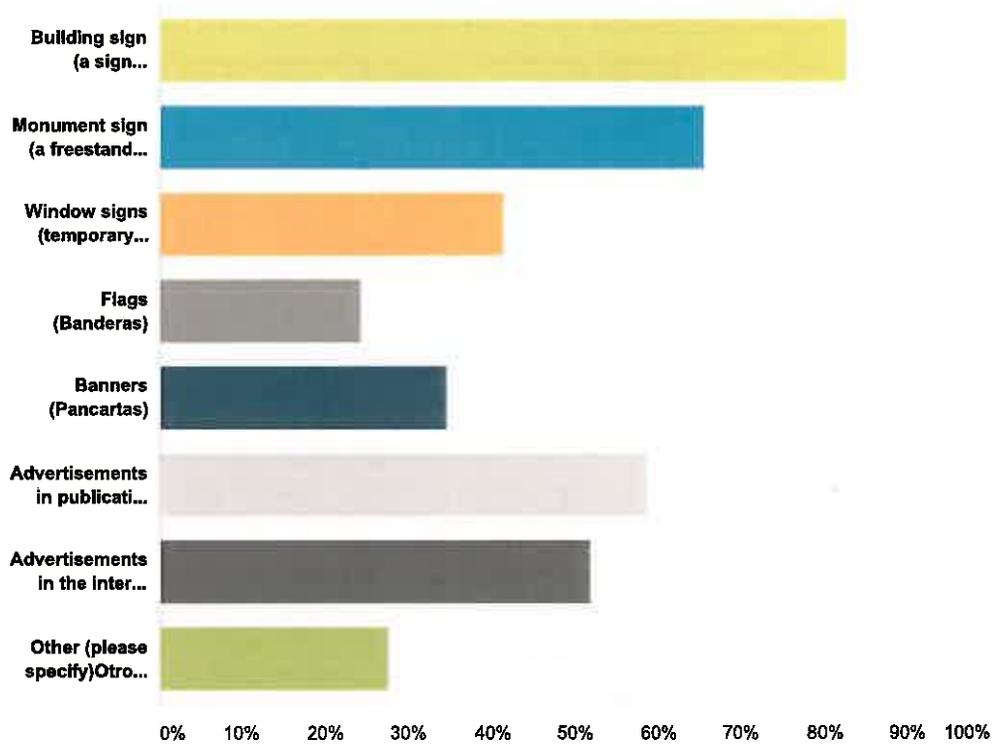


Answer Choices	Responses
Murals on walls (large artwork on sides of buildings or on walls along the roadway). (Murales en las paredes (grandes obras de arte en los lados de los edificios o en las paredes a lo largo de la carretera).)	64.29% 18
Pole signs along the freeway (freestanding signs over 8 feet in height).(Letreros de poste a lo largo de la autopista (letreros independientes de más de 8 pies de altura).)	50.00% 14
Monument signs (sign's 8 feet tall or shorter). (Letreros de monumento (letreros de 8 pies de altura o más corto).)	67.86% 19
Temporary signs such as banners and signs within windows (usually advertising special sales or events). (Letreros temporales tales como pancartas y letreros dentro de ventanas (generalmente publicidad de ventas especiales o eventos).)	75.00% 21
Flags (Banderas)	50.00% 14
Banners (Pancartas)	42.86% 12
Other (please specify)Otros (por favor de especificar)	14.29% 4

Total Respondents: 28

Q5 What are the best ways to advertise your business? You may select more than one answer. (¿Cuáles son las mejores maneras de dar publicidad a su negocio? Puede seleccionar más de una respuesta.)

Answered: 29 Skipped: 0

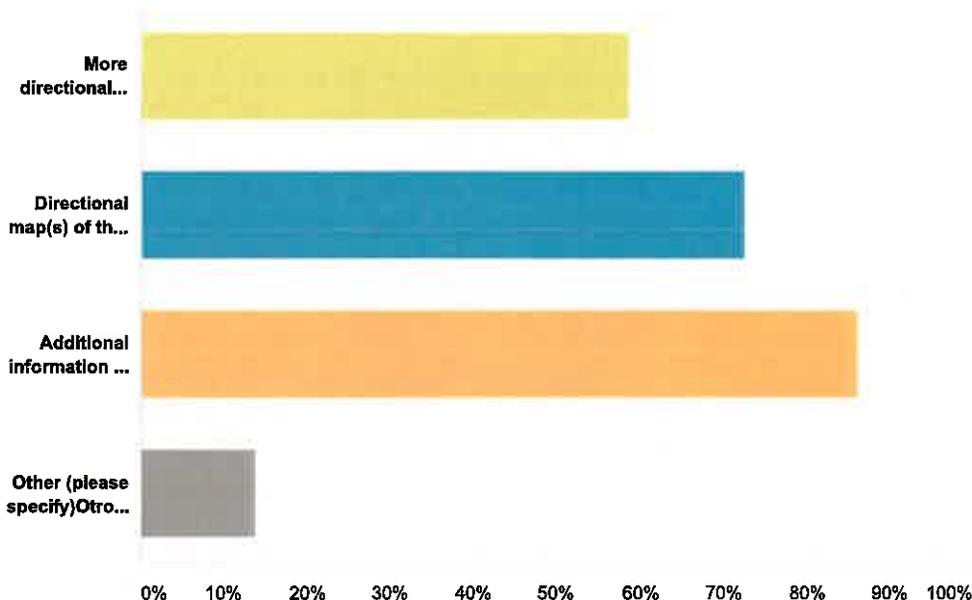


Answer Choices	Responses
Building sign (a sign attached to the building). (Letreros de Edificio (una letrero adjunto al edificio).)	82.76% 24
Monument sign (a freestanding sign in the landscape area of the property). (Letrero de Monumento (un letrero independiente en el área del paisaje de la propiedad).)	65.52% 19
Window signs (temporary signs attached to the inside of a business window). (Letreros de Ventana (letreros temporales adjunta a la parte interior de una ventana de negocios).)	41.38% 12
Flags (Banderas)	24.14% 7
Banners (Pancartas)	34.48% 10
Advertisements in publications such as newspaper or magazines. (Anuncios en publicaciones como periódicos o revistas.)	58.62% 17
Advertisements in the internet (such as a business website). (Los anuncios en Internet (como un sitio web de negocios).)	51.72% 15

Other (please specify)Otros (por favor de especificar)	27.59%
Total Respondents: 29	

Q6 What do you recommend for City public signage that could benefit businesses? You may select more than one answer. (¿Qué recomienda usted para letreros públicos de la Ciudad que podrían beneficiar a los negocios? Usted puede seleccionar más de una respuesta.)

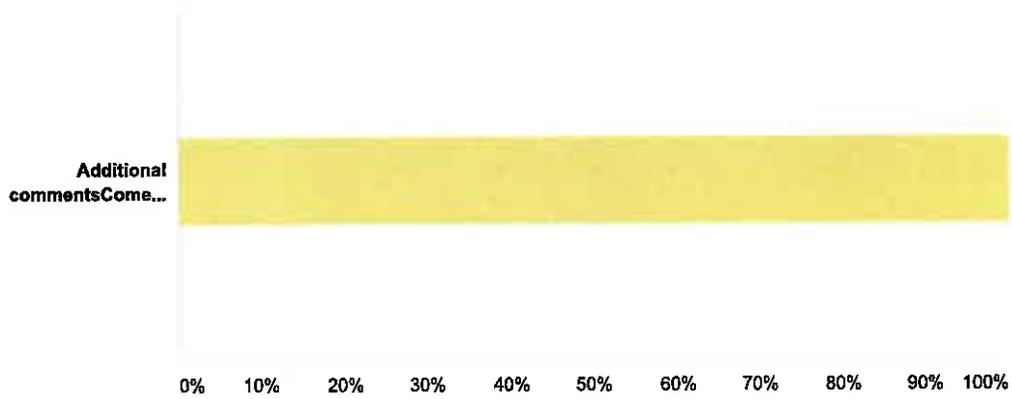
Answered: 29 Skipped: 0



Answer Choices	Responses
More directional signs, such as the recent sign located at the corner of First Street and Broadway Street. (Más señales direccionales, como el reciente letrero ubicado en la esquina de First Street y Broadway Street.)	58.62% 17
Directional map(s) of the City to help tourists find their way around the City & surrounding points of interest, such as Pinnacles National Park, local parks, Downtown, and historical buildings. (Mapa(s) direccionales de la Ciudad para ayudar a los turistas a encontrar su camino alrededor de la ciudad y los lugares de interés, como Pinnacles Parque Nacional, parques locales, el centro de la ciudad y edificios históricos.)	72.41% 21
Additional information on the internet to help tourists discover the City businesses and points of interest, such as parks, golf course, historical buildings. (Información adicional en Internet para ayudar a los turistas a descubrir los negocios y puntos de interés de la ciudad, como parques, curso de golf, edificios históricos.)	86.21% 25
Other (please specify)Otros (por favor de especificar)	13.79% 4
Total Respondents: 29	

Q7 Do you have any additional comments regarding the revisions to the sign regulations or other programs that may improve your business. (Do you have any additional comments regarding revisions to sign regulations or other programs that can improve your business?)

Answered: 11 Skipped: 18



Answer Choices	Responses
Additional commentsComentarios adicionales	100.00% 11
Total Respondents: 11	



Item No. 10 (B)

REPORT TO THE CITY COUNCIL

DATE: SEPTEMBER 12, 2017

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: DOREEN LIBERTO, AICP, MDR, COMMUNITY DEVELOPMENT DIRECTOR

RE: CONSIDERATION OF AMENDING THE GENERAL PLAN (CASE NO. GPA2017-002) AND APPROVING ZONE CHANGE (CASE NO. ZC2017-002) ON THE REMAINING PORTION OF APN 245-111-030-000 AND APN 245-111-029-000

RECOMMENDATION:

It is recommended that the City Council open the public hearing, consider public testimony, introduce and conduct the first reading of the Ordinances, by titles only, and set the second readings and adoptions for the next regularly scheduled Council meeting of September 26, 2017.

BACKGROUND:

At the July 11, 2017 meeting, the City Council declared APN 245-111-034-000 surplus property and directed staff to list it for sale. Staff has identified two other adjacent properties that are not currently used by the City and do not have projected future uses, which would be appropriate for agricultural use. Therefore, they will also be recommended to be declared surplus property and listed for sale at the next Council meeting. The Planning Commission approved a consistency finding at their September 5, 2017 meeting.

APN 245-111-030-000 (7.00 acres), APN 245-111-029-000 (16.10 acres) and APN 245-111-034-000 (57.9 acres) total 81-acres. Of this property, approximately 57.91 acres are APN245-111-034, which is situated on County of Monterey unincorporated boundary and has a Monterey County Land Use Designation of Farmlands/Bureau of Land Management and Zoned F/40 Farmland. The approximate 23 acres are situated within city limits and zoned Light Industrial ("M-1") and within the Public Quasi ("PQ") Land Use Designation. The proposed amendment and rezone are only for property within the city limits, which includes APN 245-111-030 and APN 245-111-029. The properties are located adjacent to the wastewater treatment plant.

**CITY COUNCIL
CONSIDERATION OF AMENDING THE GENERAL PLAN (CASE NO.
GPA2017-002) AND APPROVING ZONE CHANGE (CASE NO. ZC2017-002)
ON THE REMAINING PORTION OF APN 245-111-030-000 AND APN 245-111-
029-000 SEPTEMBER 12, 2017
PAGE 2 OF 4**

DISCUSSION:

The proposal involves amending the General Plan Land Use Map and the Zoning Map for APN 245-111-030-000 and APN 245-111-029-000 that are located within city limits. The properties are situated west of the City and adjacent to the wastewater treatment plant ("**WWTP**") and both APNs located within city limits total an approximate 23.1 acres. APN 245-111-034-000 (unincorporated area) is already being farmed and the proposed future use is to farm all of the area combined.

On September 5, 2017, the Planning Commission recommended the City Council amend the General Plan and rezone the property as discussed in this staff report. Subsequent to the above recommendation, the Planning Commission made a General Plan Consistency Determination based on the recommended General Plan and rezone recommendations (Agriculture).

Analysis

The City has been in the processing of selling a number of parcels and has already processed the following General Plan Amendments and Zone Changes. Below is a list of General Plan Amendments that have already been processed or are in the process of being reviewed for amendment:

- General Plan Amendment & Zone Change: Portion of APN 245-111-036-000 (76.58 acres within city limits) approved by City Council on February 28, 2017.
- General Plan Amendment & Zone Change: A Sliver of APN 245-111-030-000 (Clean up item) approved by City Council on April 25, 2017.

These portions of land were intended for future expansion of the Wastewater Treatment Plant. However, the plant is now proposed to upgrade to a secondary or tertiary treatment plant, and the portion of land is no longer needed.

The General Plan provides the following goals for Open Space/Agricultural lands, and for Public Service and Facilities properties:

5. OPEN SPACE AND AGRICULTURAL LANDS GOALS AND POLICIES

GOAL: TO PROTECT AND PROVIDE OPEN SPACE LANDS TO SATISFY THE NEEDS OF THE COMMUNITY; TO CONSERVE NATURAL RESOURCES FOR FUTURE GENERATIONS; AND TO PRESERVE VIABLE, PRIME AGRICULTURAL LANDS WITHIN THE PLANNING AREA WHICH ARE NOT DESIGNATED FOR FUTURE URBAN GROWTH.

7. PUBLIC SERVICES AND FACILITIES GOALS AND POLICIES

GOAL: TO PROVIDE ADEQUATE LAND AREAS FOR PUBLIC AND QUASI-PUBLIC LAND USES; TO PLAN AND PROVIDE FOR ADEQUATE AND EFFICIENT GOVERNMENT OFFICES AND COMMUNITY FACILITIES TO ACCOMMODATE THE EXISTING AND FUTURE NEEDS OF THE CITY; TO PROVIDE POLICE AND FIRE PROTECTION SERVICES AT LEVELS ADEQUATE FOR THE PROTECTION OF LIFE AND PROPERTY; TO ENSURE AN EFFICIENT SYSTEM OF PUBLIC UTILITIES; TO IMPROVE THE AVAILABILITY AND ACCESSIBILITY OF HEALTH AND MEDICAL SERVICES TO ALL RESIDENTS OF THE PLANNING AREA; AND TO PROVIDE ADEQUATE PARK AND RECREATIONAL FACILITIES TO SERVE THE RECREATIONAL NEEDS OF THE CITY.

To be consistent with the proposed General Plan designation, a zoning change from M-1 to A is also being processed. (Reference **Exhibit 4** for permitted uses in the agricultural district.)

The property use is clearly consistent in preserving agricultural land. There are no plans to expand urban growth in this area. As mentioned above, the surrounding county land is designated for agricultural uses.

Advantages

Surplus property will be sold for a use which is consistent with surrounding uses, the land will be preserved for agricultural purposes, the designated land use will be consistent with current and future planned used, and it will enable the City to generate revenue for unused land.

Disadvantages

There is less land for future use by the City.

Public Notification and Input

A public hearing notice was published in the South County Newspaper The Rustler on August 23, 2017 and notices were mailed to property owners within 300ft radius of the site.

COST ANALYSIS:

The properties are proposed to be listed for sale.

**CITY COUNCIL
CONSIDERATION OF AMENDING THE GENERAL PLAN (CASE NO.
GPA2017-002) AND APPROVING ZONE CHANGE (CASE NO. ZC2017-002)
ON THE REMAINING PORTION OF APN 245-111-030-000 AND APN 245-111-
029-000 SEPTEMBER 12, 2017
PAGE 4 OF 4**

ENVIRONMENTAL REVIEW

Pursuant to Public Resources Code §15061 (3), and in accordance with the California Environmental Quality Act ("**CEQA**"), the project is covered by the general CEQA rule which states if it can be seen with certainty that there is no possibility that an activity may have a significant effect on the environment, the activity is not subject to CEQA. Staff believes that changing the land use designations from PQ and M-1 to AG and A will not have a significant effect on the environment, and therefore the project is not subject to CEQA.

ALTERNATIVES:

The following alternatives are provided for Council consideration:

1. Conduct the first reading of the Ordinances;
2. Direct staff to modify the Ordinances for re-introduction at the next meeting;
3. Do not conduct the first reading of the Ordinances; or
4. Provide other direction to staff.

Exhibits:

1. Location of property
2. General Plan Land Use Map
3. Zoning Map
4. Ag Zoning District Text
5. Ordinance for the GPA
6. Ordinance for the RZ

Submitted by:



Doreen Liberto, AICP, MDR, Community Development Director

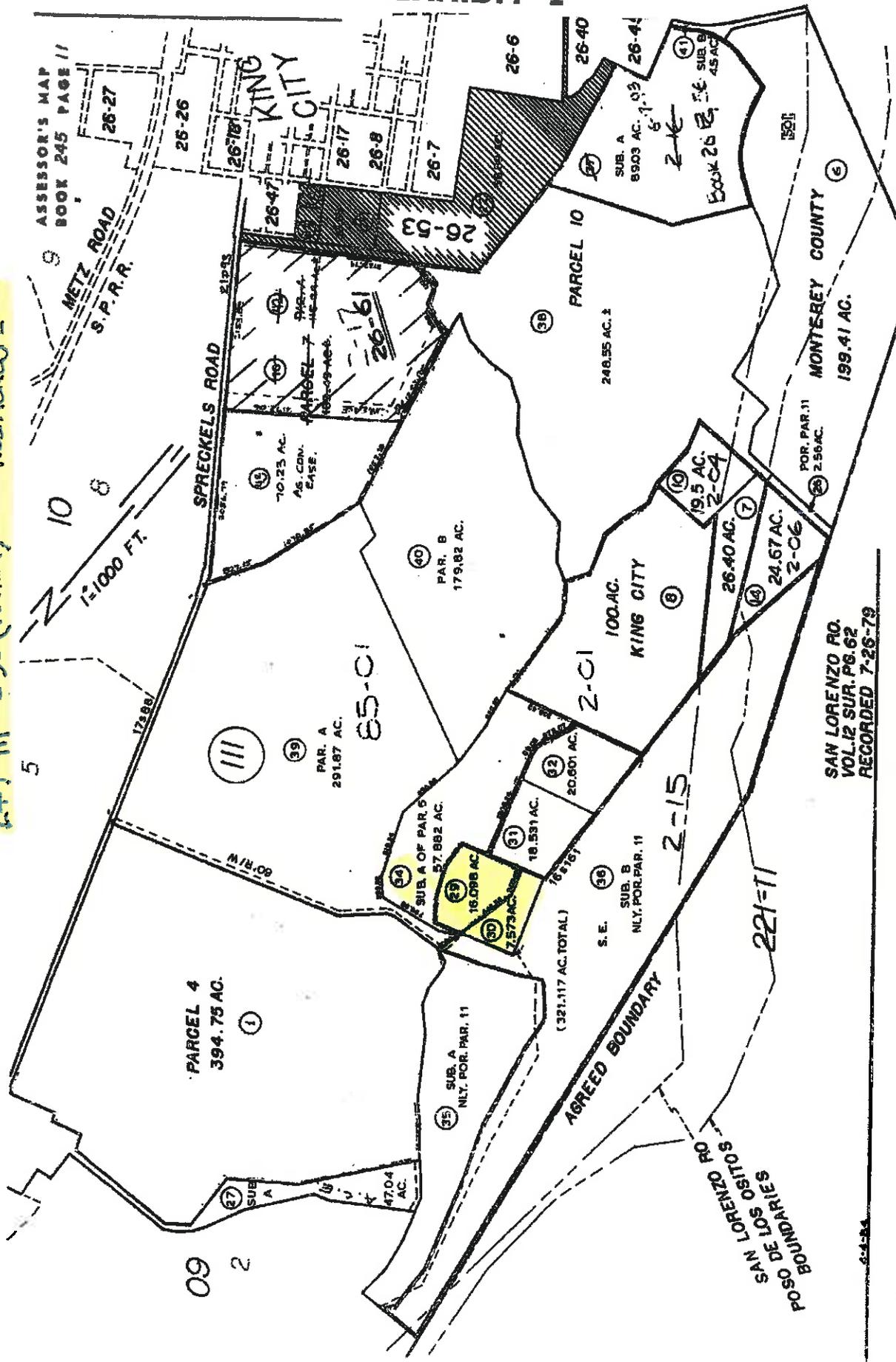
Approved by,



Steven Adams, City Manager

EXHIBIT 1

APN 245-111-034 57.91 ACRES ±
 245-111-029 16.10 ACRES ±
 245-111-030 (Portion) 7.00 ACRES ±



SAN LORENZO RO.
 VOL. 12 SUR. F6.62
 RECORDED 7-26-79

POSO DE LOS OSLTOS
 BOUNDARIES
 SAN LORENZO RO.

EXHIBIT 2 GENERAL PLAN LAND USE MAP

PROPOSED GENERAL PLAN LAND USE AMENDMENT

GPA 2017-002

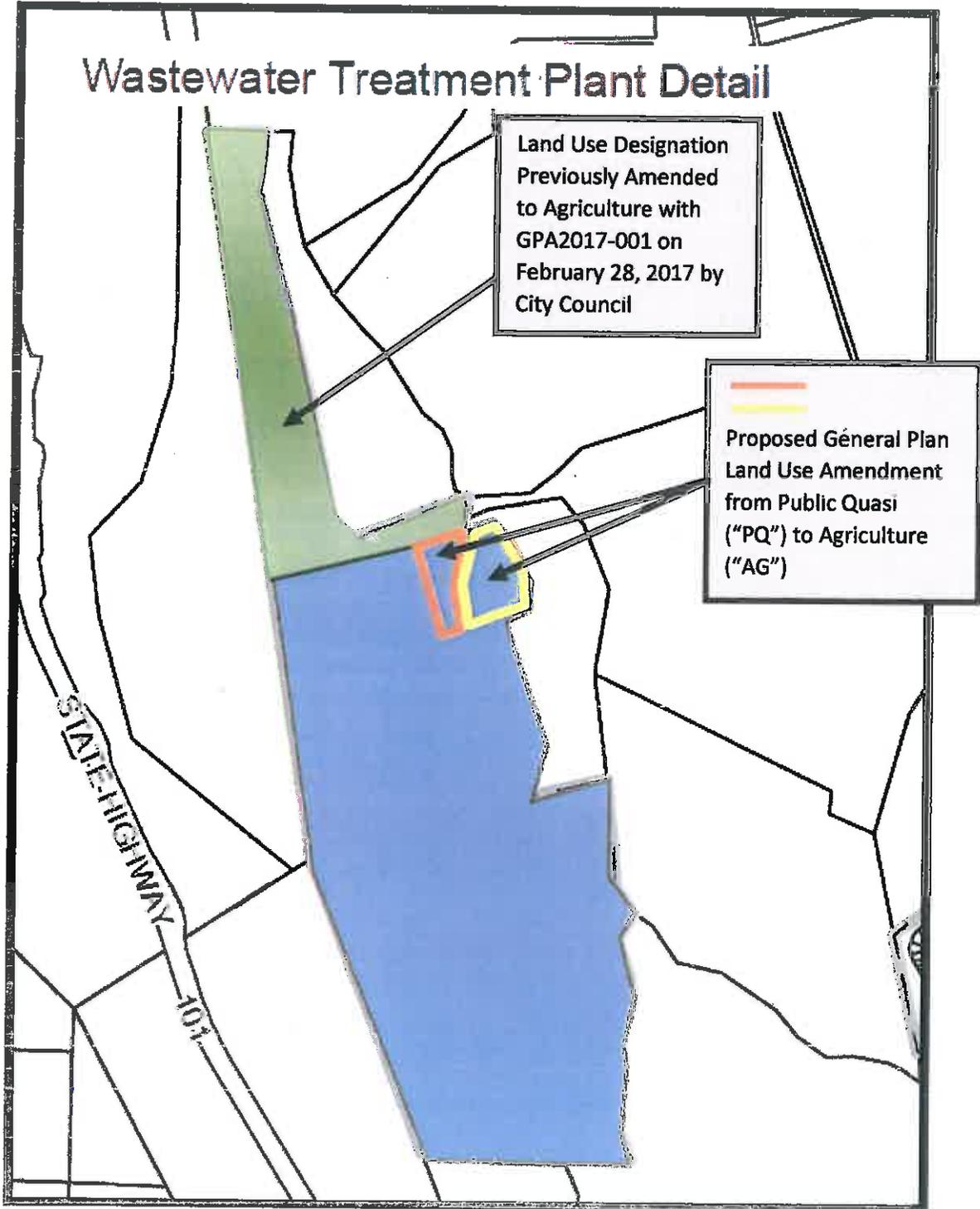


EXHIBIT 3 ZONING MAP

PROPOSED ZONE CHANGES

RZ2017-002

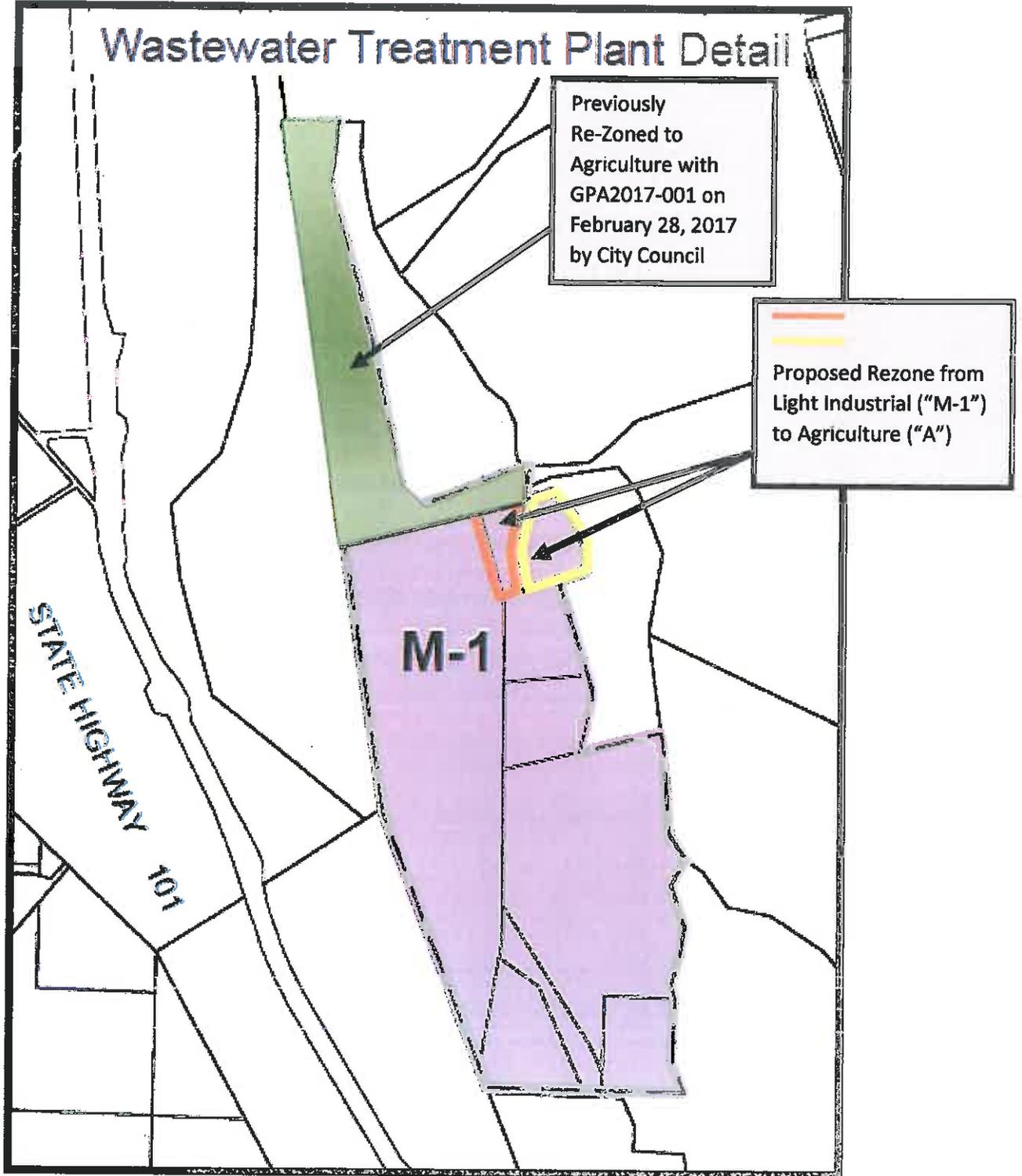


EXHIBIT 4

King City Municipal Code							
Up	Previous	Next	Main	Collapse	Search	Print	No Frames

[Title 17 ZONING](#)

Chapter 17.10 A—AGRICULTURAL DISTRICT**17.10.010 Purpose.**

The purpose of this chapter is to provide an agricultural district to protect and maintain agricultural land for agricultural purposes.

The following regulations shall apply in all A districts and shall be subject to the provisions of Chapters 17.48 through 17.52. (Ord. 354 § 17.4.21, 1973)

17.10.020 Uses permitted.

(1) All agricultural uses, including crop and tree farming, livestock farming, except hog, dairy or poultry farming, except the uses indicated in subsection 2 shall not be established until a use permit is first obtained.

(2) Stands for sale of products grown on premises; home occupations. (Ord. 354 § 4.21.1, 1973)

17.10.030 Uses subject to obtaining permit.

Uses permitted subject to first securing a use permit in each case shall be as follows:

- (1) Fish and worm farms;
- (2) Cattle feed yards and animal sales yards;
- (3) Storage, rental and sales of irrigation equipment;
- (4) Labor supply and contract labor camps and quarters; construction or trailer park for farm labor;
- (5) Packing and agricultural processing plants and commercial storage of fertilizer, stock auction and stock sales yards;
- (6) Public and quasi-public uses including churches, schools accredited to the state school system, parks and play grounds, nonprofit recreation, airports and heliports, landing strips, animal hospital, commercial kennels, boarding kennels, community centers, lodge, club and organization halls and one noncommercial guest house;
- (7) Golf course with standard length fairways;
- (8) Public utility buildings and uses and service yards. (Ord. 354 § 4.21.2, 1973)

17.10.040 Accessory buildings and uses.

Accessory buildings and uses permitted shall be:

- (1) Accessory buildings and accessory uses, including barns, stables and other farm outbuildings, farm labor quarters (structures or trailers) and quarters for servants employed on the premises, one family dwellings, accessory to an agricultural operation on the same building site;
- (2) One occupied trailer subject to first obtaining a use permit;
- (3) Signs shall be permitted as set out in Article III of Chapter 17.54. (Ord. 354 § 4.21.3, 1973)

17.10.050 Maximum height.

Maximum allowable height shall be thirty feet. (Ord. 354 § 4.21.4, 1973)

17.10.060 Minimum building site.

Minimum building site and lot width required, unless combined with any B district shall be as follows:

(1) Building Site. Single-family dwellings and dwellings for farm labor employed on-premises, twenty thousand square feet; additional building site permitted subject to first obtaining a use permit for each additional twenty thousand square feet of building site. Packing and processing of agricultural products, three acres. Labor camps or labor trailer park, three acres. Schools, three acres. All other uses, twenty thousand square feet or as prescribed in the use permit;

(2) Average building site width shall be one hundred feet. Minimum lot width shall be seventy-five feet. (Ord. 354 § 4.21.5, 1973)

17.10.070 Minimum yard requirements.

Minimum yards required, unless building lines have been established shall be:

- (1) Front yard, thirty feet;
- (2) Side yard, ten feet;
- (3) Rear yard, twenty feet. (Ord. 354 § 4.21.6, 1973)

17.10.080 Development standards.

Development standards are as follows:

Packing houses; processing of agricultural products, commercial processing and storage of fertilizer and mining shall be subject to the provisions of Chapters 17.54 and 17.56 regarding performance standards. (Ord. 354 § 4.21.7, 1973)

17.10.090 Minimum off-street parking.

The provisions of Chapter 17.52 shall apply in determining the amount of space that must be provided for each use. The parking space shall be improved as set forth in said chapter. (Ord. 354 § 4.21.8, 1973)

View the [mobile version](#).

EXHIBIT 5

ORDINANCE NO. 2017-749

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KING,
CALIFORNIA AMENDING THE GENERAL PLAN LAND USE
DESIGNATION FROM PUBLIC QUASI (PQ) TO AGRICULTURE (AG)
(CASE NO. GPA2017-002) ON PORTIONS OF ASSESSOR PARCEL NO.
245-111-030-000 AND 245-111-029-000.**

WHEREAS, the Community Development Department (“Department”) of the City of King reviewed an application to amend the General Plan land use designation from Public-Quasi (“PQ”) to Agriculture (“AG”) (Case No. GPA2017-002) and amend the zoning district from Industrial (“I”) to Agriculture (“AG”) (Case No. RC2017-002) on portions of Assessor Parcel No. 245-111-030-000 and Assessor Parcel No. 245-111-029-000, and consisting of approximately 81-acres, as shown on **Exhibit 1**; and

WHEREAS, in accordance with the California Environmental Quality Act (“CEQA”), and pursuant to CEQA Guideline section 15061(3), this activity is not a “project” subject to CEQA as it can be seen with certainty that there is no possibility that an activity may have a significant effect on the environment; and

WHEREAS, on September 5, 2017, the City of King Planning Commission (“Commission”) conducted a public hearing to consider the applications and after considering public testimony, the staff report and all submitted evidence to support the applications, the Commission recommended the City Council (“Council”) approve Case No. GPA2017-002 and Case No. RC2017-002; and

WHEREAS, on September 12, 2017, the Council conducted a public hearing to consider the Commission’s recommendation, and after considering public testimony, the staff report and all submitted evidence, desires to approved Case No. GPA2017-002.

NOW THEREFORE, the people of the chartered City of King City do ordain as follows:

SECTION 1. The City Council finds and determines that the enactment of this Ordinance is statutorily exempt from environmental review pursuant to the State CEQA Guideline §15061(b)(3) because the activity is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA. Here, this includes that the activity does not have a significant effect on the environment as the property is currently being used for agricultural purposes, and the general plan amendment and rezone merely recognize the existing use.

SECTION 2. The City Council of the City of King, does hereby make the following findings of fact:

1. The proposed General Plan amendment from Public Quasi (“PQ”) to Agriculture (“AG”) is compatible with adjacent uses and densities. The Agricultural land use designation is consistent with the character of the area, which is predominately agriculture.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction such portion shall be deemed a separate, distinct and independent provision of such Ordinance and shall not affect the validity of the remaining portions thereof.

SECTION 4. All other ordinances of the City of King or provisions of the King City Municipal Code which are in conflict with this Ordinance are hereby superseded to the extent of such conflict.

SECTION 5. This ordinance shall take effect and be in full force and effect from and after thirty (30) calendar days after its final passage and adoption. Within fifteen (15) calendar days after its adoption, the ordinance, or a summary of the ordinance, shall be published once in a newspaper of general circulation by the City Clerk.

I HEREBY CERTIFY that the foregoing Ordinance was introduced by the City Council after waiving reading, except by Title, at a regular meeting thereof held on the 12th day of September 2017, and adopted the Ordinance after the second reading at a regular meeting held on the 26th day of September 2017, by the following roll call vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST

STEVEN ADAMS, City Clerk

CITY OF KING

By: _____
MIKE LEBARRE, Mayor

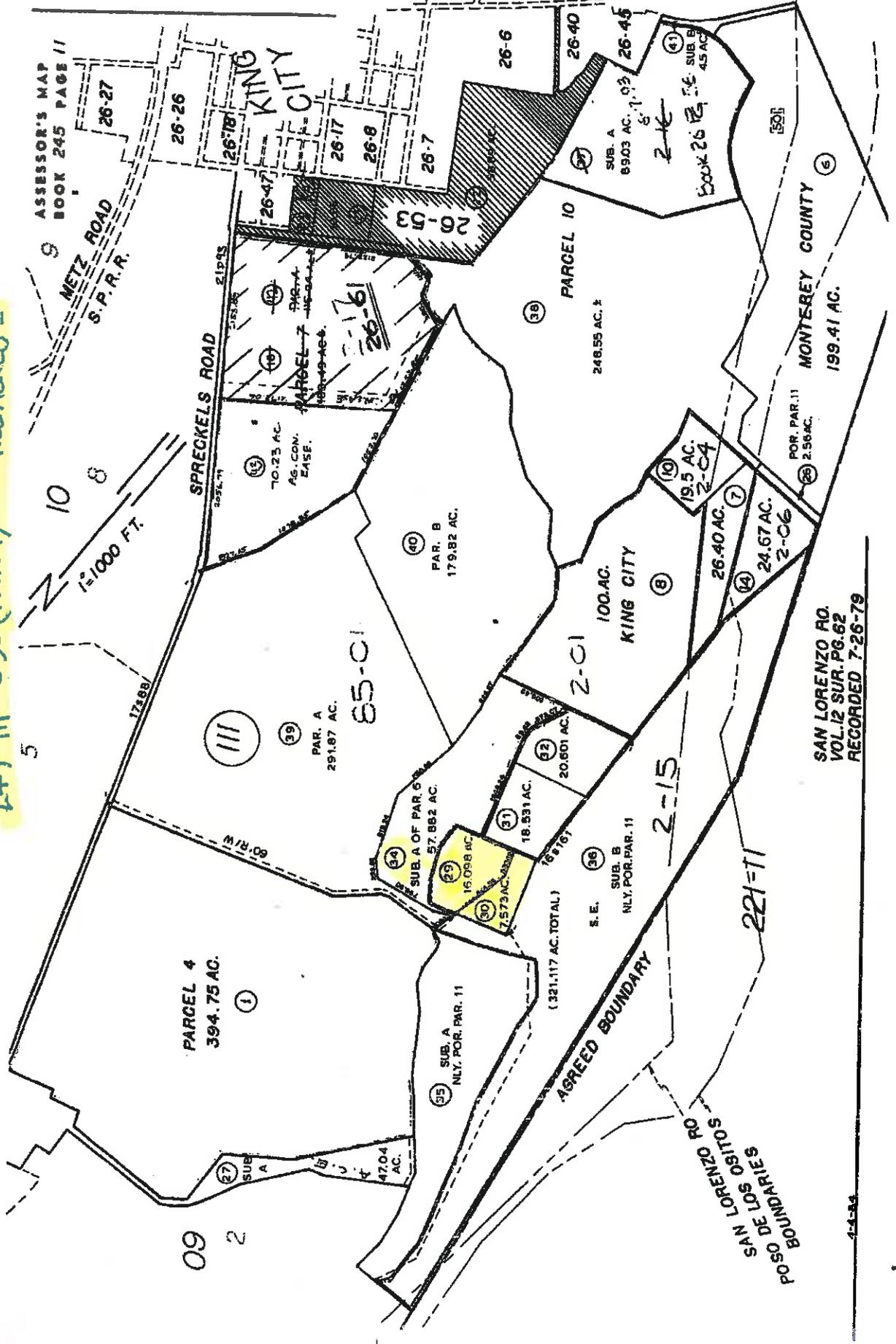
APPROVED AS TO FORM:

By: _____
SHANNON L. CHAFFIN, City Attorney
Aleshire & Wynder, LLP

I, _____, City Clerk of the City of King, California, DO HEREBY CERTIFY that the foregoing is a true and accurate copy of the Ordinance passed and adopted by the City Council of the City of King on the date and by the vote indicated herein.

EXHIBIT 1

APN 245-111-034 57.91 ACRES ±
 245-111-029 16.10 ACRES ±
 245-111-030 (PARTIAL) 7.00 ACRES ±



SAN LORENZO RO.
 VOL. 12 SUR. PG. 62
 RECORDED 7-26-79

EXHIBIT 6

ORDINANCE NO. 2017-748

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KING, CALIFORNIA APPROVING A ZONING DISTRICT CHANGE FROM INDUSTRIAL (M-1) TO AGRICULTURE (AG) (CASE NO. ZC2017-002) ON PORTIONS OF ASSESSOR PARCEL NO. 245-111-030-000 AND ASSESSOR PARCEL NO. 245-111-029-000.

WHEREAS, the Community Development Department (“Department”) of the City of King reviewed applications to amend the General Plan land use designation from Public-Quasi (“PQ”) to Agriculture (“AG”) (Case No. GPA2017-002) and amend the zoning district from Industrial (“I”) to Agriculture (AG) (Case No. RC2017-002) on portions of Assessor Parcel No. 245-111-030-000 and Assessor Parcel No. 245-111-029-000, and consisting of approximately 81-acres, as shown on **Exhibit 1**; and

WHEREAS, on September 5, 2017, the Planning Commission (“Commission”) adopted Resolution No.2017- 188 recommending the City Council (“Council”) amend the General Plan designation from Public Quasi (“PQ”) to Agriculture (“A”) and amend the zoning district from Industrial (“M-1”) to Agriculture (“A”); and

WHEREAS, the proposed zoning district change to Agriculture is consistent with the General Plan land use designation amendment to Agriculture, as concurrently being considered and adopted immediately prior to this zoned district change; and

WHEREAS, in accordance with the California Environmental Quality Act (“CEQA”), and pursuant to CEQA Guideline Section 15061(3), this activity is not a “project” subject to CEQA as it can be seen with certainty that there is no possibility that an activity may have a significant effect on the environment; and

WHEREAS, on September 5, 2017, the City of King Planning Commission (“Commission”) conducted a public hearing to consider both the proposed General Plan amendment and the zoning district amendment, and after considering public testimony, the staff report and all submitted evidence to support the applications, the Commission recommended the City Council (“Council”) approve both Case No. GPA2017-002 and Case No. RZ2017-002; and

WHEREAS, on September 12, 2017, the Council conducted a public hearing to consider the Commission’s recommendation, and after considering public testimony, the staff report and all submitted evidence, the Council now desires to approve Case No. RZ2017-002.

NOW THEREFORE, the people of the chartered City of King City do ordain as follows:

SECTION 1. The City Council finds and determines that the enactment of this Ordinance is statutorily exempt from environmental review pursuant to the State CEQA Guideline §15061(b)(3) because the activity is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect

on the environment, the activity is not subject to CEQA. Here, this includes that the activity does not have a significant effect on the environment as the property is currently being used for agricultural purposes, and the general plan amendment and rezone merely recognize the existing use.

SECTION 2. The City Council of the City of King, does hereby make the following findings of fact:

1. The zone change is consistent with the revised General Plan designation. The zoning district change is from Industrial to Agricultural.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction such portion shall be deemed a separate, distinct and independent provision of such Ordinance and shall not affect the validity of the remaining portions thereof.

SECTION 4. All other ordinances of the City of King or provisions of the King City Municipal Code which are in conflict with this Ordinance are hereby superseded to the extent of such conflict.

SECTION 5. This ordinance shall take effect and be in full force and effect from and after thirty (30) calendar days after its final passage and adoption. Within fifteen (15) calendar days after its adoption, the ordinance, or a summary of the ordinance, shall be published once in a newspaper of general circulation by the City Clerk.

I HEREBY CERTIFY that the foregoing Ordinance was introduced by the City Council after waiving reading, except by Title, at a regular meeting thereof held on the 12th day of September 2017, and adopted the Ordinance after the second reading at a regular meeting held on the 26th day of September 2017, by the following roll call vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST

STEVEN ADAMS, City Clerk

CITY OF KING

By: _____
MIKE LEBARRE, Mayor

APPROVED AS TO FORM:

By: _____
SHANNON L. CHAFFIN, City Attorney

Aleshire & Wynder, LLP

I, _____, City Clerk of the City of King, California, DO HEREBY CERTIFY that the foregoing is a true and accurate copy of the Ordinance passed and adopted by the City Council of the City of King on the date and by the vote indicated herein.

EXHIBIT 1



Item No. 10 (C)

REPORT TO THE CITY COUNCIL

DATE: SEPTEMBER 12, 2017

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: STEVEN ADAMS, CITY MANAGER

BY: MARICRUZ AGUILAR, PLANNING ASSISTANT

RE: CONSIDERATION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KING ADDING CHAPTER 12.18 TO THE CITY OF KING MUNICIPAL CODE SETTING FORTH PROCEDURES FOR EXPEDITING PERMITTING PROCESSING FOR ELECTRONIC VEHICLE CHARGING SYSTEMS

RECOMMENDATION:

It is recommended the City Council 1) Open the Public Hearing, consider public testimony; 2) Introduce and conduct the First Reading by title only; and 3) Set the Second Reading and Adoption for the next regularly scheduled City Council meeting of September 26th.

BACKGROUND:

In 2015, the State of California adopted Assembly Bill (AB) 1236 (2015, Chiu, Codified as Government Code Section 65850.7), which requires local jurisdictions with a population of less than 200,000 residents to adopt an ordinance to create an expedited, streamlined permitting process for electric vehicle charging stations on or before September 30, 2017. As a result, the attached Ordinance is presented for City Council consideration, which has been prepared by City Attorney Shannon Chaffin and Planning Assistant Maricruz Aguilar.

DISCUSSION:

The ordinance must establish a checklist of requirements with which a permit application for an electric vehicle charging station will be eligible for expedited review, including objective requirements for the installation of an electric vehicle

CITY COUNCIL

CONSIDERATION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KING ADDING CHAPTER 12.18 TO THE CITY OF KING MUNICIPAL CODE SETTING FORTH PROCEDURES FOR EXPEDITING PERMITTING PROCESSING FOR ELECTRONIC VEHICLE CHARGING SYSTEMS

SEPTEMBER 12, 2017

PAGE 2 OF 3

charging station and a process for electronic submittal of permit applications. The application process requires the permit applicant to check the features of the existing electrical service such as rating in amperes, system voltage, connected or calculated load, spare capacity in amperes, voltage and ampere rating of the electric vehicle supply equipment, circuit rating of the electric vehicle supply equipment, location of the electric vehicle supply equipment, and clearances of the charging equipment to comply with all applicable building and fire safety laws. The checklist also assists the applicant in confirming that the location of the electric vehicle supply equipment will comply with any vehicle clearance requirements in the City's Zoning Ordinance. Section 65850.7 requires that the City's checklist be based on the "Plug-In Electric Vehicle Infrastructure Permitting Checklist" of the "Zero-Emission Vehicles in California: Community Readiness Guidebook" of the Governor's Office of Planning and Research.

Concurrent with the adoption of the ordinance, staff is taking the measures to satisfy all the requirements of Assembly Bill 1236 (2015) by September 30, 2017. This includes finalizing the application checklist in conjunction with the "Plug-In Electric Vehicle Infrastructure Permitting Checklist" of the "Zero-Emission Vehicles in California: Community Readiness Guidebook", measures for electrical compliance, and fire prevention safety standards. The Building Department is developing procedures for expedited inspections of electric vehicle charging stations.

COST ANALYSIS

There is no financial impact as a result of the recommended action.

ENVIRONMENTAL REVIEW

This ordinance is exempt from having to comply with the requirements of CEQA, pursuant to CEQA Guidelines Section 15061(b)(3) which states: "CEQA only applies to project which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA." There is no possibility the City's activity in adopting this ordinance, as mandated by the State, will have a significant, adverse, effect on the environment.

**CITY COUNCIL
CONSIDERATION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY
OF KING ADDING CHAPTER 12.18 TO THE CITY OF KING MUNICIPAL
CODE SETTING FORTH PROCEDURES FOR EXPEDITING PERMITTING
PROCESSING FOR ELECTRONIC VEHICLE CHARGING SYSTEMS
SEPTEMBER 12, 2017
PAGE 3 OF 3**

Exhibits:

1. An Ordinance of the City of King Adding Chapter 12.18 to the City of King Municipal Code Setting Forth Procedures For Expediting Permitting Processing For Electric Vehicle Charging Systems

Prepared by: _____
Maricruz Aguilar, Planning Assistant

Approved by:  _____
Steven Adams, City Manager

ORDINANCE NUMBER 2017-_____

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KING
ADDING CHAPTER 12.18 TO THE CITY OF KING MUNICIPAL CODE
SETTING FORTH PROCEDURES FOR EXPEDITING PERMITTING
PROCESSING FOR ELECTRIC VEHICLE CHARGING SYSTEMS**

WHEREAS, the State of California and the City of King has consistently promoted and encouraged the use of fuel-efficient electric vehicles; and

WHEREAS, the State of California recent adopted Assembly Bill 1236, which requires local agencies to adopt an ordinance that creates an expedited and streamlined permitting process for electric vehicle charging systems; and

WHEREAS, creation of an expedited, streamlined permitting process for electric vehicle charging stations would facilitate convenient charging of electric vehicles and help reduce the City's reliance on fossil fuels; and

WHEREAS, the City Council desire to adopt an ordinance to comply with the requirements of California Government Code section 65850.7.

NOW, THEREFORE, the City Council of the City of King does ordain as follows:

SECTION 1. The City Council find that the adoption of this ordinance is exempt from having to comply with the requirements of CEQA, pursuant to CEQA Guidelines Section 15061(b)(3) which states: "CEQA only applies to project which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA." There is no possibility the City's activity in adopting this ordinance, as mandated by the State, will have a significant, adverse, effect on the environment.

SECTION 2. Chapter 12.18 of the City of King Municipal Code is hereby added to read as follows:

Chapter 12.18

ELECTRIC VEHICLE CHARGING STATION PERMITS

Section 12.18.010 Purpose and Intent

This ordinance shall be known as the "electric vehicle charging station permit expediting ordinance." The purpose of this ordinance is to promote and encourage the use of electric vehicles by creating an expedited, streamlined permitting process for electric vehicle charging stations while promoting public health and safety and preventing specific adverse impacts in the installation and use of such charging stations. This

ordinance is also purposed to comply with California Government Code Section 65850.7.

Section 12.18.020 Words and Phrases

- A. "Building official" shall have the same meaning as that designated by Section 12.04.020.
- B. "Electronic submittal" means the utilization of one or more of the following:
 - 1. Electronic mail or email.
 - 2. The internet.
 - 3. Facsimile.
- C. "Electric vehicle charging station" or "charging station" means any level of electric vehicle supply equipment station that is designed and built in compliance with Article 625 of the California Electrical Code, as it reads on the effective date of this Chapter, and delivers electricity from a source outside an electric vehicle into a plug-in electric vehicle. Electric vehicle charging stations and electric vehicle charging supply equipment shall refer to equipment including, but not be limited to, the following: conductors including ungrounded, grounded, and equipment grounding conductors, electric vehicle connectors, attachment plugs, and all other fittings, devices, power outlets, or apparatus installed specifically for the purpose of transferring energy between the premises wiring and the electric vehicle.
- D. A "feasible method to satisfactorily mitigate or avoid the specific, adverse impact" includes, but is not limited to, any cost-effective method, condition, or mitigation imposed by a city, county, or city and county on another similarly situated application in a prior successful application for a permit.
- E. "Specific, adverse impact" means a significant, quantifiable, direct, and unavoidable impact, based on objective, identified, and written public health or safety standards, policies, or conditions as they existed on the date the application was deemed complete.

Section 12.18.030 Expedited Electric Vehicle Charging Station Permitting

Electric Vehicle Charging Stations which qualify for expedited permit processing, pursuant to Government Code Section 65850.7, shall be subject to the procedures set forth in this ordinance.

Section 12.18.040 Expedited Review Process

Consistent with Government Code Section 65850.7, the building official shall implement an expedited permit review process for electric vehicle charging stations, and adopt a checklist of all requirements with which electric vehicle charging stations shall comply with in order to be eligible for expedited review. The expedited permit review process and checklist may refer to the recommendations in the checklist prescribed by the most current version of the "Plug-In Electric Vehicle Infrastructure Permitting Checklist" of the "Zero-Emission Vehicles in California: Community Readiness Guidebook" published by the Governor's Office of Planning and Research. The city's adopted checklist shall be published on the city's website.

Section 12.18.050 Application Processing

- A. Prior to submitting an application for processing, the applicant shall verify that the installation of an electric vehicle charging station will not have specific, adverse impact to public health and safety and building occupants. Verification by the applicant includes but is not limited to: electrical system capacity and loads; electrical system wiring, bonding and overcurrent protection; building infrastructure affected by charging station equipment and associated conduits; areas of charging station equipment and vehicle parking.
- B. Upon payment of any required fee for processing, an application that satisfies the information requirements in the city's adopted checklist shall be deemed complete and be promptly processed. Upon confirmation by the building official that the permit application and supporting documents meets the requirements of the city's adopted checklist, is consistent with all applicable laws, and has passed technical review, the building official shall, consistent with Government Code Section 65850.7, approve the application and issue all necessary permits. Such approval does not authorize an applicant to energize or utilize the electric vehicle charging station until approval is granted by the city and the utility provider. If the building official determines that the application is incomplete, the building official shall issue a written correction notice to the applicant, detailing all deficiencies in the application and any

additional information required to be eligible for expedited permit issuance.

- C. Consistent with Government Code Section 65850.7, the building official shall allow for electronic submittal of permit applications covered by this ordinance and associated supporting documentations. In accepting such permit applications, the building official shall also accept electronic signatures on all forms, applications, and other documentation in lieu of a wet signature by any applicant.

Section 12.18.060 Technical Review

- A. All electric vehicle charging stations shall be subject to the following standards:
 - 1. An electric vehicle charging station shall meet all applicable safety and performance standards established by the California Electrical Code, the Society of Automotive Engineers, the National Electrical Manufacturers Association, and accredited testing laboratories such as Underwriters Laboratories and, where applicable, rules of the Public Utilities Commission regarding safety and reliability. Electric vehicle charging station systems and equipment shall also conform to all applicable provisions and requirements of the City of King Building Code.
 - 2. The installation of electric vehicle charging station systems and equipment shall be in accordance with the city's adopted electric vehicle charging station checklist established by the department of community development.
 - 3. All electric vehicle charging stations shall be installed only after approval by the building official and only after issuance of the necessary building permit and any and all other permits required by the city relating to the plumbing, electrical, and mechanical characteristics of the system.
 - 4. Upon installation of an electric vehicle charging station, the applicant shall be responsible for obtaining authorization and approval to connect the electric vehicle charging station to the local utility provider's electricity grid. In the event the city owns or operates an electric utility into which connection is proposed by the applicant, the application shall demonstrate compliance with the city's utility interconnection policies prior to approval.
- B. This ordinance does not supersede the building official's authority to address higher priority life-safety situations. If the building official

makes a written finding based on substantial evidence that the electric vehicle charging station could have a specific, adverse impact upon the public health or safety, as defined in Government Code 65850.7, and there is no feasible method to satisfactorily mitigate or avoid the specific, adverse impact, the application shall be denied and the city may require the applicant to apply for a use permit. The determination of the building official may be appealed to the city council consistent with the requirements of Section 12.06.040, except that review by the city council shall be limited to the findings required by this ordinance.

- C. Consistent with Government Code Section 65850.7, the building official shall not condition the approval for any electric vehicle charging station permit on the approval of such a system by an association, as that term is defined by Civil Code Section 4080.

Section 12.18.070 Precedent Over Other Requirements

This ordinance shall take precedence over any inconsistent requirement of the City of King Municipal Code, to the extent of such inconsistency and no further.

SECTION 3. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of any competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed this Ordinance, and each and every Section, subsection, sentence, clause, or phrase not declared invalid or unconstitutional without regard to whether any portion of the Ordinance would be subsequently declared invalid or unconstitutional.

SECTION 4. The provisions of these Sections shall be liberally construed as necessary to effectively carry out its purposes, which are hereby found and declared to be in furtherance of the public health, safety and convenience.

SECTION 5. The City Clerk shall certify to the adoption of this Ordinance and cause it to be published, in accordance with Government Code, section 36933.

SECTION 6. This ordinance shall take effect and be in full force and effect from and after thirty (30) days after its final passage and adoption.

I HEREBY CERTIFY that the foregoing Ordinance was introduced by the City Council after waiving reading, except by Title, at a regular meeting thereof held on the _____ day of September, 2017, and adopted the Ordinance after the second reading at a regular meeting held on the ____ day of September, 2017, by the following roll call vote:

AYES: _____

NOES: _____

ABSTAIN: _____

ABSENT: _____

ATTEST

STEVEN ADAMS, City Clerk

CITY OF KING

By: _____
MICHAEL LeBARRE, Mayor

APPROVED AS TO FORM:

By: _____
SHANNON L. CHAFFIN, City Attorney
Aleshire & Wynder, LLP

I, _____, City Clerk of the City of King, California, DO
HEREBY CERTIFY that the foregoing is a true and accurate copy of the Ordinance
passed and adopted by the City Council of the City of King on the date and by the vote
indicated herein.