



CITY OF KIRKLAND

Planning and Building Department
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MEMORANDUM

To: Planning Commission
Houghton Community Council

From: Dorian Collins, AICP, Senior Planner
Eric Shields, AICP, Planning & Building Director

Date: September 1, 2016

Subject: **Joint Hearing on Amendments to Sign Regulations,
Phase I – Content Neutrality
File No. CAM16-00954**

RECOMMENDATION

- Conduct a public hearing to receive public testimony on the proposed amendments.
- Deliberate and make a recommendation on the amendments that will be transmitted to City Council. The Planning Commission and Houghton Community Council may make a joint recommendation to the City Council, or each body may draft a separate recommendation to Council.

BACKGROUND

The findings of recent court decisions (*Reed v. Town of Gilbert* and *Ballen v. City of Redmond*) require that local governments must review their sign regulations, and revise them where necessary to eliminate any standards that are based on content. For example, while a jurisdiction may regulate the materials (wood, cardboard, etc.) or dimensions of a sign, it may not regulate the type of message to be displayed on the sign.

Kirkland must complete amendments to its sign code to comply with these court decisions by October 31, 2016. An audit by the Washington Cities Insurance Authority (WCIA) concluded that the City was out of compliance and established the October deadline.

The Planning Commission held a study session on the proposed amendments to sign regulations on August 11, 2016 (see [PC meeting packet](#)). The Houghton Community

Council discussed the proposed amendments at its meeting on August 22, 2016 (see [HCC meeting packet](#)).

Proposed Amendments to the Zoning Code

The proposed amendments to Chapters 5 (Definitions) and 100 (Signs) are limited to changes necessary to ensure that Kirkland's Zoning Code is in compliance with the recent court decisions. Broader changes to Kirkland's sign regulations are anticipated to be included in a second phase of amendments, to be determined by the City Council. Attachment 1 to this memo includes a preliminary list of issues that have been identified by staff, the Planning Commission and the Houghton Community Council to be included in a subsequent phase of amendments. Topics added to this list by the Planning Commission are shown highlighted in yellow, and topics added at the Houghton Community Council's study session are shown highlighted in green.

Recommendation

Proposed draft amendments are included in Attachment 2. Revisions suggested by the Planning Commission (PC) are highlighted in yellow, and those suggested by the Houghton Community Council (HCC) are shown in green. The amendments are summarized below.

Chapter 5 (Definitions)

Proposed amendments to the Definitions chapter (see Attachment 2, page 7) of the Zoning Code eliminate definitions that define sign types based on the intent of the message to appear on the sign. These definitions are content-based, and therefore not consistent with the findings of the court decisions.

Chapter 100 (Signs)

Proposed amendments to the Signs chapter of the Zoning Code (see Attachment 2, pages 8-23) remove content-based text, and add language to the Purpose section of the chapter (Section 100.10), in order to provide strong statements reflecting the City's objectives that are tied to the regulations. Further discussion of the proposed amendments for each subsection can be found on pages 4-5 of the [PC meeting packet](#).

At its study session, the HCC noted a concern that the language proposed for Section 100.15.9 (Attachment 2, page 9) may not be restrictive enough to prevent the use of excessive signage. This subsection would be included in the list of sign types that would be **exempted** from regulation.

9. Signs not exceeding two square feet per sign face, either providing public information or announcing a restriction on the subject property.

Staff recommends that the HCC and PC consider the following options for addressing this subsection and provide direction for any changes to staff.

- **Option 1:** Revise to state:
 9. Signs not exceeding two square feet per sign face, either providing public information about the facilities present on the subject property, or announcing a restriction on the subject property.

This option would provide slightly more specificity, but may not be entirely content-neutral. The regulation could be eliminated if it were challenged by the WCIA or others.

- **Option 2:** Revise to state:
 9. Signs not exceeding two square feet per sign face.

This option would provide a clear regulation, and would eliminate the need to provide any examples or direction regarding the types of signs to be regulated. However, it does not address the concern of the HCC regarding the potential for excessive signage.

- **Option 3:** Retain existing language as proposed, but flag for further study in the Phase II sign regulations effort.

This option would provide an opportunity for further study of possible issues related to this sign type.

CRITERIA FOR AMENDING THE ZONING CODE

Chapter 135 of the Zoning Code contains three criteria for amending the text of the Zoning Code that are applicable to this project. The proposed amendments satisfy the criteria as described below:

1. The proposed amendment is consistent with the applicable provisions of the Comprehensive Plan.

The recommended amendments are consistent with the Comprehensive Plan. The following goals and policies support the proposed amendments:

- *Policy CC-4.9: Implement sign regulations that equitably allow visibility in the display of commercial information and protect Kirkland's visual character.*
- *Goal GP-1: Cooperate and coordinate with all levels of government to achieve effective, efficient and responsive governance for Kirkland's citizens.*

2. The proposed amendment bears a substantial relation to public health, safety, or welfare.

The recommended amendments bear a substantial relation to public health, safety and welfare. The amendments help ensure the regulations are consistent with the findings in court decisions, aimed at providing fairness and free speech for all.

3. The proposed amendment is in the best interests of the residents of Kirkland.

The recommended amendments are in the best interests of the community. The amendments will ensure that the City's sign regulations comply with court decisions and are not subject to challenge.

PUBLIC COMMENTS

Three comment letters have been received (see Attachment 3). The comments are generally related to broader issues related to sign regulations, rather than the limited issue of content-neutrality under consideration with the current effort. These comments will be retained and included again for consideration during the next phase of study of Kirkland's sign regulations.

PUBLIC NOTICE

Pursuant to KZC 160.40, notice of the hearing was published in the official City newspaper, posted on official notice boards and posted on the City website.

The proposed amendments have been discussed at the Planning Commission study session held on August 11, 2015, and the study session of the Houghton Community Council, held on August 22, 2015.

NEXT STEPS

Following the public hearing, the Planning Commission and Houghton Community Council will deliberate and forward a combined or two separate recommendations to the City Council. The Council is tentatively scheduled to take action on the proposed amendments on October 4th.

Attachments:

1. Preliminary Issues for Phase II Review of Sign Regulations
2. Proposed Zoning Code Amendments
3. Public Comments

Phase II
Zoning Code Amendments to Chapter 100 (Signs)
Preliminary Potential Policy Issues for Consideration

- **100.15:**
 - Should the size of “directional” signs be limited?
 - *PC (8/11): 100.15.5 and 100.15.10 are similar - study*
- **100.30:**
 - Should allowances for “pole” signs be deleted since this type of sign is no longer allowed?
 - *PC (8/11): 100.30.1: Study “electrical” – what does this term mean, and have recent technological changes affected this?*
- **100.30/Design Standards:** Should modifications to design standards for monument signs be considered to allow greater flexibility?
- **100.35:** Are there concerns or ideas about the number of signs allowed (may consider allowing more pedestal and monument signs for longer frontages)
- **100.40:** Should sign area formula be adjusted to reduce the penalty for long frontages?
- **100.50:** Should electronic signs continue to be prohibited on designated corridors? Should additional corridors be added?
- **100.52:** Should sign cabinets continue to be prohibited in CBD, JBD and YBD business districts? Should they also be prohibited in other districts? Are there other types of signs that should be prohibited?
- **100.60:** Is the allocation of sign area in developments with more than one tenant still appropriate?
- **100.65:** Are the sign height restrictions and design standards for wall-mounted, pedestal and monument signs appropriate? Should pole signs be prohibited everywhere or allowed in more places?
- **100.70:** Should these restrictions for pole signs be eliminated if pole signs are not allowed?
- **100.75:** Should pedestal and monument sign setbacks from rights of way be reduced or eliminated?
- **100.80:** Are there adjustments to sign regulations that would allow more businesses to avoid having to apply for a Master Sign Plan?
- **100.85:**

- Are the prohibited devices still appropriate?
 - *PC (8/11): Is the reference to "barber poles" in 100.85.1.f still appropriate (do they still exist)?*
 - Should 100.85.2.d, allowing an exemption for "Thematic flags, banners or pennants that are complementary to and normally associated with the character of a specific location" be revised?
- *100.110 (PC 8/11): Review references to "electrical" signs and "incandescent lamps" (subsections 1 and 2). Are these references and measurements still appropriate?*
 - **100.112.10:** Should the regulations for "Off-site-directional" signs be revised or deleted? Do requirements for content neutrality render this sign type illegal?
 - *100.115.30: (HCC 8/22): Should time period for allowing signs be longer prior to elections?*
 - **100.115:** 1) Should portable signs be allowed (regulations would likely be in "Temporary Signs" section) 2) Should provisions for signs "associated with a residence" or signs "in residential zones" be established? How are general signs, perhaps expressing a viewpoint, allowed and/or regulated in residential zones? Residents may wish to post signs outside of the timeframe related to elections (allowed in 100.115.30).
 - *Misc: (HCC 8/22): How should signs on telephone poles, kiosks, etc. be regulated?*

Phase I - Zoning Code Amendments
Potential Amendments to Make Kirkland Sign Regulations Content Neutral

A. Amendments to Chapter 5 – Remove Content-Related Definitions:

*The following definitions that are content based would be **deleted**:*

- ~~5.10.165 **Construction**: A sign identifying parties involved in the construction of a project – size limited to 32 sq. ft. per face during construction;~~
- ~~5.10.327 **Fuel price**: A sign indicting the price of fuel at a gas station – one sign allowed per abutting right of way, maximum size of 20 sq. ft. per sign face;~~
- ~~5.10.420 **Instructional**: A sign indicating public information such as restrooms and exit ways – maximum size of 2 sq. ft. per face;~~
- ~~5.10.425 **Integral Sign**: A sign on the façade of a building noting the date of and other information about construction –one sign up to six sq. ft. in size allowed per structure;~~
- ~~5.10.585 **Off-site directional**: An off-site sign providing direction to a business or use – maximum size of 64 sq. ft. and 16 sq. ft. per use, must be approved by the Planning Director;~~
- ~~5.10.675 **Political**: A sign advertising a candidate for public office or a ballot proposition – maximum size of six sq. ft. per sign face, not allowed in street medians, must be removed seven days after election;~~
- ~~5.10.690 **Private Advertising**: A sign announcing an event or concern of personal interest to the user, such as “garage sale” or “lost dog” – no maximum number, may be 16 sq. ft. per sign face, may be no closer than 50 feet to another such sign, must be removed at end of use, event or condition;~~
- ~~5.10.700 **Private Notice**: A sign announcing a restriction on a type of action, such as “no trespassing” – maximum size of 2 sq. ft. per face;~~
- ~~5.10.710 **Private Traffic Direction**: Private property sign with information about vehicular movement – no maximum number, maximum size of 4 sq. ft. per sign face;~~
- ~~5.10.760 **Real Estate off-site**: A real estate sign located off the property for sale or rent – size limited to six sq. ft. per face, may have one per block, allowed only while property is for sale or lease;~~
- ~~5.10.765 **Real Estate on-site**: A sign advertising and located on a property for sale or rent- maximum size varies for different uses from 6 sq. ft. to 64 sq. ft. per face, allowed only while property is for sale or lease;~~
- ~~5.10.923 **Temporary commercial**: A non-permanent sign displaying temporary messages – no maximum number or size, must be removed at end of use, event or condition, but no longer than 60 days;~~
- ~~5.10.992 **Window sign**: A sign located inside a window and visible from the exterior of a building.~~

The following definition would be revised to make it content-neutral:

- 5.10.115 **Changing Message Center**: An electronically controlled ~~public service time and temperature~~ sign where copy changes are shown on the same lamp bank.

B. Amendments to Chapter 100 Text – Remove Content-Related Text

Chapter 100 – SIGNS

Sections:

100.05	User Guide
100.10	Purpose
100.15	Scope and Exclusions
100.20	International Building Code – Compliance Required
100.25	Required Permits
100.30	Sign Type
100.35	Number of Signs
100.40	Sign Area
100.45	Sign Area Chart
100.50	Designated Corridors
100.52	CBD, JBD and YBD – Certain Signs Prohibited
100.55	Development Containing Uses in More Than One (1) Sign Category
100.60	Allocation of Sign Area within a Development with More Than One (1) Use or Tenant
100.65	Sign Height and Dimensions
100.70	Special Regulations Regarding Pole Signs
100.75	Location of Signs
100.80	Master Sign Plan
100.85	Prohibited Devices
100.90	Sign Maintenance and Removal
100.95	Landscaping Around Ground-Mounted Signs
100.100	Structural Components – Overall Appearance
100.110	Illumination Limitations on Electrical Signs
100.115	Temporary/Special Signs
100.120	Bonds

100.05 User Guide (No changes proposed to this section in Phase I)

Chapters [15](#) through [56](#) KZC, which contain the use zone charts or development standards tables, assign a sign category to each use in each zone. This category is either A, B, C, D, E, or F. This chapter contains the specific requirements in each sign category. If you do not know what sign category applies to the subject property, you should consult the appropriate use zone chart or development standards table.

This chapter also contains regulations regarding special signs and temporary signs (e.g., political, real estate or temporary signs). These regulations are contained in KZC [100.112](#) and KZC [100.115](#).

For properties within jurisdiction of the Shoreline Management Act, see Chapter [83](#) KZC.

(Ord. 4476 § 3, 2015; Ord. 4252 § 1, 2010)

100.10 Purpose

It is the purpose of this chapter to promote: balance the public interest and private business needs with the objectives of creating a community that is livable, sustainable and connected. Standards and regulations for Kirkland’s signs are designed to promote public safety and aesthetics in that they:

1. Support the economic well-being of all businesses by through providing sufficient means to identify their locations, products and services; Commercial communications that accommodate the need of the business community to convey information to the public; and

2. Protect and enhance ~~The protection and enhancement of~~ the visual character and identity of the community by the thoughtful placement and design of signs; and
3. Eliminate ~~The elimination of~~ clutter and visual distraction by through ensuring signs are appropriate in size and relationship to the subject property, street frontage and building size; and
4. Allow sufficient flexibility and incentive for creative and innovative sign designs; and
5. Uphold aesthetic standards of the city ~~by through encouraging good design and t~~he proper maintenance of signs; and
6. Reduce potential hazards to motorists and pedestrians by reducing signage or ~~visual advertising distractions and obstructions that contribute to limited safety and site visibility, and~~
7. Recognize free speech rights by regulating signs in a content-neutral manner, and
6. Ensure consistency with the goals and policies of the Comprehensive Plan.

100.15 Scope and Exclusions

This chapter applies to all signs erected or altered after the effective date of this code. This chapter does not apply to the following:

1. Traffic signs, directional signs not exceeding four square feet, and signs displaying a public service message installed by a governmental agency ***(Incorporates standards for Private Traffic Direction from 100.115).***
2. Point-of-purchase advertising displays such as product dispensers.
3. National flags and flags of political subdivisions.
4. Gravestones.
5. Historical site plaques and signs integral to an historic building.
6. Structures or improvements intended for a separate use, such as phone booths, Goodwill- donation containers and newspaper recycling boxes.
7. Building addresses with numbers and letters not more than 10 inches in height.
8. Exterior signs or displays not visible from streets or ways open to the public.
9. Signs not exceeding two square feet per sign face, either providing public information or announcing a restriction on the subject property. ***(Replaces "instructional" and "private notice" signs from 100.115)***
10. Signs, not exceeding six square feet in area, incorporated into the façade of a building and denoting the date of and other information about construction of the building. No more than one of these signs is allowed per structure. ***(Replaces "integral" signs from 100.115)***
11. Temporary window signs that are located inside a window and visible from the exterior of a building. ***(Replaces "window signs" from 100.115 and incorporates definition)***

#9:

- *This language has been revised to incorporate direction from the PC.*
- *The HCC is concerned that this change leaves this sign type too open, and may result in excessive signage.*

(Ord. 4408 § 1, 2013)

100.20 International Building Code – Compliance Required (No changes proposed to this section in Phase I)

1. General – Each sign erected or altered after the effective date of this code must comply with the provisions of the International Building Code as adopted by the City.
2. Conflict of Provisions – If any provision of this chapter conflicts with the International Building Code, the provision of this chapter will govern.

(Ord. 4320 § 1, 2011)

100.25 Required Permits

1. The following permits must be obtained for signs regulated by this chapter:
 - a. A permit must be obtained from the Fire Department in order to erect or move a sign or alter the structural components of an existing sign.
 - b. A permit must be obtained from the Planning and Building Department in order to display any sign for which a permit is not required by subsection (1)(a) of this section, except where those signs are excluded in Section 100.15 or listed in Section 100.115. for real estate on site (other than for dwelling units), real estate off site, construction, temporary commercial, integral, private notice, instructional, private advertising, window signs, private traffic direction and off site directional signs.

Change in the temporary message on a reader board or electronic message center is also excluded from this permit requirement.
2. If a proposed use or site plan requires approval through Process I, IIA, or IIB, as described respectively in Chapters [145](#), [150](#), and [152](#) KZC, the Planning Official may require that any sign proposed for that development be approved through the same process if he/she determines that it will provide more coordinated, effective signs.

(Ord. 4491 §§ 3, 4, 2015; Ord. 4286 § 1, 2011; Ord. 3954 § 1, 2004)

100.30 Sign Type

Permitted types of signs for each sign category are listed below:

1. Sign Category A – Wall-mounted and pedestal signs. Electrical signs are not permitted. ~~Commercial messages are not permitted.~~
2. Sign Category B – Wall-mounted, marquee and pedestal signs.
3. Sign Categories C, D and E – Wall-mounted, marquee, pedestal, projecting and monument signs. Projecting signs may not project above the roofline of the structure to which the sign is attached.
4. Sign Category F – Wall-mounted, marquee, pedestal, projecting, monument and pole signs. See also KZC [100.70](#) for special regulations regarding pole signs. Projecting signs may not project above the roofline of the structure to which the sign is attached.

~~See also KZC [100.115](#) for permitted special signs.~~

100.35 Number of Signs

The permitted maximum number of signs for each sign category is listed below. The permitted number applies only to the sign types listed in KZC [100.30](#) and does not apply to the special sign described in KZC [100.115](#).

1. Sign Category A

- a. ~~Signs identifying a Each~~ detached dwelling unit: one (1).
 - b. ~~Signs identifying a Each~~ complex or subdivision: no limitation.
2. Sign Category B – One (1) per right-of-way providing direct vehicular access.
 3. Sign Categories C, D, E and F
 - a. Wall-mounted signs: no limitation.
 - b. Marquee signs: one (1) per business or use per right-of-way; or one per pedestrian entrance, or vehicular entrance. Sign may not exceed four square feet per sign face.
 - c. Projecting signs: One per pedestrian or vehicular entrance. Sign may not exceed four square feet per sign face.
 - c. Pedestal, monument, or pole sign ~~(including center identification signs)~~: One (1) per abutting right-of-way per development; provided that businesses selling fuel for motorized vehicles are allowed one additional sign (Replaces “fuel price” signs from 100.115).

100.40 Sign Area

The maximum permitted sign area for each sign category is listed below. The permitted area applies only to the sign types listed in KZC [100.30](#) and does not apply to the special signs described in KZC [100.115](#).

1. Sign Category A
 - a. ~~Signs identifying a Each~~ detached dwelling unit: two (2) square feet.
 - b. ~~Signs identifying a Each~~ complex or subdivision: 20 square feet per sign face.
2. Sign Category B – 20 square feet per sign face.
3. Sign Categories C, D, E and F
 - a. Each development is allowed the sign area shown in the chart in KZC [100.45](#); and
 - b. Each individually licensed business within a multi-use complex is allowed 30 square feet; and
 - c. Each multi-use complex containing seven (7) or more uses or businesses is allowed an additional 64 square feet per sign face per pedestal, monument or pole sign or 64 square feet for one (1) wall-mounted sign per abutting right-of-way ~~to be used for center identification signs~~. These signs may not have internally lighted sign fields and must be constructed with materials, colors, shapes, or other architectural features which are the same as the buildings with which the signs are associated.
 - d. Businesses selling fuel for motorized vehicles are allowed an additional 20 square feet per sign face on the additional sign allowed by Section 100.35.3.c. (Compensates for eliminating “fuel price” signs).

(Ord. 3814 § 1, 2001)

100.45 Sign Area Chart (No changes proposed to this section in Phase I)

General – The chart below establishes the sign area allowed by KZC [100.40\(3\)\(a\)](#). The sign area is primarily dependent on the linear frontage of the subject property and the sign category of the use. To use this chart, first find the applicable sign category along the top of the chart, then find the linear frontage of the subject property along the left margin of the chart. Where the sign category and the linear frontage meet you will find the maximum sign area for the subject property. Next, review the sign area multipliers listed on the right side of the chart to determine if there are any increases or decreases in the maximum allowable sign area.

TOTAL
LINEAR
FRONTAGE
OF
SUBJECT
PROPERTY
IS
LESS
THAN

SIGN
CATEGORIES

⇒

⇩

1. Find the sign category that applies to your use.
2. Find the linear frontage of the subject property.
3. Where sign category and linear frontage meet you will find the maximum sign size for the subject property.
4. Use the multiplier to the right of the chart to determine if maximum allowable sign area is increased by the factors listed.

	C	D	E	F
25	20	26	48	56
30	20	28	50	59
35	20	29	52	62
40	21	31	55	65
45	21	32	57	68
50	22	33	59	70
55	23	34	61	72
60	23	35	63	74

SIGN AREA MULTIPLIERS

TOTAL
LINEAR
FRONTAGE
OF
SUBJECT
PROPERTY
IS
LESS
THAN



SIGN
CATEGORIES

1. Find the sign category that applies to your use.
2. Find the linear frontage of the subject property.
3. Where sign category and linear frontage meet you will find the maximum sign size for the subject property.
4. Use the multiplier to the right of the chart to determine if maximum allowable sign area is increased by the factors listed.



	C	D	E	F
65	24	36	64	76
70	25	37	66	78
75	25	38	68	80
80	26	39	69	82
85	26	40	70	84
90	27	40	72	85
95	27	41	73	87
100	28	42	74	88
105	28	42	76	90
110	29	43	77	91
115	29	44	78	92
120	30	44	79	94
125	30	45	80	95
130	30	46	81	96
135	31	46	82	97
140	31	47	83	99
145	32	47	84	100
150	32	48	85	101
155	32	48	86	102
160	33	49	87	103
165	33	49	88	104
170	33	50	89	105
175	34	50	89	106
180	34	51	90	107
185	34	51	91	108
190	34	52	92	109
195	35	52	93	110
200	35	53	94	111
205	35	53	94	112

1. Except on a designated corridor, if no signs within the entire development are cabinet signs, then multiply the figure in the chart by 1.25 and multiply the sign area allowed by KZC [100.40\(3\)](#) (b) by 1.25.

2. If all signs within the entire development, other than center identification signs, are building-mounted signs, multiply either the above product or the figure in the chart by 1.25 and multiply the sign area allowed by KZC [100.40\(3\)\(b\)](#) by 1.25.

TOTAL
LINEAR
FRONTAGE
OF
SUBJECT
PROPERTY
IS
LESS
THAN

SIGN
CATEGORIES

⇒

1. Find the sign category that applies to your use.
2. Find the linear frontage of the subject property.
3. Where sign category and linear frontage meet you will find the maximum sign size for the subject property.
4. Use the multiplier to the right of the chart to determine if maximum allowable sign area is increased by the factors listed.

	C	D	E	F
210	36	53	95	113
215	36	54	96	114
220	36	54	97	115
225	36	55	97	116
230	37	55	98	116
235	37	56	99	117
240	37	56	99	118
245	38	56	100	119
250	38	57	101	120
(Measured in Linear Feet)	(Measured in Square Feet)			

If the linear frontage of the subject property exceeds 250 feet, please refer to Plate 9.

(Ord. 3814 § 1, 2001)

100.50 Designated Corridors (No changes proposed to this section in Phase I)

1. General – KZC [100.45](#) contains limitations on sign area along the following designated corridors:
 - a. Market Street between Central Way and Forbes Creek Drive.
 - b. State Street, between NE 68th Street and 2nd Avenue South.
 - c. Lake Washington Boulevard and Lake Street South between NE 38th Street and 3rd Avenue South.
 - d. Lakeview Drive and NE 60th Street.
2. Electrical Signs Prohibited – Electrical signs shall not be located along designated corridors.

(Ord. 4408 § 1, 2013; Ord. 4333 § 1, 2011)

100.52 CBD, JBD and YBD – Certain Signs Prohibited (No changes proposed to this section in Phase I)

Cabinet signs shall be prohibited in all Central Business District (Chapter [50](#) KZC), Juanita Business District (Chapter [52](#) KZC) and Yarrow Bay Business District zones (Chapter [56](#) KZC).

(Ord. 4333 § 1, 2011; Ord. 3814 § 1, 2001)

100.55 Development Containing Uses in More Than One (1) Sign Category (No changes proposed to this section in Phase I)

.....
 If a subject property contains a mix of commercial and residential uses, the residential uses must comply with Sign Category A and the commercial uses must comply with the sign category assigned to the commercial uses that predominate on the subject property. Within mixed use projects, residential uses may have electrical signs (except on designated corridors) only if the electrical signs are attached to areas of the building associated with the commercial uses.

In all other cases, if the subject property contains uses assigned to different sign categories, the signs for the entire development must comply with the sign category assigned to the uses that predominate on the subject property.

(Ord. 4193 § 1, 2009)

100.60 Allocation of Sign Area within a Development with More Than One (1) Use or Tenant (No changes proposed to this section in Phase I)

.....
 The owner(s) of a development with more than one (1) use or tenant must submit to the City a letter allocating the allowable sign area for the development to the various uses or leasable area in the development or to sign (s) which identify the development. The owner(s) must agree in the letter to include the specified sign allocation in all leases, rental agreements, condominium by-laws and similar documents.

100.65 Sign Height and Dimensions (No changes proposed to this section in Phase I)

.....
 The permitted height of signs for each type of sign is listed below:

1. Wall-Mounted and Marquee Signs:

Shall not project above the roofline of the building, parapet or similar architecture feature to which they are attached.

2. Under Marquee Signs:

Shall not extend further from a building facade than the marquee or canopy to which they are attached.

3. Pedestal Signs:

- a. Shall not exceed five (5) feet above average ground elevation.
- b. Must conform to the dimensional standards shown on Plate [12](#).

4. Monument Signs:

- a. Shall not exceed 12 feet above average ground elevation.
- b. Must conform to the dimensional standards shown on Plate [13](#).

5. Pole Signs:

- a. Shall not exceed 20 feet above average ground elevation.
- b. Must conform to the dimensional standards shown on Plate [13A](#).

See KZC [100.70](#) for special regulations regarding pole signs.

100.70 Special Regulations Regarding Pole Signs (No changes proposed to this section in Phase I)

Pole signs are permitted only in Sign Category F. They must be approved using Process I, described in Chapter 145 KZC. However, prior to issuing a decision, the Planning Director may consult with the Planning Commission. The City may grant a request for a pole sign and may grant increased sign area and height if:

1. It is necessary to identify a use that is oriented toward and primarily intended to serve motorists on the interstate system; and
2. It will not be out of scale or character with signs for nearby uses; and
3. It will not focus attention away from existing signs oriented to the interstate motorist and create a demand for increased height for other signs; and
4. It will not create a traffic hazard.

100.75 Location of Signs (No changes proposed to this section in Phase I)

1. General

- a. Except as allowed under subsection (2) of this section, all signs must be located on the same lot or property as the use, building, or event with which the sign is associated.
- b. All signs shall be located outside those areas required in KZC 115.135 to be kept clear of all sight obstructions.

2. Exceptions – The provisions of subsection (1) of this section do not apply as follows:

- a. The provisions of subsection (1)(a) of this section do not apply to the signs regulated under KZC 100.115.
- b. Wall-mounted and marquee signs may extend into a right-of-way abutting the subject property only upon approval of the Department of Public Works.
- c. Monument and pole signs must be set back at least five (5) feet from all property lines, except in zones that have no setbacks.
- d. The owners of two (2) or more properties that adjoin or are separated only by a private roadway may propose a joint sign package to the City. The City will review and decide upon the proposal by the Planning Director. The City will approve the joint sign package if it will provide more coordinated, effective and efficient signs. In determining the total allowable size for all of the signs in the joint sign package, the City will use the total area of signs that would be allowed for all of the participating properties if they were not proposing a joint sign package. The decision of the Planning Director in approving or denying a joint sign package may be appealed using the appeal provision, as applicable, of Process I, KZC 145.60 through 145.110.

100.80 Master Sign Plan (No changes proposed to this section in Phase I)

1. General – This section provides a mechanism under which special consideration can be given to signs which use a master sign plan to encourage the integration of signs into the framework of the building or buildings on the subject property. The City may allow deviations from the requirements of this chapter consistent with the criteria listed in subsection (4) of this section. At an applicant's request, this section may also be used to review proposed changes to sign plans which were initially approved as part of a previously approved PUD or CUP under prior zoning ordinances or through Process IIA or IIB under this code (Ordinance

2740, as amended).

2. Required Review Process – An application for a master sign plan under this section will be reviewed and decided upon by the Planning Director. However, prior to issuing a decision, the Planning Director may consult with the Planning Commission.
3. Required Information – As part of any application for a master sign plan under this section, the applicant shall submit the following information:
 - a. A narrative describing how the proposal is consistent with the criteria listed in subsection (4) of this section.
 - b. A colored rendering of the proposed signs in relation to development in the area and on the subject property.
4. Criteria – The City may approve a proposed master sign plan if:
 - a. The proposal manifests exceptional effort toward creating visual harmony between the sign, buildings, and other components of the subject property through the use of a consistent design theme. The elements which create visual harmony may include but are not limited to color, materials, location, and/or type of sign(s) proposed.
 - b. The proposed deviations are the minimum necessary to create readable signs from the rights-of-way providing direct vehicular access based on traffic speeds and patterns in the area of the subject property.
 - c. The signs are in character and orientation with planned and existing uses in the area of the subject property.
5. Minor Modifications – The Planning Official may grant a minor modification to the approved master sign plan in writing if:
 - a. The change does not increase the sign area of the subject property approved in the original master sign plan.
 - b. The change maintains visual harmony with those elements specifically identified in the original master sign plan as integral to the design theme of the subject property (for example; location(s), color(s), material (s), or type(s)).
6. Appeals – The decision of the Planning Director in approving or denying a master sign plan under subsection (2) of this section and modifications granted by the Planning Official under subsection (5) of this section may be appealed using the appeal provision, as applicable, of Process I, KZC [145.60](#) through [145.110](#).

100.85 Prohibited Devices

1. General – Except as specifically allowed under subsection (2) of this section, the following devices and facilities are specifically prohibited:
 - a. Pennants, banners, streamers and private flags except as permitted under KZC [100.115](#).
 - b. Strings of lights, flashing lights, colored lights, advertising search lights, and flares.
 - c. Twirlers, propellers, and wind-activated devices.

- d. Balloons.
 - e. ~~Signs of a garish or of a carnival-like nature.~~
 - f. Any sign that rotates, turns or moves by electrical or mechanical means except barber poles.
 - g. Projecting and under marquee signs, except as permitted by KZC [100.44635](#).
 - h. Any sign attached to or placed on a vehicle or trailer parked on public or private property. The prohibition of this subsection does not prohibit the identification of a firm or its principal products on a vehicle operating during the normal course of business.
 - i. Any portable outdoor sign, except ~~political, private advertising, or off-site real estate signs~~ as regulated by KZC [100.115](#).
 - j. Any sign with the shape and colors of a traffic sign.
 - k. Any sign which constitutes a traffic hazard including but not limited to signs containing words such as "stop," "look," "danger."
2. Exceptions – The provisions of subsections (1)(a) through (k) of this section do not apply to the following:
- a. Holiday decorations ~~appropriately displayed.~~
 - b. The use of devices described in subsection (1) of this section for no more than seven (7) days to announce the grand opening of a business or use.
 - ~~c. The use of devices described in subsection (1) of this section if approved on a temporary basis using Process I, described in Chapter 145 KZC, if this will not be detrimental to any nearby neighborhood or use.~~
 - d. Thematic flags, banners or pennants that are complementary to and normally associated with the character of a specific location.
 - e. Changing message centers.

(Ord. 3814 § 1, 2001)

100.90 Sign Maintenance and Removal (No changes proposed to this section in Phase I)

- 1. Maintenance – All signs must be kept in a safe manner at all times. Damaged or deteriorated signs must be repaired within 30 days of notification by the City. The area surrounding groundmounted signs must be kept free of litter and debris at all times.
- 2. Removal – Unless otherwise specified in this code, the applicant or property owner must remove all nonconforming signs within 14 days and all conforming signs within 90 days of the date of the closure or discontinuance of the business, use or event with which the signs were associated.

100.95 Landscaping Around Ground-Mounted Signs (No changes proposed to this section in Phase I)

An area around the base of each ground-mounted sign equal to the sign area must be landscaped to improve the overall appearance of the sign and to reduce the risk of automobiles hitting the sign or supports of the sign. This landscaping must include vegetation and may include other materials and components such as brick or concrete bases, planter boxes, pole covers, or decorative framing.

100.100 Structural Components – Overall Appearance (No changes proposed to this section in Phase I)

To the maximum extent possible, signs should be constructed and installed so that angle irons, guywires, braces, and other structural elements are not visible. This limitation does not apply to structural elements that are an integral part of the overall design such as decorative metal or woods.

100.110 Illumination Limitations on Electrical Signs (No changes proposed to this section in Phase I)

No sign may contain or utilize any of the following:

1. Any exposed incandescent lamp with a wattage in excess of 25 watts.
2. Any exposed incandescent lamp with an internal or external reflector.
3. Any continuous or sequential flashing operation.
4. Except for changing message centers, any incandescent lamp inside internally lighted signs.
5. External light sources directed towards or shining on vehicular or pedestrian traffic or on a street.
6. Internally lighted signs using 800 milliamp ballasts if the lamps are spaced closer than 12 inches on center.
7. Internally lighted signs using 425 milliamp ballasts if the lamps are spaced closer than six (6) inches on center.

100.115 Temporary/Special Signs

A. The chart below establishes regulations that apply to numerous signs of a temporary or special nature or purpose. These signs shall be permitted in addition to the signs permitted in Sign Categories A through F, and shall be subject to the requirements set forth in the following chart. Except as specifically stated in the chart, the signs in the chart are not subject to the regulations of KZC 100.30 through 100.75 and KZC 100.95.

Note: this chart would be deleted as part of Phase I amendments, with sign types reformatted in subsections (see below: 100.112.10 and 100.115.10-100.115.50).

No temporary or special signs shall be posted or placed upon public property; provided that, certain temporary signs may be posted or placed within certain portions of a public street right-of-way as identified by the chart below.

TYPE OF SIGN	MAXIMUM NUMBER OF SIGNS	MAXIMUM SIGN AREA	PERMITTED LOCATION	PERMITTED DURATION OF DISPLAY
Real Estate, On-site	For each dwelling unit, use or development: 1 per broker per abutting right-of-way.	Dwelling units: 6 sq. ft. per sign face. Other uses or developments: 32 sq. ft. per sign face – not to exceed 64 sq. ft. per property for sale or rent.	Subject property.	Must remove when property is sold or rented.
Real Estate, Off-Site	1 per block per property for sale or rent.	6 sq. ft. per sign face.	Private property/public right-of-way. ⁽³⁾	Must remove when property is sold or rented.

Construction	1 per abutting right-of-way.	32 sq. ft. per sign face.	Subject property.	Shall not be displayed prior to issuance of a building permit. Must be removed prior to issuance of a certificate of occupancy.
Temporary Commercial	No maximum.	No maximum.	Subject property. Must remove after being entirely attached to a building face or fence.	being displayed 60 days or at end of use, event or condition, whichever comes first.
Integral	1 per structure.	6 sq. ft. per sign face.	Subject property.	No limitation.
Private Notice and Instructional	No maximum.	2 sq. ft. per sign face.	Subject property.	No limitation.
Private Advertising	No maximum.	16 sq. ft. per sign face.	No closer than .50 ft. from another sign advertising the same use, event or condition.	Must remove at end of use, event or condition.
Private Traffic Direction	No maximum.	4 sq. ft. per sign face.	Subject property.	No limitation.
Off-site Directional ⁽¹⁾	1.	16 sq. ft. per use, not to exceed 64 sq. ft.	Private property/public right-of-way. ⁽³⁾	Determined on case-by-case basis.
Political right-of-way. ⁽³⁾	No maximum.	6 sq. ft. per sign face.	Private property/public	No later than 7 days after the final election.
Projecting and Under Marquee	1 per pedestrian or vehicular entrance.	4 sq. ft. per sign face.	Subject property right-of-way abutting subject property. For uses subject to Sign Categories C, D, E and F only. Shall not project above roofline of structure to which sign is attached.	No limitation.
Fuel Price ⁽²⁾	1 per abutting right-of-way.	20 sq. ft. per sign face.	Subject property.	No limitation.
Window Sign	No maximum.	No limitation.	Subject property.	No limitation

(1) Must be approved by the Planning Director. Shall only be approved if there is a demonstrated need for an off-site sign because of poor visibility or traffic patterns. All uses in an area wanting a permanent off-site directional sign must use one (1) sign. The applicant must show that the proposed sign can accommodate all uses in the area that may reasonably need to be listed on the sign. The decision of the Planning Director in approving or denying an off-site directional sign may be appealed using the appeal provision, as applicable, of Process I, KZC [145.60](#) through [145.110](#).

(2) Fuel price signs are also subject to KZC [100.95](#).

(3) Signs which are permitted to be placed within a public street right-of-way shall be located between the curb and the abutting private property, or where no curb exists, between the edge of the paved travel lane or paved shoulder and the abutting private property, but in no case on a sidewalk or driveway.

B. All temporary or special signs which are in violation of any provision of this section, shall be brought into conformance upon ten day's written notice of violation to the responsible party by the Planning Official, pursuant to the notice provisions of KZC [170.35](#). If the responsible party fails to remove or correct the sign violation within seven (7) calendar days after being served with notice of the violation, the Planning Official shall have the authority to remove the violative sign(s), and to assess the charges for such removal against the responsible party. For the purposes of this section, the "responsible party" shall be the owner or operator of the subject property upon which the sign violation occurs; provided that, in the case of off-site directional signs, the "responsible party" shall be the applicant(s) for the off-site directional sign; and provided further that, in the case of political signs, the responsible party shall be the political candidate and/or the manager of the political campaign promoted by the violative sign(s).

C. Notwithstanding the other provisions of this section, the Planning Official may remove without notice any temporary or special sign which is in violation of any provision of this chapter and is located in the public right-of-way or on public property, and may assess the costs of removal of such signs against the responsible party.

(Ord. 4408 § 1, 2013; Ord. 4286 § 1, 2011; Ord. 3814 § 1, 2001)

100.112 Special Signs

100.112.10 Off-Site Directional:

1. Maximum number: One.
2. Maximum sign area: Sixteen square feet per use, not to exceed 64 sq. ft.
3. Permitted location: Private property/public right of way. Signs which are permitted to be placed within a public street right-of-way shall be located between the curb and the abutting private property, or where no curb exists, between the edge of the paved travel lane or paved shoulder and the abutting private property, but in no case on a sidewalk or driveway.
(Relocated from Temporary Signs, 100.115).

100.115 Temporary/~~Special~~ Signs

Temporary signs are those intended and designed to be displayed for a limited period of time. They must be made of cloth, paper, cardboard or similar lightweight material and must be installed to be easily removed. They may not be lighted. Signs which are permitted to be placed within a public street right-of-way shall be located between the curb and the abutting private property, or where no curb exists, between the edge of the paved travel lane or paved shoulder and the abutting private property, but in no case on a sidewalk or driveway.

100.115.10 Signs for Properties for Sale or Rent: *(Replaces “real estate” signs)*

1. Maximum number: One per dwelling unit or property unit for sale or rent;
2. Maximum sign area:
 - a. Detached dwelling units: six square feet per sign face;
 - b. Other uses: 32 square feet per sign face;
3. Permitted location: On the property for sale or rent;
4. Duration: Must remove after the property is sold or rented.
5. Off-site signs: In addition to the provisions above, during any time when a property is open for public viewing, additional off site signs may be displayed subject to the following:
 - a. Maximum Number: One sign per block within ¼ mile of the property for sale or rent;
 - b. Maximum sign area: 6 square feet per sign face;
 - c. Permitted Location: Except for areas required to be kept clear of sight obstructions by section 115.135 of this code:
 - i. On private property, with the consent of the property owner, or
 - ii. In public rights of way, other than paved vehicular travel lanes, paved parking areas, sidewalks or pedestrian paths, driveway aprons and center medians.

100.115.20 Signs for Properties with Active Construction: *(Replaces “construction” signs)*

1. Maximum number: One per right of way abutting the property;
2. Maximum sign area: 32 square feet per sign face;
3. Permitted location: On the property actively under construction.

100.115.30 Signs Displayed Prior to, During and After Elections *(Replaces “political” signs)*

1. Maximum number: No limit;
2. Maximum sign area: Six square feet per sign face;
3. Permitted location:
 - a. On private property with the consent of the property owner; and
 - b. In public rights of way, other than paved vehicular travel lanes, paved parking areas, sidewalks or pedestrian paths, driveway aprons and center medians;
4. Permitted duration: Between 30 days prior to and 7 days after an election (or before voting begins and ends?).

100.115.40 Temporary Signs in Non-Residential Zones *(Replaces “temporary commercial” signs)*

1. Maximum number: No limit;
2. Maximum sign area: No maximum;
3. Permitted location: Property in a nonresidential zone on which the business is located, attached to the face of a building, a wall or fence;
4. Permitted duration: During the use, event or condition advertised on the sign, but not more than 60 days.

100.115.50 Signs Associated with Temporary Events *(Replaces “private advertising” signs)*

1. Maximum number: No limit;
2. Maximum sign area: Six square feet per sign face;
3. Permitted location:

-
- a. On the property with which the sign is associated; and
 - b. In public rights of way, other than paved vehicular travel lanes, paved parking areas, driveway aprons and center medians. Signs placed on sidewalks must be located outside of the path of pedestrian travel, leaving a travel width of at least five feet;
4. Permitted duration: Between two days prior to and four hours after the event.

100.120 Bonds (No changes proposed to this section in Phase I)

The City may require a bond under Chapter [175](#) KZC to ensure compliance with any aspect of this chapter.

The Kirkland Zoning Code is current through Ordinance 4514, passed April 19, 2016.
 Disclaimer: The City Clerk's Office has the official version of the Kirkland Zoning Code. Users should contact the City Clerk's Office for ordinances passed subsequent to the ordinance cited above.

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Dorian Collins

From: Eric Shields
Sent: Monday, June 20, 2016 2:30 PM
To: 'Karen Story'
Cc: Dorian Collins
Subject: RE: Sign Ordinance comments

Follow Up Flag: Flag for follow up
Flag Status: Flagged

Thanks Karen. I'll keep these comments handy for when we start the amendment process. Regarding the following comment you made to the lead paragraph to section 100.115: "The existing section specifies the quantity, size, location, and duration. Will that information still be part of this section?" the draft regulations in the subsequent paragraphs do continue to specify the quantity, size, location and duration pretty much the same as in the existing regulations.

Eric

From: Karen Story [mailto:karen@nwnative.us]
Sent: Sunday, June 19, 2016 8:07 PM
To: Eric Shields <EShields@kirklandwa.gov>
Subject: Sign Ordinance comments

Hi Eric,

I really appreciate the opportunity to give feedback on the draft content neutrality document. I've attached the document with just a few comments, extracted here:

- *The above new exclusions are partially based on content. If this is a problem, we could simply exclude informational signs (or perhaps all signs) less than two sq. ft. I hope we don't have to exclude all signs less than two feet, as this could lead to a proliferation of small signs.*
- *Temporary signs are those intended and designed to be displayed for a limited period of time. They must be made of cloth, paper, cardboard or similar lightweight material and must be installed to be easily removed. They may not be lighted. The existing section specifies the quantity, size, location, and duration. Will that information still be part of this section?*
- *Signs for Properties for Sale or Rent: (Replaces "real estate" signs.)*
b. Other uses: 32 square feet per sign face; I've noticed that many properties on corners have two signs this size, connected in a L shape to face each right of way. Is this allowed?
Off-site signs: In addition to the provisions above, during any time when a property is open for public viewing, additional off site signs may be displayed subject to the following:
What about in-ground real estate signs?
- *Signs for Properties with Active Construction: (Replaces "construction" signs.)*
2. Maximum sign area: 32 square feet per sign face; Should the maximum area be less in residential zones? I think the maximum area should be less in residential areas.
- *Signs Displayed Prior to, During and After Elections (Replaces "political" signs.)*
1. Maximum number: No limit; Would it be reasonable to limit to one per block? It can get pretty out of control.
- *Recommend also considering whether portable signs, e.g. sandwich boards or staked signs, should be allowed. May be best to do that as part of more extensive sign code review. I do not think they should be*

allowed, otherwise we'll have the same sign clutter situation we have now.

The city of Scottsdale is one of the most aesthetically pleasant I have ever visited. A big reason for this is the lack of sign clutter. Below is a link to their sign regulations. Note these important bits:

- Real estate signs are only allowed on streets that *abut* the property for sale or lease. (Open house A-boards are allowed during an open house, but may not be placed on sidewalks.)
- The following signs are not allowed:
 - All A-frames or sandwich boards (except open house)
 - Temporary signs, including wire H-frame signs stuck into the ground, and signs attached to fences and poles
- **They have a volunteer sign removal program.**
- They allow strip mall businesses to install permanent, permitted signs next to entrances that help direct clients to those businesses that are set back off the street and thus can be hard to see. This eliminates the need for H-frame signs such as those that have sprouted like mushrooms along NE 85th St.



Here is the link to the full sign code: <http://www.scottsdaleaz.gov/codes/signs>

Dorian Collins

From: Bolotin, Leah <BolotiL@wsdot.wa.gov>
Sent: Friday, August 12, 2016 3:44 PM
To: Dorian Collins
Cc: Thorniley, Vicky; Klockenteger, Katherine; Prestrud, Charles; Michael Hubner (mhubner@psrc.org); COM GMU Review Team
Subject: WSDOT comments on Kirkland signage code, Expedited Review #22690

Follow Up Flag: Flag for follow up
Flag Status: Flagged

Dorian,

Attached please find a WSDOT review of the proposed amendments to definitions and sign regulations contained in the Kirkland Zoning Code. We understand the purpose of this update to be compliant with the Reed v. Town of Gilbert decision. However, WSDOT takes the opportunity to review for conformance to the [Highway Advertising Control Act](#) and the [Scenic Vistas Act](#) whenever sign code updates are submitted to Commerce.

Please contact Vicky Thorniley, Transportation Engineer, directly if you have any questions regarding her review. She may be contacted at 360-705-7282 or vicky.thorniley@wsdot.wa.gov.

Thank you for your consideration,
Leah

Leah Bolotin, AICP

Senior Planner
 WSDOT Sno-King Planning Office
 206-440-5057
[WSDOT Planning Resources](#)

From: Thorniley, Vicky
Sent: Tuesday, August 9, 2016 10:20 AM
To: Bolotin, Leah <BolotiL@wsdot.wa.gov>
Subject: RE: 22690, City of Kirkland, Expedited Review Requested, DevRegs

Thank you for sending the proposed code amendments to me to review. WAC 468-66-050(3)(h) states that on premise signs located along a primary system highway inside an incorporated city or town or a commercial or industrial area are not regulated by WSDOT. Off premise signs are regulated by WSDOT. But since many cities ask for our review of on premise signs so that they can adjust their municipal codes to more closely align with WAC 468.66 and RCW 47.42, and since cities and towns are regulated by the Scenic Vistas Act, I have the following comments:

5.10.115 Changing Message Center – visible to a state route, as stated in WAC 468.66.050(3)(g) an electronic sign may only be used as an on premise sign and/or to present public service information. Public Service Information is defined in WAC 468-66-010(2) as date, temperature, weather or information about nonprofit activities sponsored by civic or charitable organizations.

100.40 Sign Area and 100.45 Sign Area Chart – just want to confirm that visible to a state route, an on premise sign more than 50 feet from the main building of the activity advertised on the sign cannot exceed 20 feet in length, width, or height or 150 square feet in area including border and trim but excluding supports. WAC 468-66-050(3)(f) explains where signs can be located if the sign is more than 50 feet from the main building: no more than 150 feet from the main building, or no more than 150 feet from the main entrance to the activity advertised, or no more than 50 feet from the outside edge of a regularly used parking lot contiguous to the to the advertised activity.

100.55 Development Containing Uses in More Than One Category – reminder again about the use of electronic sign use as described above under 5.10.115

100.70 Special Regulations Regarding Pole Signs – please refer to 100.40 sign area above. Visible to an interstate, no sign can exceed 150 square feet per WAC 468-66-050(3) and (5). Visible to an interstate, only one sign located more than 50 feet from the main building can be erected visible to any one direction of traffic. WSDOT does not restrict height of a structure.

100.75 Location of Signs – with the exception of official state or city erected signs, no signs can be in the state right-of-way.

100.80 Master Sign Plan – visible to a state route, no on premise sign can exceed 150 square feet, please refer to 100.40 sign area above.

100.85 Prohibited Devices – Exceptions – please refer to 5.10.111 changing message center information.

100.110 Illumination Limitations on Electronic Signs – WAC 468-66-050(g)(v) states no electronic sign lamp may be illuminated to a degree of brightness that is greater than necessary for adequate visibility. In no case may the brightness exceed 8000 nits or equivalent candelas during daylight hours, or 1000 nits or equivalent candelas between dusk and dawn.

100.112.10 Off Site Directional – only WSDOT or City signs are allowed in state right-of-way, all other signs are prohibited

100.115 Temporary Signs – temporary signs are not allowed on state right-of-way

100.115.10 Signs for Properties for Sale or Rent (5) Off Site Signs – WSDOT does not allow for sale or for rent signs, visible to a state route, to be located off the property that is for sale or lease.

100.115.30 Signs Displayed Prior to, During and After Elections – WSDOT does not allow signs associated with elections to be located in state right-of-way

100.115.40 Temporary Signs in Non-Residential Zones (3) – the code says signs are allowed to be placed on building, wall or fence. Make sure the fence is not a WSDOT right-of-way fence.

100.115.50 Signs Associated with Temporary Events – no signs permitted on state right-of-way

Please don't hesitate to contact me if you have additional questions.

Vicky

From: COM GMU Review Team [<mailto:reviewteam@commerce.wa.gov>]

Sent: Monday, August 08, 2016 1:04 PM

To: Andersen, Dave (COM) <dave.andersen@commerce.wa.gov>; Buntzen, Donna (ECY) <DBUN461@ECY.WA.GOV>; FLORES, HUGO (DNR) <HUGO.FLORES@dnr.wa.gov>; Griffith, Greg (DAHP) <Greg.Griffith@DAHP.WA.GOV>; Shultz, Ron

(SCC) <RShultz@scc.wa.gov>; Cooper, Kelly (DOH) <Kelly.Cooper@DOH.WA.GOV>; Houser, Karena <HouserK@wsdot.wa.gov>; Heinitz, Eric F. (DOC) <efheinitz@DOC1.WA.GOV>; Klockenteger, Katherine <KlockeK@wsdot.wa.gov>; McLain, Kelly (AGR) <KAardal@agr.wa.gov>; Herzog, Peter (PARKS) <Peter.Herzog@PARKS.WA.GOV>; Folkerts, Keith E (DFW) <Keith.Folkerts@dfw.wa.gov>; Miller, Kyle <MilleKy@wsdot.wa.gov>

Cc: COM GMU Review Team <reviewteam@commerce.wa.gov>

Subject: 22690, City of Kirkland, Expedited Review Requested, DevRegs

Please respond to this email by 8/22/2016

Indicate in the first line of your reply: NO COMMENT or YES COMMENT

If we do not hear from you by the date indicated, Commerce will assume that your agency will not be reviewing or commenting on the proposal and that Commerce may grant expedited review.

If you will be reviewing the item, please provide the name and contact information of the staff person who will be commenting.

As a state agency contact for GMA review submittals, this is your opportunity to determine if you intend to comment on these proposed amendments. If one or more state agencies indicate that they will be commenting, then Commerce will deny expedited review and the standard 60-day review period (from date received) will apply.

The City of Kirkland has requested expedited review of the following: Proposed amendments to the definitions and sign regulations contained in the Kirkland Zoning Code to ensure the regulations are content-neutral. This proposal was submitted for the required state agency review under RCW 36.70A.106. See the electronic attachments to this message for a complete description of the proposal.

If you have any questions, please contact reviewteam@commerce.wa.gov

Thank you.

Review Team, Growth Management Services
Department of Commerce
P.O. Box 42525
Olympia WA 98504-2525

Dorian Collins

Subject: FW: signs

From: Margaret Bull [wisteriouswoman@gmail.com]

Sent: Thursday, August 11, 2016 3:39 PM

To: Houghton Council

Subject: signs

Dear Houghton Community Council members,

I noticed that you are reviewing sign regulations. I want to say that the use of LED lights is really going to affect how bright lights on signs and in parking lots appear. Please go to Bellebotega and take a look at the Mod Pizza sign. It is incredibly bright.

I wouldn't want to live near that restaurant.

Best Regards,

Margaret Bull