

**ORDINANCE NO. 13-03**

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF  
FOUNTAIN HILLS, ARIZONA, AMENDING THE FOUNTAIN HILLS ZONING  
ORDINANCE, CHAPTER 6, RELATING TO SIGN REGULATIONS.

**BE IT ORDAINED** BY THE MAYOR AND COUNCIL OF THE TOWN OF  
FOUNTAIN HILLS as follows:

SECTION 1. The Fountain Hills Zoning Ordinance, Chapter 6, (Sign Regulations), Section 6.08 (Signs Allowed or Required), Subsection D (relating to event banners, balloons and pennants) is hereby deleted in its entirety and replaced with the following:

D. Banners, Balloons and Pennants are allowed as follows:

1. Time limitations:

- a. On a one-time basis for a maximum of thirty (30) consecutive days during the grand opening of a business, a Chamber of Commerce sponsored ribbon cutting, a change in ownership, change in management or change of business name.
- b. For a church for up to thirty (30) consecutive days for the purpose of promoting a program or event.
- c. On a recurring basis with advance notification to the Town for not more than two periods of seven (7) consecutive days per month. The provisions of this paragraph 6.08(D) shall expire on December 31, 2014.

2. Number/Size limitations:

- a. Not more than one banner shall be allowed per business.
- b. Maximum banner sign area is thirty-two (32) square feet.
- c. Total sign area, including permanent signs, pennants and banner signs shall not exceed 200% of the permitted sign area.
- d. No balloon may be larger than twenty-four (24) inches in diameter.

3. Location limitations:

- a. Banners, balloons or pennants shall be located on the business storefront or within the area leased by the business. Balloons otherwise located shall be not less than four (4) feet from the face of the building and within twenty (20) feet of the main building entrance.

- b. Banners, balloons or pennants shall not be displayed in the required perimeter street landscaping.
  - c. Banners, balloons or pennants shall not obscure building address numbers.
  - d. Banners, balloons or pennants shall not encroach within onsite fire lanes.
  - e. Banners, balloons or pennants shall not be attached or hung on or from a tree or shrub.
  - f. Balloons shall not be flown higher than six (6) feet from the ground.
  - g. Banners, balloons and pennants shall not be erected at the intersection of any street or pedestrian walkway in such a manner as to obstruct free and clear vision, nor at any location where, by its position, shape or color, it may interfere with or obstruct the view of or be confused with any authorized traffic signal, sign or device.
4. Banners, balloons or pennants shall not be designed to depict any product or service that cannot legally be provided in the Town.
  5. Banners, balloons or pennants shall be professionally manufactured.

TYPE OF EVENT	SIGN TYPE		
	Banners	Balloons & Pennants	Banners, Pennants & Balloons
<b>Grand Opening</b>	30 Days w/Permit	1. 12 Hrs during one Day Event 2. No Permit Necessary	
<b>Chamber Ribbon Cutting</b>	30 Days w/Permit	1. 12 Hrs during one Day Event 2. No Permit Necessary	
<b>Change of Business Name, Owner or Management</b>	30 Days w/Permit	1. 12 Hrs during one Day Event 2. No Permit Necessary	
<b>Church Event</b>	30 Days w/permit	1. Permit Required	
<b>Any Type of Event or Promotion</b>			- Two periods of seven (7) consecutive days per month - No Permit Necessary - Town Notification Required *

\*Town notification:

1. Outdoor Events/Promotions. Prior to the event or promotion, the organizer must submit for review the following:
  - a. A site plan, showing locations for outdoor activities, including tables, displays or other items intended to be displayed outside.
  - b. A description of the size, material and location on the building for any banner to be used.
  - c. The dates and times the banner and outdoor items will be displayed.
  - d. The name, address, and phone number of the organizer.
  
2. Indoor Events/Promotions. Prior to the event or promotion, the organizer must submit for review the following:
  - a. A description of the size, material and location on the building for any banner to be used.
  - b. The dates and times the banner will be displayed.
  - c. The name, address, and phone number of the organizer.

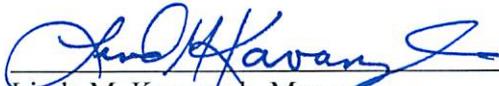
SECTION 2. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason to be held invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

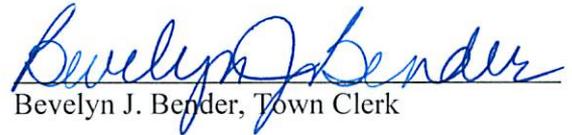
SECTION 3. The Mayor, the Town Manager, the Town Clerk and the Town Attorney are hereby authorized and directed to execute all documents and take all steps necessary to carry out the purpose and intent of this Ordinance.

**PASSED AND ADOPTED BY** the Mayor and Council of the Town of Fountain Hills, April 4, 2013.

**FOR THE TOWN OF FOUNTAIN HILLS:**

**ATTESTED TO:**

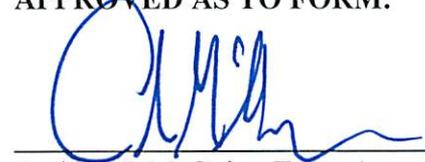
  
\_\_\_\_\_  
Linda M. Kavanagh, Mayor

  
\_\_\_\_\_  
Bevelyn J. Bender, Town Clerk

**REVIEWED BY:**

**APPROVED AS TO FORM:**

  
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Kenneth W. Buchanan, Town Manager

  
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Andrew J. McGuire, Town Attorney