

AN ORDINANCE TO AMEND THE MUNICIPAL CODE RELATING TO CERTAIN SIGNAGE REGULATIONS

WHEREAS, the Board of Aldermen has deemed it appropriate to amend the Municipal Code pertaining to certain signage regulations.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF EUREKA, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

SECTION 1:

The definition for "Old Town" contained in Section 19A-2 of the Municipal Code of the City of Eureka is hereby repealed, and the following new definition is hereby enacted in lieu thereof:

OLD TOWN

For purposes of this Chapter, "Old Town" shall be defined as the area approximately bounded to the north by the southern right-of-way line of East and West Fourth Streets, to the west by the eastern right-of-way line of South West Avenue and the western property lines of parcels located at the western end of Meramec Lane and Sheerin Avenue, to the south by the southern property lines of parcels located on the south side of Dreyer Avenue and to the east by western property lines on parcels fronting on Highway W from East Fourth Street south to Old Town Drive. A map exhibit which sets forth the exact Old Town boundaries is on file in the Building Commissioner's office.

SECTION 2:

Section 19A-6(c) of the Municipal Code of the City of Eureka is hereby repealed, and the following new Section 19A-6(c) is hereby enacted in lieu thereof:

(c) The Building Commissioner or his assignee is authorized to go upon any premises in the City for purposes of removing signs under the provisions of this Section. Signs removed by the Building Commissioner shall be retained for the owner's account for a period of thirty (30) days and shall be returned to the owner upon payment of the expenses of removal. If not claimed within that time, they shall become the property of the City and may be destroyed or sold for the payment of the expense of removal. If sold, any excess from the proceeds of the sale shall be returned to the owner. In addition, the City shall in no way be held financially responsible for any damages that may be incurred as a result of said removal.

SECTION 3:

Section 19A-8(b) of the Municipal Code of the City of Eureka is hereby repealed, and the following new Section 19A-8(b) is hereby enacted in lieu thereof:

(b) Applications for permits shall be submitted electronically through the City Permitting Portal, and must be accompanied by one (1) set of plans showing proposed copy of sign with location, sign area, construction details, materials and illumination details, existing sign locations and sizes, if any. In addition, plans for monument signs (and pole signs if applicable) shall include the length of street

frontages (and street facings if applicable) in linear feet, and plans for wall signs shall include building elevation with height and width dimensions shown for the face of the building that the sign is proposed to be installed upon. When proposing pole signs, the sign plan shall include the elevation of the proposed pole sign location and the adjacent Interstate 44 pavement elevation. The Interstate 44 pavement elevation measurement shall be from the closest Interstate 44 driving lane at a point perpendicular to the subject sign location. Site plans required by this Section shall be signed and sealed by a Missouri Registered Land Surveyor.

SECTION 3:

Section 19A-10 of the Municipal Code of the City of Eureka is hereby repealed, and the following new Section 19A-10 is hereby enacted in lieu thereof:

19A-10 - Fees

A flat fee of fifty dollars (\$50.00) per sign permit will be charged and collected by the Building Commissioner upon filing of the application that, after permit issuance, shall not be refundable. In addition to the above fees, a charge of (\$10.00) will be assessed for each inspection performed by the Building Commissioner.

SECTION 4:

Section 19A-15(7)(a) of the Municipal Code of the City of Eureka is hereby repealed, and the following new Section 19A-15(7)(a) is hereby enacted in lieu thereof:

(a) Such signs shall not exceed six (6) square feet in sign area nor a height of four (4) feet from the ground and should be removed within two (2) days after the special event is completed. The placement of such signs in State right-of-way is not allowed.

SECTION 5:

Section 19A-16(a)(6)(b)(aa) of the Municipal Code of the City of Eureka is hereby repealed, and the following new Section 19A-16(a)(6)(b)(aa) is hereby enacted in lieu thereof:

(aa) The Interstate 44 pavement elevation measurement shall be from the closest Interstate 44 driving lane at a point perpendicular to the subject sign location.

SECTION 6:

Sections 19A-16(a)(19)(b)(1)(a), (b) and (c) of the Municipal Code of the City of Eureka are hereby repealed, and the following new Sections 19A-16(a)(19)(b)(1)(a), (b) and (c) are hereby enacted in lieu thereof:

a. The term Interstate 44 pavement elevation measurement shall be from the closest Interstate 44 driving lane at a point which is perpendicular to the subject sign location.

b. A pole sign shall be allowed only when the height of the sign is to exceed ten (10) feet in height above the adjacent Interstate 44 pavement elevation at the closest driving lane at a point which is perpendicular to the subject sign location, and shall not to exceed sixty (60) feet in height above the

Interstate 44 pavement elevation.

c. In those cases when the sign location is adjacent to Interstate 44 at the closest driving lane at a point which is perpendicular to the subject sign location and the base of the sign is fifteen (15) feet or greater above the adjacent Interstate 44 pavement elevation, only a monument sign, which shall not exceed ten (10) feet in height, shall be allowed; and

SECTION 7:

Section 19A-16(a)(19)(b)(2)(b) of the Municipal Code of the City of Eureka is hereby repealed, and the following new Section 19A-16(a)(19)(b)(2)(b) is hereby enacted in lieu thereof:

b. A pole sign shall be allowed only when the height of the sign is to exceed ten (10) feet in height above the adjacent Highway 109 or First Street pavement elevation, not to exceed forty (40) feet in height above the adjacent Highway 109 or First Street pavement elevation.

SECTION 8:

Section 19A-16(a)(19)(b)(3)(a) of the Municipal Code of the City of Eureka is hereby repealed, and the following new Section 19A-16(a)(19)(b)(3)(a) is hereby enacted in lieu thereof:

a. A maximum of one hundred percent (100%) sign area in square feet of the lot street frontage or lot street facing upon which the sign will be located, in linear feet, subject to a maximum area of two hundred (200) square feet. Such signs shall not be required to be smaller than one hundred (100) square feet.

SECTION 9:

Section 19A-16(a)(19)(c)(1) of the Municipal Code of the City of Eureka is hereby repealed, and the following new Section 19A-16(a)(19)(c)(1) is hereby enacted in lieu thereof:

(1) Buildings with multiple tenants. For buildings and property containing more than one (1) business or tenant, each business or tenant may have one (1) wall sign and one (1) awning sign conforming to the requirements of this section. For the purposes of determining the total square footage of the wall sign, only the face of each respective lease unit to which the respective sign will be attached shall be counted. A tenant may substitute one (1) perpendicular wall sign, conforming to the requirements of this section, for the one (1) allowable wall sign. Each sign must be attached to the lease unit containing the business tenant identified.

SECTION 10:

Section 19A-16(a)(19)(g) of the Municipal Code of the City of Eureka is hereby repealed, and the following new Section 19A-16(a)(19)(g) is hereby enacted in lieu thereof:

(g) Electronic Message Centers. Electronic message centers are only permitted as part of an allowable freestanding sign and shall not be permitted to be installed on any portion of the building. Only one (1) electronic message center is permitted per lot.

SECTION 11:

Section 19A-16(a)(19)(g)(1) of the Municipal Code of the City of Eureka is hereby repealed, and the following new Section 19A-16(a)(19)(g)(1) is hereby enacted in lieu thereof:

Electronic message centers shall also be subject to the following requirements:

SECTION 12:

Section 19A-18A of the Municipal Code of the City of Eureka is hereby repealed, and the following new Section 19A-18A is hereby enacted in lieu thereof:

Section 19-18A Off-site Residential Directional Sign.

(a) The primary purpose of an "off-site residential directional sign" is to ease traffic congestion and facilitate the flow of traffic by providing assistance to the public in locating and navigating to a residential subdivision under development or residential dwelling unit for sale within the City.

(b) Off-site residential ~~subdivision~~ directional signs may be permitted only if they comply with the following criteria and restrictions:

(1) Signs shall be freestanding and shall not exceed four (4) square feet in area nor be higher than four (4) feet in height.

(2) Signs shall not be placed or displayed before 4:30 P.M. on Fridays and shall be completely removed, including the support structures, no later than 6:00 A.M. on the following Monday unless the Monday is a Federal holiday in which case the sign must be removed no later than 6:00 P.M. on that Monday.

(3) Signs shall not be placed on private property without the permission of the property owner.

(4) Signs shall not be attached to any utility structure, tree, fence or any public or existing private sign.

(5) Signs may not be placed within City maintained right-of-way or other right-of-way owned or maintained by any County or the State of Missouri without proper authority.

(6) No sign shall be erected within two hundred (200) feet of any other off-site residential directional sign for the same property.

(7) No more than eight (8) signs shall be allowed for each residential property.

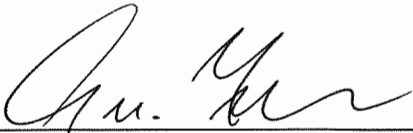
SECTION 13:

All ordinances, parts of ordinances or provisions of the Municipal Code of the City of Eureka in conflict with any provisions of this ordinance are hereby repealed.

SECTION 14:

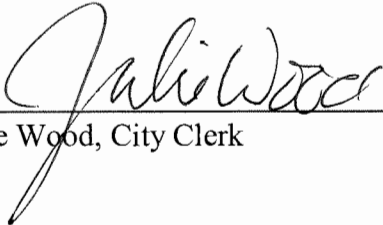
This ordinance shall be in full force and effect from and after its date of passage and approval.

PASSED AND APPROVED THIS 5TH DAY OF MARCH, 2024.



Sean M. Flower, Mayor

ATTEST:



Julie Wood, City Clerk

