

CHAPTER 135 – SIGNS

§ 135-2. Definitions.

Existing:

BLADE BANNER - A flag, pennant or similar instrument intended to be hung on a pole no higher than 17 feet nor wider than three feet, possessing characters, letters, illustrations or ornamentations applied to paper, plastic or fabric of any kind.

Proposed:

FEATHER FLAG - A flag, pennant or similar instrument intended to be hung on a pole no higher than 17 feet nor wider than three feet, possessing characters, letters, illustrations or ornamentations applied to paper, plastic or fabric of any kind.

§ 135-3. General provisions, restrictions and prohibitions.

Existing:

C. Portable and movable signs; A-shape signs.

(2) ***After September 15 and before June 1, in lieu of (and not in addition to)*** the flags permitted in § 135-5A(3) and C(4)(b), A-shape signs with maximum dimensions of three feet high and two feet wide or a flag indicating either "open" or a product or nationality having dimensions of not greater than four feet by six feet shall be permitted, ***to be located not closer than 10 feet to either the front or side property line***, one per business establishment, to be removed at sundown and not replaced until 7:00 a.m. A-shape signs shall be removed in high winds where they could create a hazard.

Proposed:

(2) ***In addition to*** the flags permitted in § 135-5A(3) and C(4)(b), A-shape signs with maximum dimensions of three feet high and two feet wide or a flag indicating either "open" or a product or nationality having dimensions of not greater than four feet by six feet shall be permitted, to be located ***not beyond*** either the front or side property line, one per business establishment, to be removed at sundown and not replaced until 7:00 a.m. A-shape signs shall be removed in high winds where they could create a hazard.

§ 135-5. Commercial and industrial signs.

Existing:

A. For a single commercial business, which is not a part of a subdivided building, the following shall apply (All signs described herein shall be subject to the restrictions provided in § 135-4.):

(1) With property less than 100 feet of frontage on Route 1, two signs or two ***blade banners, or one of each***, are permitted. One sign, attached to the building and not exceeding one square foot for each front foot of building, is

permitted. A freestanding sign or **blade banner** is also permitted, but shall not exceed 30 square feet and shall not reduce the number of required parking spaces.

(2) With property of 100 feet of frontage or more on Route 1, there shall be allowed **one blade banner** or one freestanding sign no larger than 120 square feet and one sign attached to the building not to exceed one square foot in area for each front foot of building.

(3) **One United States flag and one State of Delaware flag, and one flag indicating either "open," a product or a nationality, with each flag having dimensions not in excess of four feet by six feet, are permitted if on a pole(s) attached to the front of the building or on a flag pole set back at least 25 feet from the front property line and 10 feet from any side property line;** anything contained in this chapter notwithstanding, a flag may protrude no more than six feet from the wall to which it is attached and, if attached to a building, may not be higher than the roof of the building.

- B. In the case of a subdivided building, the total number of signs shall not exceed three signs for each single commercial occupant, **the total square footage of all such signs shall not exceed one square foot** in area for each lineal front foot of building used for a single commercial purpose. Each allowed sign must be on or attached to the building.
- C. In addition to the sign allowed in Subsection B above, the following signs shall be permitted:
1. One multiple-use identification sign, stating the name of the subdivided building and some or all of its tenants. The area of such sign shall be determined independently from the sign area allowed under Subsection A of this section and shall not exceed 30 square feet per tenant or exceed 250 square feet per subdivided building.
 2. One additional sign shall be permitted below a canopy or overhang, not to exceed two square feet in size.
 3. In the case of gasoline service provided by a retail store, one additional conventional freestanding gasoline sign.
 4. Subdivided buildings; protrusion.
 - a. For an entire subdivided building, one United States flag and one State of Delaware flag are permitted on a pole(s) attached to the front of a building or on a flagpole set back at least 25 feet from the front property line and 10 feet from any side property line.
 - b. For a subdivided building, each **holder of a business license** is permitted to have one flag indicating either "open," a product or a nationality, with dimensions not in excess of four feet by six feet, if on a pole attached to the front of the business (building). **Blade banners are prohibited.**
 - c. Anything contained in this chapter notwithstanding, if attached to a building, a flag(s) may protrude no more than six feet from the wall to which it is attached and may not be higher than the roof of the building.

Proposed:

- A. For a single commercial business, which is not a part of a subdivided building, the following shall apply (All signs described herein shall be subject to the restrictions provided in § 135-4.):
- (1) With property less than 100 feet of frontage on Route 1, two signs are permitted. One sign, attached to the building and not exceeding one square foot for each front foot of building, is permitted. A freestanding sign is also permitted, but shall not exceed 30 square feet and shall not reduce the number of required parking spaces.
- (2) With property of 100 feet of frontage or more on Route 1, there shall be allowed one freestanding sign no larger than 120 square feet and one sign attached to the building not to exceed one square foot in area for each front foot of building.
- (3) **Three flags not in excess of four feet by six feet are permitted if attached to front of a building, on a pole, or attached to a sign;** anything contained in this chapter notwithstanding, a flag may protrude no more than six feet from the wall to which it is attached and, if attached to a building, may not be higher than the roof of the building. **One flag may be substituted with a feather flag.**

- B. In the case of a subdivided building, the total number of signs shall not exceed three signs for each single commercial occupant, ***the total square footage of all such signs shall not exceed one and one-half square foot*** in area for each lineal front foot of building used for a single commercial purpose. Each allowed sign must be on or attached to the building.
- C. In addition to the sign allowed in Subsection B above, the following signs shall be permitted:
1. One multiple-use identification sign, stating the name of the subdivided building and some or all of its tenants. The area of such sign shall be determined independently from the sign area allowed under Subsection A of this section and shall not exceed 30 square feet per tenant or exceed 250 square feet per subdivided building.
 2. One additional sign shall be permitted below a canopy or overhang, not to exceed two square feet in size.
 3. In the case of gasoline service provided by a retail store, one additional conventional freestanding gasoline sign.
 4. Subdivided buildings; protrusion.
 - a. For an entire subdivided building, one United States flag and one State of Delaware flag are permitted on a pole(s) attached to the front of a building or on a flagpole set back at least 25 feet from the front property line and 10 feet from any side property line.
 - b. For a subdivided building, ***each unit comprising a business*** is permitted to have ***one flag for each unit of the business***, with dimensions not in excess of four feet by six feet, if on a pole attached to the front of the business (building). ***Only one feather flag shall be permitted for multiple units.***
 - c. Anything contained in this chapter notwithstanding, if attached to a building, a flag(s) may protrude no more than six feet from the wall to which it is attached and may not be higher than the roof of the building.