

ORDINANCE 22-_____

AN ORDINANCE OF THE CITY OF PORT ST. LUCIE AMENDING THE TRADITION MASTER SIGN PROGRAM; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Port St. Lucie, Florida, adopted a Master Sign Program known as the Tradition Master Sign Program with the adoption of Ordinance 05-12, which Tradition Master Sign Program has been amended by Ordinances 07-02, 07-68, 08-45, 13-33 and 16-54 (collectively, as amended, the “Tradition Master Sign Program”); and

WHEREAS, the City of Port St. Lucie, Florida, was requested by Mattamy Palm Beach, LLC, to further amend the Tradition Master Sign Program; and

WHEREAS, the City of Port St. Lucie Planning and Zoning Board held a public hearing on the _____ day of _____, 2021 to consider the amendment to the Tradition Master Sign Program, with advertising of the public hearing having been made; and

WHEREAS, the City Council held a public hearing on the _____ day of _____, 2022 to consider the amendment to the Tradition Master Sign Program, with advertising of the public hearing having been made; and

WHEREAS, the City Council determines that the granting of the amendment to the Tradition Master Sign Program is authorized by Section 155.03(H), Port St. Lucie City Code, and further the granting of the amendment to the Tradition Master Sign Program will not adversely affect the public interest.

NOW, THEREFORE, THE CITY OF PORT ST. LUCIE HEREBY ORDAINS:

Section 1. Ratification of Recitals. The foregoing recitals are hereby ratified and confirmed as true and correct and are hereby made a part of this Ordinance.

Section 2. Amendment to Master Sign Program. That the City of Port St. Lucie hereby approves the amendment to the Tradition Master Sign Program to add the following additional sign types to the Tradition Master Sign Program, which amendment shall be deemed the 6th Amendment to the Tradition Master Sign Program, with the conditions set forth in Section 3 of this Ordinance:

<u>Sign Type:</u>	<u>Location(s):</u>	<u>Number of Signs Allowed:</u>	<u>Max Height / Size:</u>	<u>Allowable Sign Area:</u>	<u>Lighting: Internal / External:</u>
Digital Display Kiosk	At trailheads, destinations, and along trails	Twelve (12)	8'	150 SF	Internal / External
Building Mounted Façade Sign	On the front, rear and/or side building facades depending on location	One (1) per façade or section of façade	N/A	Buildings less than 10,000 SF = Not to exceed 200 SF cumulative area; Buildings 10,000 SF to 25,000 SF – Not to exceed 500 SF cumulative area; and Buildings greater than 25,000 SF – Not to exceed 1,000 SF cumulative area	Internal / External
Properties with more than one road frontage	Primary and Secondary Road Frontage	One (1) per road frontage; Maximum two signs	9.5'	Primary frontage (100% of allowable sign area), Secondary Frontage (no more than 50% of allowable sign area); May combine secondary frontage sign with primary frontage sign not to exceed 150% of allowable sign area and only one sign	Internal / External

Section 3. Conditions of Approval. The City and Mattamy Palm Beach, LLC agree to diligently work together to address and modify any provisions in the Tradition Master Sign Program that may be contrary to applicable law. Mattamy Palm Beach, LLC, or its successor in interest, shall submit a revised Tradition Master Sign Program, in a form found to be legally sufficient by the City Attorney and Mattamy Palm Beach, LLC, to the City Council on or before January 31, 2023, which revised Tradition Master Sign Program shall address, at a minimum, content-neutral signage regulations. If the parties cannot agree upon the form of the revised Tradition Master Sign Program to be submitted to the City Council by November 1, 2022, the parties shall meet and confer within 30 days to address their differences, and shall continue to meet and confer every 30 days until an agreement on the submittal is reached. If Mattamy Palm Beach, LLC does not either: (a) meet and confer pursuant to the provisions contained herein, or (b) submit the revised Tradition Master Sign Program to the City Council by January 31, 2023, no further sign permits will be issued pursuant to the Tradition Master Sign Program until a revised Tradition Master Sign Program is submitted to the City Council in a form agreed upon by the City Attorney and Mattamy Palm Beach, LLC. This condition will expire upon the submission of a revised Tradition Master Sign Program to the City Council in a form agreed upon by the City Attorney and Mattamy Palm Beach, LLC.

Section 4. Severability. The provisions of this Ordinance are intended to be severable. If any provision of this Ordinance is determined to be void or is declared illegal, invalid, or unconstitutional by a Court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect. Nothing herein shall be deemed to be the City of Port St. Lucie's affirmation that any other part of the Tradition Master Sign Plan does or does not comply with applicable laws.

Section 5. Codification. The provisions of this Ordinance shall be made a part of the Tradition Master Sign Program. The sections of this Ordinance may be renumbered or re-lettered to accomplish such intentions; the word "ordinance" may be changed to "section" or other appropriate word as may be necessary.

Section 6. That this Ordinance shall become effective ten (10) days after City Council approval.

PASSED AND APPROVED by the City Council of the City of Port St. Lucie, Florida, this
_____ day of _____, 2022.

CITY COUNCIL
CITY OF PORT ST. LUCIE

BY: _____
Shannon Martin, Mayor

ATTEST:

Sally Walsh, City Clerk

APPROVED AS TO FORM:

BY: _____
James Stokes, City Attorney