

Submitted by: Assembly Member Johnston
Prepared by:
For reading: _____

ANCHORAGE, ALASKA
AO No. 2015-_____

AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE TITLE 21, LAND USE PLANNING (NEW CODE – EFFECTIVE JANUARY 1, 2014), TO ALLOW WINDOW APPLICATIONS THAT COVER 100 PERCENT OF WINDOWS IN BUILDINGS UNDER CONSTRUCTION AND TO ALLOW TEMPORARY WINDOW APPLICATIONS ON A TEMPORARY BASIS FOR NEW RETAIL FACILITIES.

(Planning and Zoning Commission Case 2015-0059)

WHEREAS, the provisions regarding temporary signs and coverings are not clearly defined for structures under construction and the lack of clarity for temporary window applications have caused confusion in the building industry and the municipal staff.

WHEREAS, by clearly addressing the provisions for temporary signs and window applications creates specific language and standards to implement the provisions of the code; and

WHEREAS, there is no clear provision for widow applications for buildings under construction or specific code language for window applications on a temporary basis for newly opening retail facilities.

NOW THEREFORE, THE ANCHORAGE ASSEMBLY ORDAINS:

Section 1. Section 21.11.070H.3. is amended as follows:

H. Temporary Signs

Temporary signs in nonresidential districts are permitted pursuant to table 21.11-7 as set forth below.

1. Banners shall not be deemed signs for purposes of sign permitting requirements under title 23 and the temporary sign removal cash bond requirement in AMCR 21.20.007, provided that these conditions are met:

a. The banner is maintained in an “as new” condition at all times and is displayed and secured so as not to encroach into a public right-of-way.

b. Notice is filed with the municipality, land use enforcement division, at commencement of each display period.

c. The banner is displayed for no more than 30 consecutive days from the commencement date specified in the notice, and for no more than 120 total days annually.

2. Balloons, pennants, ribbons, and streamers are considered decorative display and not signs for purposes of sign permitting under title 23 and the temporary sign removal cash bond requirement in AMCR 21.20.007. Balloons, pennants, ribbons, and streamers shall meet these requirements:

a. Balloons, pennants, ribbons, and streamers shall be maintained in an "as new" condition at all times and shall be displayed and secured so as not to encroach into the public right-of-way.

b. Balloons, pennants, ribbons, and streamers are decoration within the scope of enforcement of AMC 15.20.020B.11. and shall not create a public nuisance by reason of condition or inappropriate location.

3. Poster advertisement and other window applications that are affixed or attached to a window or door, or are applied or attached within a building and located near a window for the purpose of being visible to and read from the outside of the building, are permitted without being subject to number, sign permitting under title 23, and the temporary sign removal cash bond requirement in section 21.20.007. The total combined area of poster advertisement and other window application shall not exceed 50 percent of the window area unless the structure is under construction and not occupied. If under construction, the windows can be fully covered.

a. Window applications can be affixed up to 50 percent of the total overall window square footage of the entire structure on a temporary basis for no more than 90 days when advertizing new retail facilities.

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(AO 2012-124 (S) , 2-26-13)

Section 2. This ordinance shall be effective immediately upon passage and approval by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this _____ day of _____, 2015.

Chair of the Assembly

ATTEST:

Municipal Clerk