

ORDINANCE NO. 10674

AN ORDINANCE RELATING TO THE REGULATION OF BILLBOARDS, AMENDING BELLINGHAM MUNICIPAL CODE TITLE 20.

WHEREAS on March 1, 1990 the City of Bellingham adopted Ordinance Number 10039, prohibiting new billboards in the City and requiring the amortization of existing billboards over a six year period, and

WHEREAS, the owners of a majority of the billboards in the City have challenged this ordinance in Whatcom Superior Court alleging that the ordinance violates the sign owner's rights under state and federal law, and

WHEREAS, the billboard owners have proposed to the City, as a means of resolving the issues involved in said litigation, a cap and replace ordinance which would limit the number of billboard structures and faces to the number currently in existence and would establish certain performance standards and locational criteria for billboards; and in addition the owners have offered and agreed to remove certain billboard structures within 90 days and they have stipulated to further restrictions on billboards within the City, and

WHEREAS, a Determination of Nonsignificant Environmental Impact was issued on September 11, 1995 by the responsible official under the procedures of the State Environmental Policy Act, and

WHEREAS, the Planning Commission held public hearings according to law on February 16, March 2, and March 16, 1995 and made a recommendation to the City Council, and

WHEREAS, the City Council held public hearings according to law on June 26, August 21, and September 11, 1995, and

WHEREAS, some of the dangers which resulted in Ordinance No. 10039 are no longer present, or have been addressed by this cap and replace ordinance, and

0019.ORD (1)

City of Bellingham
CITY ATTORNEY
210 Lottie Street
Bellingham, Washington 98225
Telephone (206) 676-6903

WHEREAS, billboards, in appropriate locations and properly regulated, provide an efficient means of advertising for local businesses and non-profit agencies; and

WHEREAS, the City Council finds that this ordinance will appropriately balance the interests of billboard owners and the interests of the City and its citizens in maintaining a safe, economically viable, and aesthetically pleasing community by limiting the number of billboard structures and faces, restricting their locations, establishing performance standards, and requiring the removal or relocation of signs in areas where they are most likely to impact the CBD Core, neighborhoods and other sensitive areas, including view designated areas; and

WHEREAS, in order to protect the vitality, safety, and character of the CBD and view designated areas, billboards should be removed from those areas;

NOW THEREFORE, THE CITY OF BELLINGHAM DOES ORDAIN:

Section 1: Section 20.08.020 A. (8) of the Bellingham Municipal Code and the Land Use Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby added as follows:

- (8) Advertising Device: An on-premise sign advertising foods, services, or products available on the same property.

Existing subsections (9) through (13) remain unchanged but shall be renumbered consecutively (10) through (14).

Section 2: Section 20.08.020 B. of the Bellingham Municipal Code and the Land Use Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby amended as follows:

- B. (1) No change.
- (2) Banners: Any graphic device of lightweight fabric or similar material that has received a permit from the City to be

temporarily suspended over a public right of way. Banners are not off-premise signs or billboards.

- (3) No change.
- (4) **Billboard:** A legally established, changeable copy sign of at least 140 square feet in area, visible from the public right of way, and rented to various advertisers. A billboard is anchored to the ground by permanent posts, requires a building permit for construction, and is allowed only in the Billboard Overlay Zones.
- (5) **Billboard, Back-to-Back:** A billboard structure supporting two board faces parallel with ends aligned.
- (6) **Billboard Cap:** The maximum number of billboard structures and faces allowed within the City of Bellingham: 55 billboard faces and 30 billboard structures. The total number of billboard structures and faces within the City of Bellingham shall be increased by the number located within an area which is annexed, provided that the billboards were in existence on the effective date of this ordinance. See Bellingham Municipal Code, Figure 16 for the locations and descriptions of all billboards within the City of Bellingham.
- (7) As of the effective date of this Ordinance.
Billboard Face: The flat portion or portions of a billboard containing advertising and molding which is visible from any public place. The calculation of the area of the face of the billboard excludes the structure, safety devices, and cut-out extensions. Molding size may be increased to no more than 5% of the total billboard face size to provide a permanently blank frame around the edge of the billboard face. Single or multiple billboard faces attached to one billboard structure shall be no more than 300 square feet in area as legible from

any one place. The location of billboard faces, as existing on the effective date of this ordinance, is identified in Bellingham Municipal Code, Figure 16.

(8) **Billboard Overlay Zones:** Billboards may be located only in the Billboard Overlay Zones as described in Section 20.08.020 and Bellingham Municipal Code 20.08.020, Figure 15. The Billboard Overlay Zones are divided into two areas, Relocation and Maintenance:

(a) **Relocation Areas:** Billboards may be located in and relocated to these areas, provided the billboard cap is not exceeded. Billboards in these areas may be reconstructed if they conform with this code after reconstruction. Billboards may not be relocated to an area outside of the Relocation Areas. Billboard Relocation Areas include the following areas, including Neighborhood Plan Sub Areas as existing on the effective date of this ordinance:

- i. Three hundred feet on each side of the Guide Meridian between Horton and Kellogg Roads, excluding Area 17C of the Guide Meridian Neighborhood.
- ii. Areas 1, 1a, 2, 4, 5, and 6 of the Guide Meridian Neighborhood.
- iii. Area 16 of the Sehome Neighborhood.
- iv. Area 8 of the York Neighborhood.
- v. Three hundred feet on either side of Iowa Street between the Interstate 5 Freeway and Woburn Street.

- vi. Area 6 of the Sunnyland Neighborhood.
- vii. Area 13 of the Lettered Streets Neighborhood.
- viii. Areas 5, 8, and 9 of the Central Business District Neighborhood.
- ix. Area 2 of the York Neighborhood northeast of York Street.
- x. Area 2 of the Central Business District Neighborhood west of Coho Drive.
- xi. Area 2 of the Mount Baker Neighborhood two hundred feet north of the east-west trending section of Squalicum Creek

(b) Maintenance Areas: Billboards may not be relocated into or within these areas. Existing billboards may remain on the same site and be reconstructed if they satisfy regulations after reconstruction. Structurally damaged billboards must be repaired within six months of being damaged. Billboards within these areas may be relocated to a Relocation Area. Billboard Maintenance Areas include the following areas, including Neighborhood Plan Sub Areas as existing on the effective date of this ordinance:

- i. Area 7 of the South Neighborhood.
- ii. The block bound by "F", "G", Holly, and Astor Streets.
- iii. Area 16 of the Central Business District Neighborhood.

iv. Area 2 of the York Neighborhood southwest of
Champion and northwest of the Forest/Garden alley.

(c) Billboards are prohibited outside of the Billboard Overlay Zones, described above. Existing billboards shall be removed within 90 days of the effective date of this ordinance. The owner of a billboard outside of an overlay zone may obtain a relocation permit only within ninety days of the effective date of this ordinance. If no relocation permit is obtained for a billboard in a prohibited area within this time period the structure and faces shall be removed from the cap and the billboard cap shall be reduced accordingly.

- (9) Billboard, Side-By-Side: A billboard structure supporting two parallel billboard faces, which face in the same direction.
- (10) Billboard, Side-By-Side, Back-to-Back: A billboard structure with four billboard faces, two of which face in the opposite direction of the other two and are immediately adjacent to or actually adjoining each other..
- (11) Billboard, Single-Faced: A billboard structure with one billboard face.
- (12) Billboard Structure: The foundation and framework which supports billboard faces. A billboard structure is a single, independent unit. The location of existing billboard structures within the City of Bellingham is identified in Bellingham Municipal Code, Figure 16.
- (13) Billboard, "V": Back-to-Back or Side-by-Side, Back-to-Back Billboards which are attached at one end of the structure but are separate at the other end, forming a widening gap between the back of the billboard faces.

Existing subsections (5) through (11) remain unchanged but shall be renumbered consecutively (14) through (20).

Section 3: Section 20.08.020 C (22) is hereby added to the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, to read as follows:

- (22) Cut-Out Extension: An appendage on a billboard which is no larger than 45 square feet, existing only for the lifetime of the sign graphic.

Section 4: Section 20.08.020 O (4) of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby repealed.

Section 5: Section 20.08.020 S (9) of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby amended as follows:

- (9) Sign, Off-premise: Any sign other than a banner or billboard, defined above, which advertises an establishment, merchandise, service, goods, or entertainment which is sold, produced, manufactured or furnished at a place other than on the property on which said sign is located.

Section 6: Section 20.08.020 Figures 15, 16, and 17 shall be added to the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, as follows:

A. Exhibit "A" of this ordinance (Billboard Relocation and Maintenance Area Maps) shall be attached as Bellingham Municipal Code 20.08.020, Figure 15, Section 20.08.020.

B. Exhibit "B" of this ordinance (Billboard Location List) shall be attached as Figure 16, Section 20.08.020.

0019.ORD (7)

City of Bellingham
CITY ATTORNEY
210 Lottie Street
Bellingham, Washington 98225
Telephone (206) 676-6903

C. Exhibit "C" of this ordinance (Intersection Spacing Diagram) shall be attached as Bellingham Municipal Code, Figure 17, Section 20.08.020.

Section 7: Section 20.12.040 (A) (4) (a) i. of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby amended as follows:

- i. No off-premise signs shall be permitted.

Section 8: Section 20.12.040 (A) (4) (b) i. of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby amended as follows:

- i. No off-premise signs shall be permitted. Billboards are permitted in the Billboard Overlay Zones when in accord with the provisions of this code.

Section 9: Section 20.12.040 (A) (4) (c) i. of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby amended as follows:

- i. No off-premise sign shall be permitted.

Section 10: Section 20.12.040 (A) (4) (d) i. of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby amended as follows:

- i. No off-premise signs shall be permitted. Billboards are permitted in the Billboard Overlay Zones when in accord with the provisions of this code.

Section 11: Section 20.12.040 (A) (5) (a) i. of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby amended as follows:

0019.ORD (8)

- i. No off-premise sign shall be permitted. Billboards are permitted in the Billboard Overlay Zones when in accord with the provisions of this code.

Section 12: Section 20.12.040 (A) (5) (b) i. of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby amended as follows:

- i. No off-premise sign shall be permitted.

Section 13: Section 20.12.040 A. (6) (b) ix. of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby added as follows:

- vii. Off-premise signs are not permitted. Billboards are permitted in the Billboard Overlay Zones when in accord with the provisions of this code.

Section 14: Section 20.12.040 A. (6) (c) viii. of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby added as follows:

- vii. Off-premise signs are not permitted. Billboards are permitted in the Billboard Overlay Zones when in accord with the provisions of this code.

Section 15: Sections 20.12.040 B. and C. of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance 9024, as amended, are hereby amended as follows:

B. Off Premise Signs

- (1) Off-Premise Signs are not permitted. Billboards are permitted in the Billboard Overlay Zones when located according to the provisions of this code.

0019.ORD (9)

C. Nonconforming Signs

- (1) A nonconforming sign shall be permitted to remain until such time that said sign becomes abandoned or unsafe; or is proposed to be replaced, relocated and/or structurally or electronically altered. (Except for off-premise signs.)
- (2) A nonconforming sign advertising a conforming use, when replaced or changed as in paragraph (1) above, shall comply with the provisions of this ordinance. (Except for off-premise signs.)
- (3) A nonconforming sign, when replaced or changed, shall comply with the provisions of this ordinance, or one (1) sign may replace all existing exterior signs if the total square footage of said sign does not exceed seventy-five percent (75%) of the aggregate total square footage of the existing signs nor constitutes more than one hundred fifty percent (150%) of the sign area permitted by regulations of the applicable land use designation. (Except for off-premise signs or billboards.)
- (4) Off-premise signs shall be allowed until March 13, 1996 to amortize their value. All off-premise signs existing after the last date of amortization shall be considered in violation of this ordinance and shall be removed from the City. Provided, that nothing contained herein shall require the removal of any sign where such requirement is prohibited by state or federal law or where state or federal law would require the payment of compensation for removal.

Section 16: Section 20.12.040 E. of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby added as follows:

E. Billboard Standards

- (1) A billboard may be relocated or replaced under the following provisions:
 - (a) Owners of relocated or replaced billboards shall obtain a transferrable Billboard Relocation Permit at the time of the release of a demolition permit for a billboard structure. This permit shall include the site, number, and size of the billboard. The permit is valid for five years from the date of issuance.
 - (b) Relocated or replaced billboards require a building permit. Building permit applications shall be accompanied by a Billboard Relocation Permit. One-time only registration fees and yearly tracking fee is required.
 - (c) A holder of a Billboard Relocation Permit may combine multiple small billboard faces to make larger boards of up to the maximum size (300 square feet).
- (2) A billboard may be relocated provided:
 - (a) If a billboard structure is eliminated in the relocation process, such as by combining multiple structures, the eliminated structure may not be recreated.
 - (b) A relocated billboard face will not exceed the size of the original face or 300 square feet, whichever is smaller. A holder of multiple billboard relocation permits may trade billboard face areas between permits. *For instance, two 140*

square foot billboard faces may be relocated as one 280 square foot billboard face. If a billboard face is eliminated in the relocation process, such as by combining multiple faces, the eliminated face may not be recreated.

- (c) A back-to-back, a side-by-side, or a "V" billboard may not be relocated to two separate billboards. A back-to-back, a side-by-side, or a "V" billboard may relocate as a back-to-back, a side-by-side, or a "V" billboard, if it meets the standards of this code.
- (3) Performance Standards.
- (a) Billboards which do not meet the standards of this ordinance are nonconforming.
 - (b) Landscaping shall be provided as follows:
 - i. Provide a new street tree if none exists within 50'.
 - ii. No removal of street trees and code-required landscaping. Maintenance and trimming in and around the base of the billboard structure is allowed.
 - iii. Landscaping (defined in Bellingham Municipal Code 20.08) of evergreen plants at the billboard base in Industrial designations.
 - iv. In Planned and Commercial designations provide substantial screening of the billboard base by placing six foot tall evergreen plants in the area below the billboard face. These plants shall, at maturity, grow as tall as the bottom of the billboard face, but may be less than six feet tall if the billboard face is less than six feet off the ground.

- v. Landscaping shall be of native vegetation and low-water using.
- (c) Signage shall not be a hologram or appear to move. Three-dimensional extensions from billboard faces are allowed if they do not appear to be three-dimensional from the front. Lighting shall be indirect and glare shielded from traffic and nearby residences. Lighting shall not be within the billboard graphic, move, flash, or blink.
- (d) A billboard shall not be located within 300 feet of a residential zone unless it can be demonstrated the structure will not have a significant negative visual impact on adjacent residences. This determination shall be made by the Director at least ten days after written notice is mailed to residential property owners within 300 feet of the proposed structure.
- (e) Billboards in Planned designations under development may remain only if included in the new Planned Contract. The billboard must be compatible in terms of scale, use, and location. A Planned Contract is required if a billboard is proposed on a vacant Planned site. Conditions of the Planned Contract shall only address the impacts created by the billboard
- (f) The minimum spacing between billboards on the same side of the street facing traffic in Commercial and Planned Designations is 300' and in Heavy and Light Industrial Designations is 150'.
- (g) All billboards are subject to the technical approval of the Public Works Department.

- (h) Billboards are not allowed in required setbacks from Residential and Public Designations or in the Right-of-Way, as measured from the vertical extension of any portion of the billboard.
- (i) "V" boards are allowed if the angle between the billboard faces is no more than thirty (30) degrees.
- (j) No more than two billboard structures may be located within 100 feet of all the property corners of an intersection. See Bellingham Municipal Code, Figure 17.
- (k) The maximum number of billboards on both sides of a street shall be four (4) within any 1,320 feet.
- (l) Maintenance: All damaged or disfigured billboards, including posters, shall be repaired within twenty days of the occurrence of damage or disfigurement.
- (m) Billboard Height shall not exceed the allowed height for signs in the underlying Land Use Designation, and in no case shall exceed thirty-five feet (35') in height.

Section 17: Section 20.14.040 A. - E. the Land Use Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby amended as follows:

- A. Any existing sign, legally erected, which no longer conforms with the regulations of this ordinance is hereby declared a nonconforming sign and not in violation of this ordinance. (Except for off-premise signs.)
- B. A nonconforming sign shall be permitted to remain until such time that said sign becomes abandoned or unsafe; or is proposed to be replaced, relocated and/or structurally or electronically altered. (Except for off-premise signs.)

- C. A nonconforming sign advertising a conforming use, when replaced or changed, shall comply with the provisions of this ordinance.
(Except for off-premise signs.)
- D. A nonconforming sign, when replaced or changed, shall comply with the provisions of this ordinance; or one (1) sign may replace all existing exterior signs if the total square footage of said sign does not exceed seventy-five percent (75%) of the aggregate total square footage of the existing signs nor constitutes more than one hundred fifty percent (150%) of the sign area permitted by regulations of the applicable land use designation. (Except for off-premise signs or billboards.)
- E. All off-premise signs which were legally erected and maintained are hereby declared non-conforming. Any off-premise sign fifty percent (50%) or more destroyed may not be reconstructed. All off-premise signs shall be removed from the City of Bellingham by March 13, 1996 as provided in 20.12.040(c).

Section 18: A new subsection 20.14.040 F. is added to the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby added as follows:

- F. A nonconforming billboard may be repaired provided that the cost to repair shall not exceed \$5,000. If the cost to repair or reconstruct a nonconforming billboard exceeds \$5,000 the billboard must conform to the requirements specified in this code.

Section 19: Section 20.18.010 B. (3) of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby amended as follows:

- (3) Sign code modifications, except that holders of billboard relocation permits may apply for variances to performance standards for height, setback, and spacing (as below). Variances to the Billboard Overlay

Zone designations, Bellingham Municipal Code 20.08.020, Figure 15 Bellingham Municipal Code 20.08.020, shall not be granted. No variances to billboard face size, number of billboard faces, or number of billboard structures shall be granted. Variances from minimum spacing requirements shall not exceed 10% of the minimum spacing requirement.

Section 20: Section 20.32.030 A. of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby amended as follows:

MULTIPLE

- (5) BILLBOARDS, subject to the provisions of this ordinance and only within the Billboard Overlay Zones, delineated by BMC 20.08.020, Bellingham Municipal Code 20.08.020, Figure 15.

Section 21: Section 20.34.030 A. of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby amended as follows:

AUTO

- (17) BILLBOARDS, subject to the provisions of this ordinance, and only within the Billboard Overlay Zones delineated by Bellingham Municipal Code 20.08.020, Figure 15.

CENTRAL

- (29) BILLBOARDS, subject to the provisions of this ordinance, and only within the Billboard Overlay Zones delineated by Bellingham Municipal Code 20.08.020, Figure 15.

Section 22: Section 20.34.100 A. (1) of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby amended as follows:

- (1) No off-premise signs shall be permitted.

0019.ORD (16)

Section 23: Section 20.34.100 B. (1) of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby amended as follows:

- (1) No off-premise signs shall be permitted. Billboards are permitted in the Billboard Overlay Zones when in accord with the provisions of this code.

Section 24: Section 20.34.100 C. (1) of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby amended as follows:

- (1) No off-premise signs shall be permitted.

Section 25: Section 20.34.100 D. (1) of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby amended as follows:

- (1) No off-premise signs shall be permitted. Billboards are permitted in the Billboard Overlay Zones when in accord with the provisions of this code.

Section 26: Section 20.36.030 A. of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby added as follows:

LIGHT

- (13) BILLBOARDS, subject to the provisions of this ordinance, and only within the Billboard Overlay Zones delineated by Bellingham Municipal Code 20.08.020, Figure 15.

Section 31: Section 20.38.050 C. (8) (i) of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby added as follows:

- (i) Billboards are allowed in planned areas within the overlay zone. Owners of vacant parcels must receive a Planned Contract prior to billboard construction. Billboards may be retained on a developing parcel only if included in the Planned Contract. A billboard shall be compatible with the remainder of the site in terms of scale, use, and location. Conditions of the Planned Contrast shall only address the impacts created by the billboard.

Section 32: Section 20.38.050 D. (2) (m) of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby amended as follows:

- (m) BILLBOARDS, subject to the provisions of this ordinance, and only within the Billboard Overlay Zones delineated by Bellingham Municipal Code 20.08.020, Figure 15.

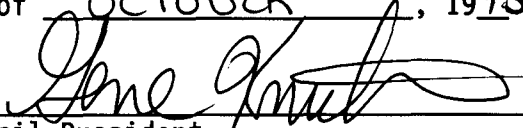
Section 33: Section 20.38.050 D. (7) (h) of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby added as follows:

- (h) Billboards are allowed in Planned Areas as subject to the provisions of this ordinance, and only within the Billboard Overlay Zones delineated by Bellingham Municipal Code 20.08.020, Figure 15. Owners of vacant parcels must receive a Planned Contract prior to billboard construction. Billboards may be retained on a developing parcel only if included in the Planned Contract. A billboard shall be compatible with the remainder of the site in terms of scale, use, and location.

Section 34. SEVERABILITY


Should any section, clause, designation, or provision of this chapter be declared by the Courts to be invalid, the same shall not affect the validity of the chapter as a whole or any part thereof, other than the part so declared to be invalid.

PASSED by the Council this 2nd day of OCTOBER, 1995


Council President

APPROVED by me this 16th day of OCTOBER, 1995.


Mayor

ATTEST: 
Finance Director

APPROVED AS TO FORM:


Office of the City Attorney

Published: OCT 19, 1995

HEAVY

- (8) BILLBOARDS, subject to the provisions of this ordinance, and only within the Billboard Overlay Zones delineated by Bellingham Municipal Code 20.08.020, Figure 15.

Section 27: Section 20.36.100 A. (1) of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby amended as follows:

- (1) No off-premise sign shall be permitted. Billboards are permitted in the Billboard Overlay Zones when in accord with the provisions of this code.

Section 28: Section 20.36.100 B. (1) of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby amended as follows:

- (1) No off-premise signs shall be permitted.

Section 29: Section 20.38.030 D. of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby amended as follows:

- D. Off Premise Signs. No off-premise sign shall be permitted.

Section 30: Section 20.38.050 C. (2) x. of the Bellingham Municipal Code and the Development Ordinance, as adopted by Ordinance Number 9024, as amended, is hereby added as follows:

- (x) BILLBOARDS, subject to the provisions of this ordinance, and only within the Billboard Overlay Zones delineated by Bellingham Municipal Code 20.08.020, Figure 15.

0019.ORD (18)

City of Bellingham
CITY ATTORNEY
210 Lottie Street
Bellingham, Washington 98225
Telephone (206) 676-6903

Exhibit "A" Figure 15:

Billboard Relocation and Maintenance Area Maps

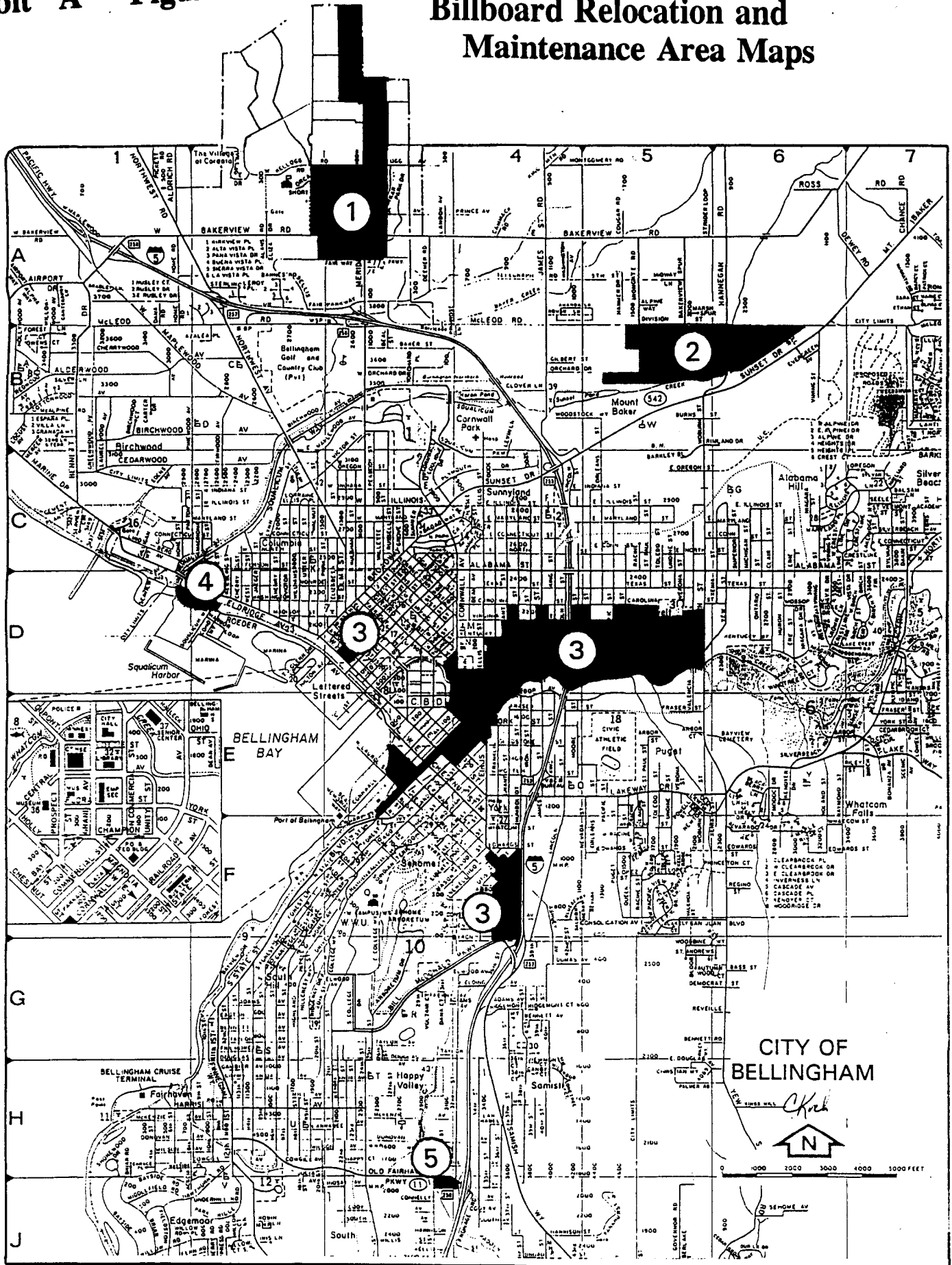


Figure 15: Map 1

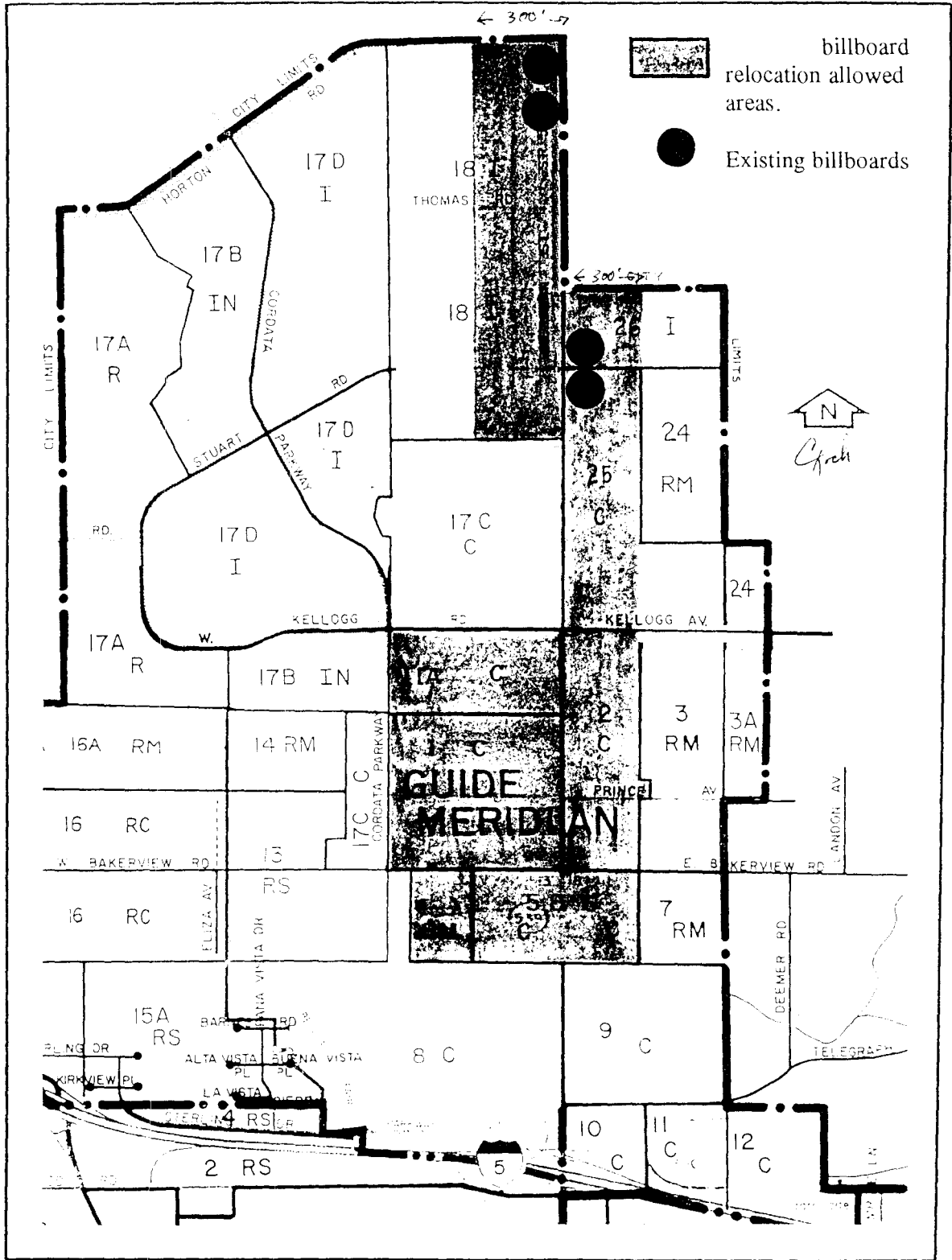
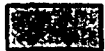
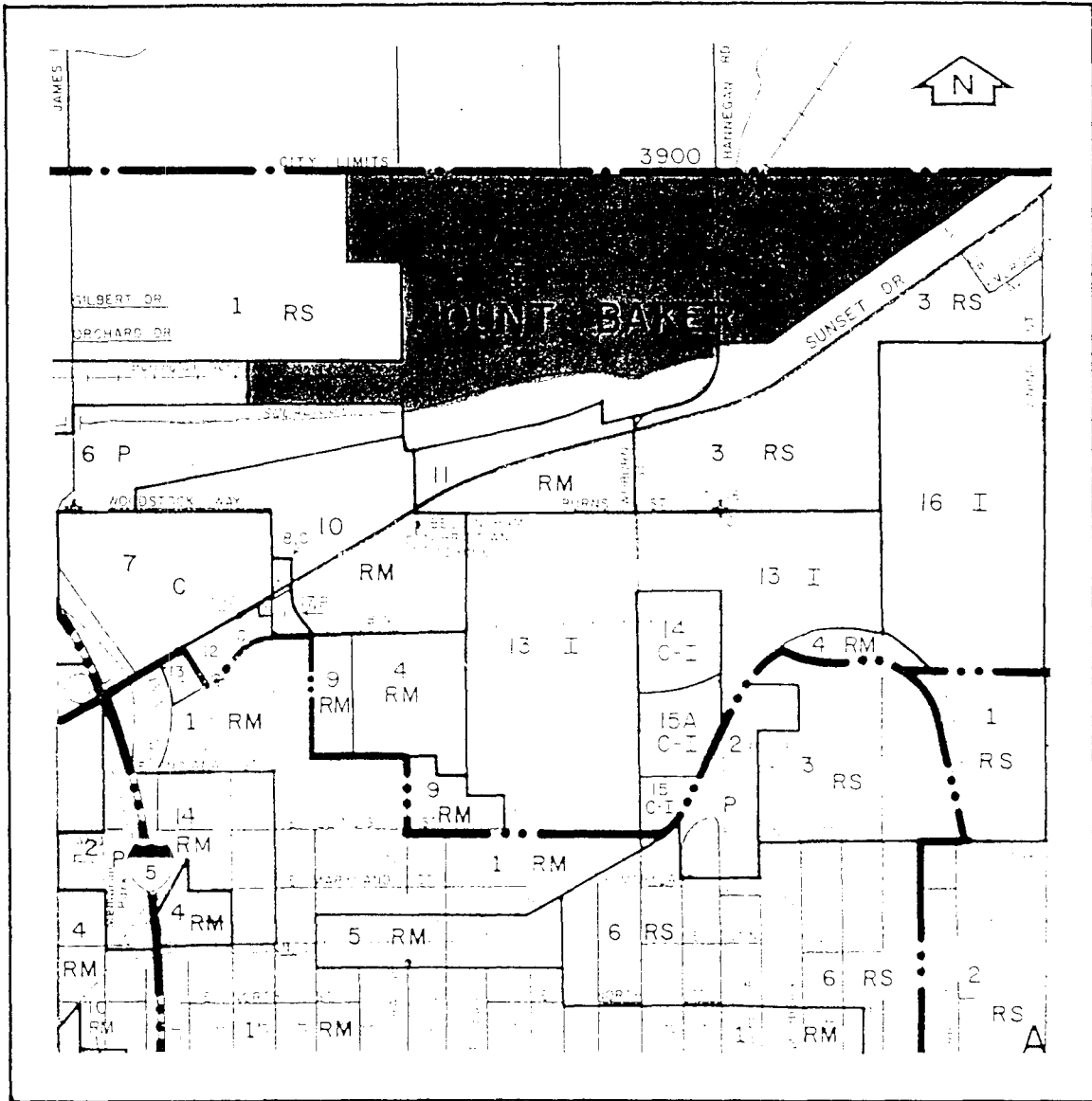
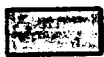
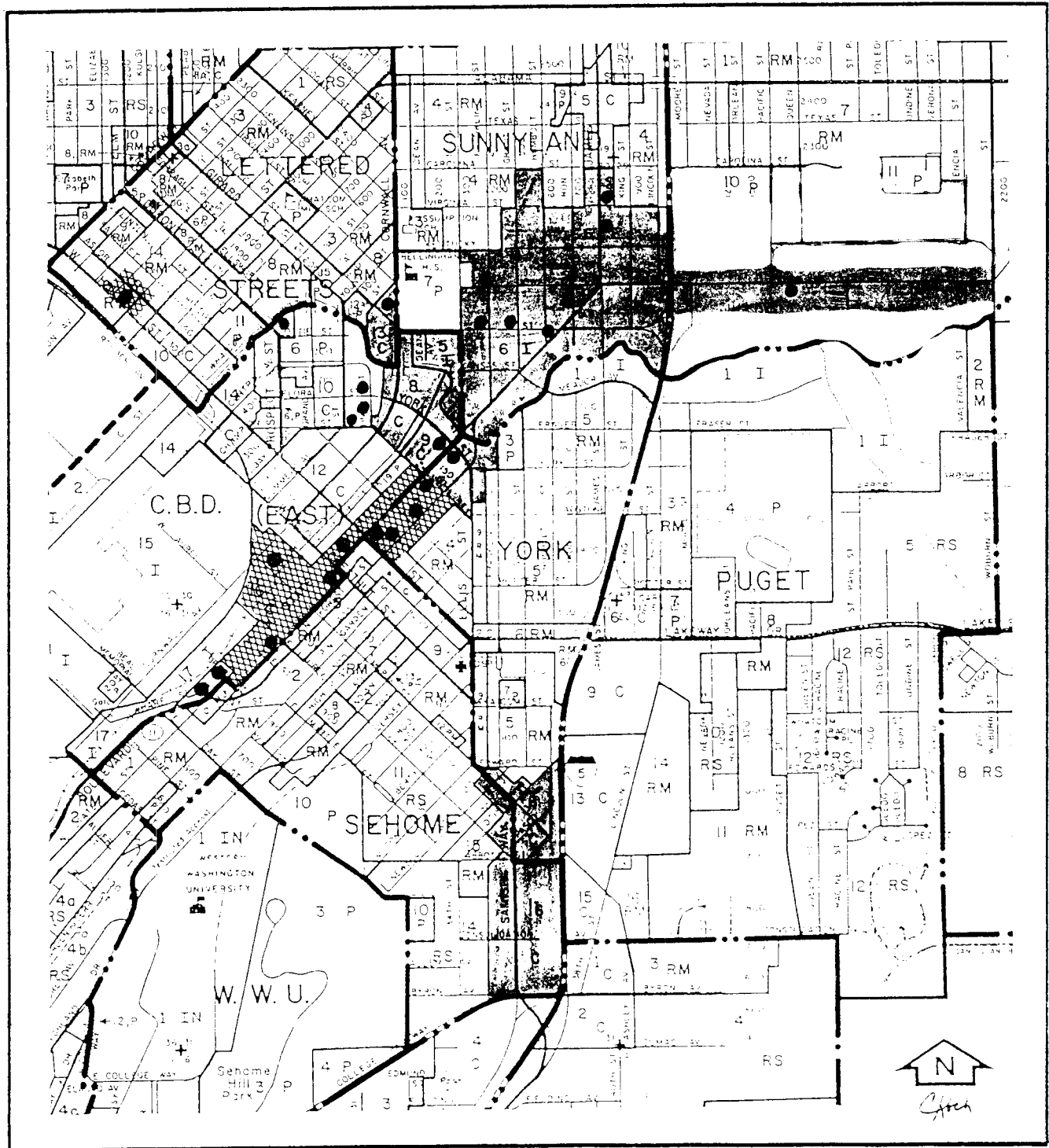


Figure 15: Map 2

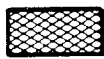


billboard relocation allowed areas.

Figure 15: Map 3



billboard relocation allowed areas.

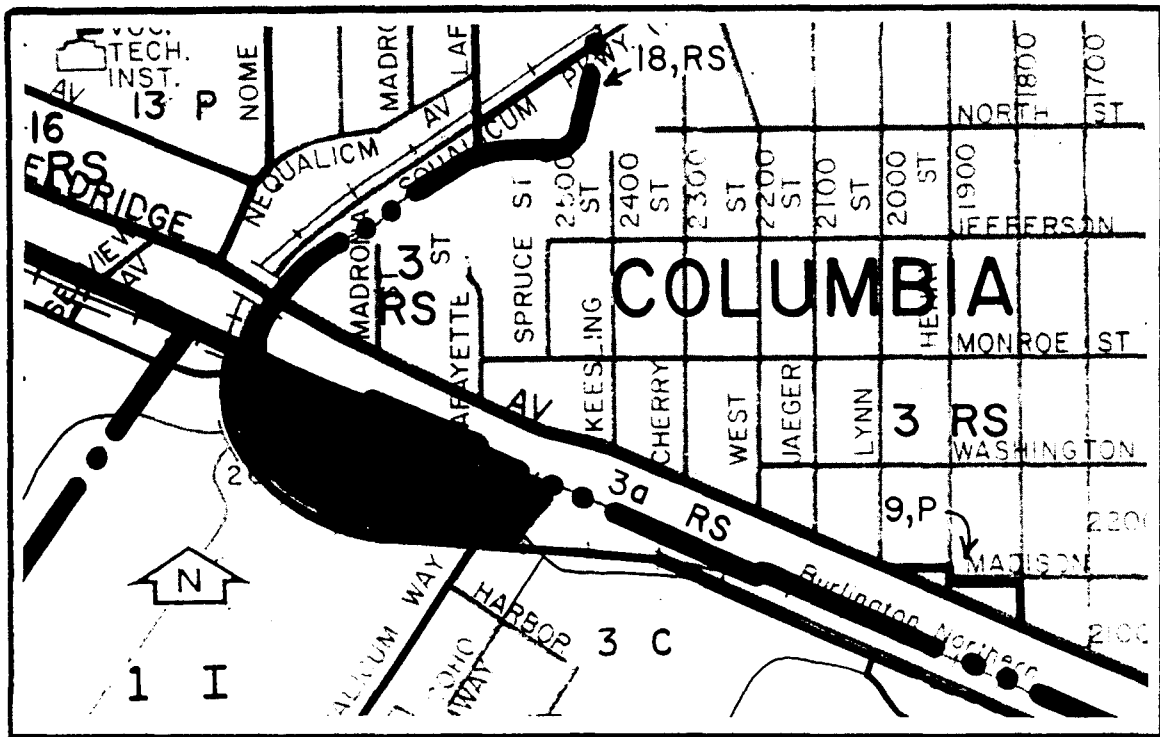


areas where existing billboards may remain but no new billboards allowed.



Existing billboards

Figure 15: Map 4




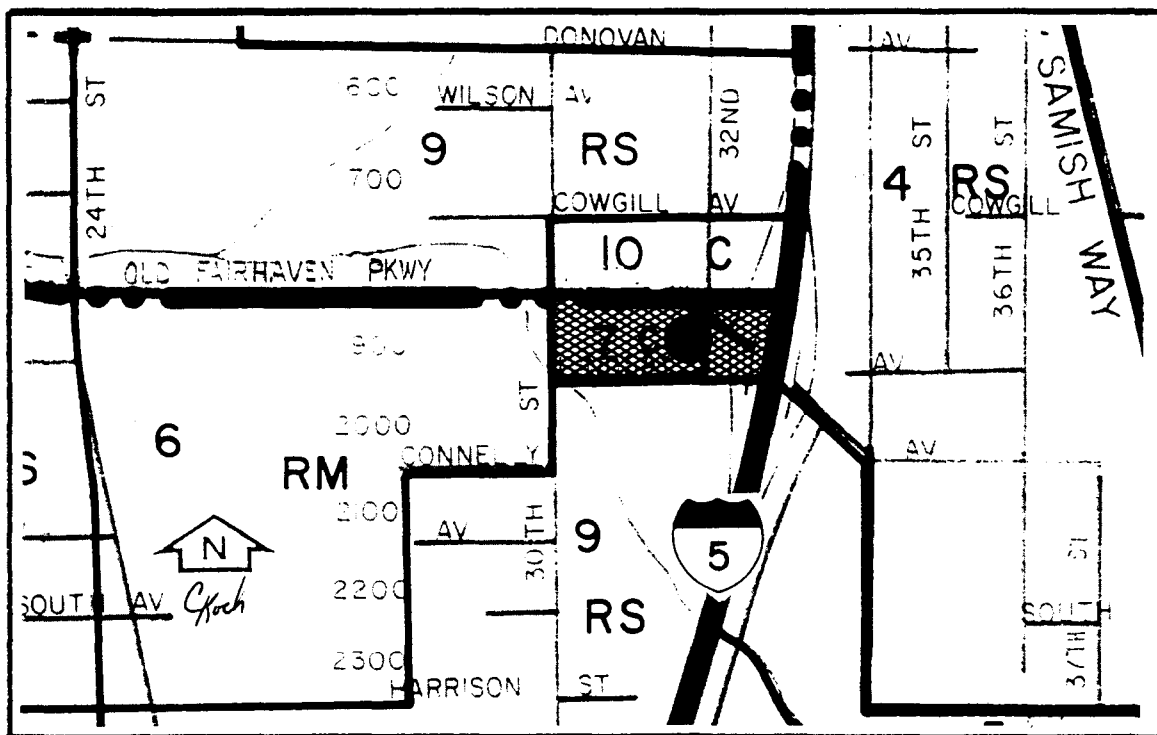
 billboard relocation allowed areas.

Figure 15: Map 5



 areas where existing billboards may remain but no new billboards allowed.

 Existing billboards

Exhibit "B"

Figure 16: Billboard Location List

Abbreviations:

3-M	= 3-M National, Billboard Owner
Ack	= Ackerley Communications, Billboard Owner
BB	= Back to Back Sign with 2 faces
BB/SS	= Back to Back, Side by Side Sign with 4 faces
Dyn	= Dynamic Sign Company, Billboard Owner
Sou	= Sound Beverage, Billboard Owner
SF	= Single Faced and Single Sided Sign with 1 face
SS	= Side by Side Sign with 2 faces

Note: All directions and distances are approximate

	<u>Location</u>	<u># of Sides/ Faces</u>	<u>Owner</u>
A.	Easterly Corner, Holly & "G"; 1012 Holly	BB/2 E & W faces	3-M
B.	Dupont/What.Creek/Lottie, W of 316 Lottie	SS/2 Facing S	3-M
C.	NW Corner, Unity @ Flora, S of 207 Unity	BB/2 E & W faces	3-M
D.	NW Corner, Champion & Unity, S of 111 Unity	SF/1 Facing S	3-M
E.	NW Corner, Unity & Champion, W of 102 W Champion	SF/1 Facing E	3-M
F.	West of State & York, N of 1511 State	BB/2 E & W faces	3-M
G.	South of SE corner of State & York, S of 1530 N. State	SS/2 Facing N	3-M
H.	SE corner State & Champion; N of 1422 N. State, W. of 310 Champion	SF/1 Facing N	Ack
I.	SE corner State & Champion, N of 1422 N. State, W. of 310 Champion	SF/1 Facing N	Ack
J.	Parallel to the NE wall of 1213 N. State	SF/1 Facing N	3-M
K.	SE corner State & Chestnut; N of 1146 N. State, W of 310 Chestnut	SF/1 Facing N	3-M

	<u>Location</u>	<u># of Sides/ Faces</u>	<u>Owner</u>
L.	NW corner Maple & Railroad; SW of 1105 Railroad	BB/2 E & W faces	3-M
M.	NE corner of State & Laurel; W of 1000 N. State	SF/1 Facing N	3-M
N.	SW corner of Berry & State; N of 807 N. State	SF/1 Facing N	3-M
O.	NW corner of Ivy & Boulevard; S of 807 N. State	SF/1 Facing S	3-M
P.	NW corner of Forest & Holly; E of 311 E. Holly	SF/1 Facing S	3-M
Q.	NW corner of Forest & Holly; E of and parallel with 311 E. Holly	SS/2 Facing E	3-M
R.	N of 1421 N. Forest between Magnolia and Champion	SF/1 Facing S	3-M
S.	S of 1909 Cornwall between New & Halleck	BB/2 N & S faces	3-M
T.	NE corner of Ohio & Ellis, S of 1910 Ellis	BB/2 E & W faces	3-M
U.	NW corner Ohio & Grant; S of 427 Ohio	BB/2 E & W faces	Sou
V.	State/Ohio/Humboldt; N of 1819 N. State	BB/2 N & S faces	3-M
W.	SE corner of Iowa & Pacific; W of 1410 Iowa	BB/2 E & W faces	3-M
X.	NE corner of James & Kentucky; N of 2100 James	BB/2 N & S faces	3-M
Y.	SE corner of James & Carolina; S of 2228 James	BB/2 N & S faces	3-M
Z.	SE corner of Old FH Pkwy & 30th	SS/2 Facing W	Dyn
AA.	SW corner of Meridian & Horton; N of 4575 Meridian	BB/SS/4 2 N & 2 S faces	Ack
BB.	4549 Meridian	BB/SS/4 2 N & 2 S faces	Dyn

<u>Location</u>	<u># of Sides/ Faces</u>	<u>Owner</u>
CC. North of 4370 Meridian;	SS/BB/"V"/4 2 S & 2 N faces	Dyn
DD. North of 4444 Meridian	BB/2 2 N faces	Dyn

<u>Style/ # of Faces</u>	<u>Ownerships: (# of stru.)</u>
SF/1 = 11	3-M: 22
BB/2 = 24	Ack: 3
SS/2 = 08	Dyn: 4
BB/SS = 12	<u>Pvt: 1</u>
Totals 55	30

**BILLBOARDS IN THE URBAN FRINGE:
AS OF THE EFFECTIVE DATE OF THIS ORDINANCE**

EE. SE corner of Waldron and Meridian Whatcom County CUP #40-88	BB/SS/4 2 facing N, 2 facing S	Dyn
FF. E of 1063 W. Bakerview; W of Home Road; Whatcom County CUP #17-88	BB/2 E & W faces	Dyn
GG. 4512 Meridian; NE corner VanWyck Road and Meridian	SS/2 Facing N,	Dyn
HH. 4512 Meridian; NE corner VanWyck Road and Meridian	SS/2 Facing S	Dyn

Billboards in the City of Bellingham and the Urban Fringe:

<u>Total:</u>	<u>Faces</u> 65	<u>Structures</u> 34
---------------	--------------------	-------------------------

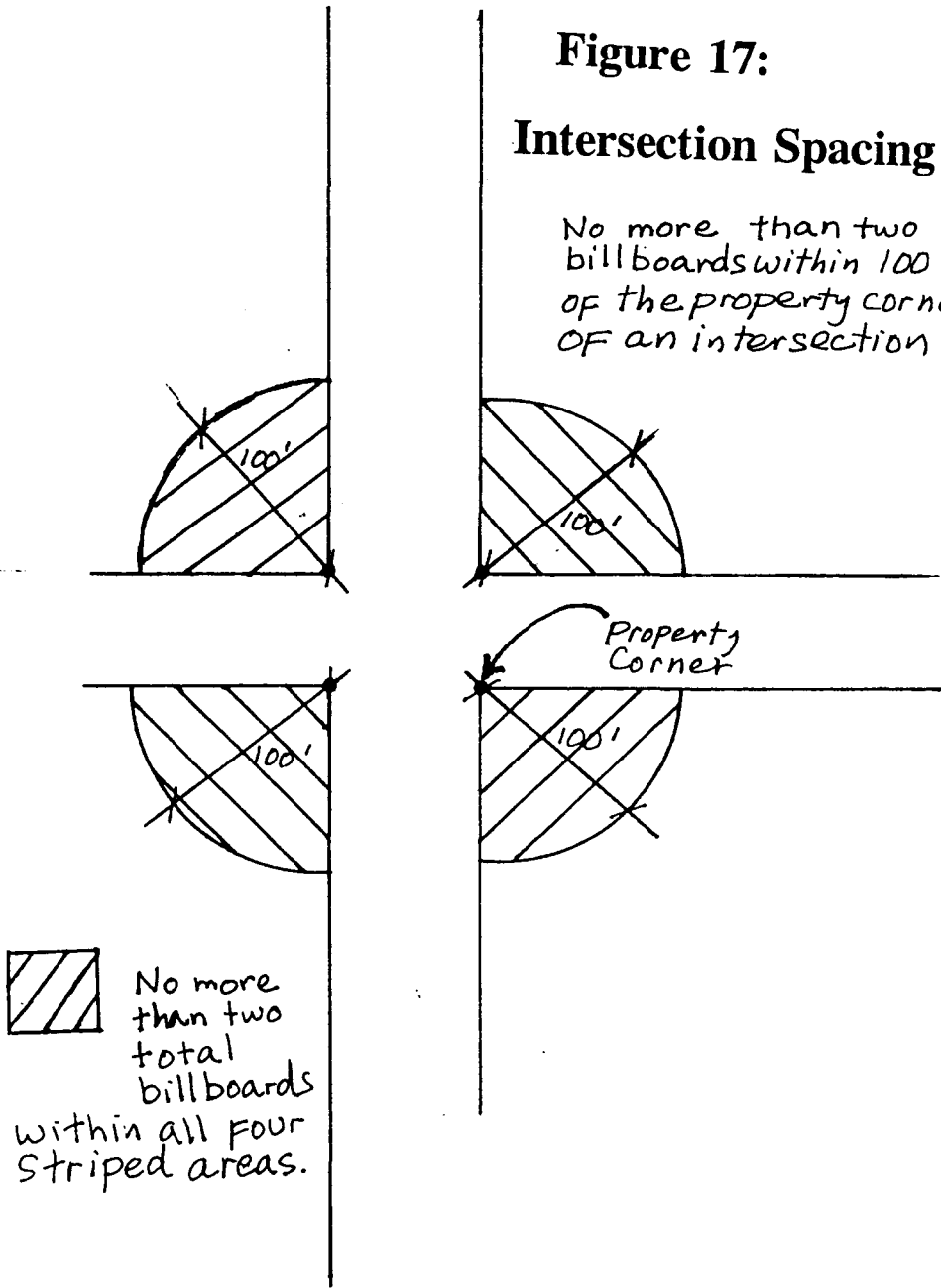


Figure 17:

Intersection Spacing Diagram

No more than two billboards within 100' of the property corners of an intersection

