

### CITY COUNCIL MEETING

September 02, 2025 at 6:00 PM Angels Fire House – 1404 Vallecito Road

### **AGENDA**

To view or participate in the meeting online, please use the following link:

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Click here to join the meeting Meeting ID: 259 054 873 390

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<u>+1 209-662-6903,,253817460#</u> United States, Stockton

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In person public attendance will be available with limited seating. Seats are available on a first come, first served basis. Members of the public shall have the right to observe and offer public comment at the appropriate time.

**THE CITY COUNCIL** appreciates your interest and encourages your participation. Regularly scheduled meetings are held the 1st and 3rd Tuesday of each month. The Agenda is divided into two sections:

**CONSENT AGENDA:** These matters include routine financial and administration actions and are usually approved by a single majority vote.

**REGULAR AGENDA:** These items include significant financial and administration actions of special interest, hearings and work sessions. The numerical order of the items on this Agenda is for convenience of reference. Items may be taken out of order upon request of the Mayor or Council Members. All questions shall be directed to the Mayor who, at his/her discretion, will refer to City Staff.

Mayor Michael Chimente | Vice Mayor Caroline Schirato

Council Members Alvin Broglio, Kara Scott, and Scott Behiel

Interim City Administrator Scott Ellis | City Attorney Douglas White / William Creger

5:00 P.M. CLOSED SESSION

- 1. ROLL CALL
- 2. PUBLIC COMMENT PRIOR TO ADJOURNMENT TO CLOSED SESSION

The public may address the City Council on any Closed Session item listed on the Agenda. No action may be taken. Speakers are limited to five minutes per person.

### 3. ADJOURN TO CLOSED SESSION

- **A.** Property Negotiations APN 062-004-043 Takahashi 0.07 acre (Amy Augustine, City Planner)
- **B.** Property Negotiations Hansen APN 062-001-047, 4.6 acres (Amy Augustine, City Planner)
- **C.** Conference with Legal Counsel Anticipated Litigation (Gov. Code 54956.9(d)(2).): 1 matter)

### 6:00 PM REGULAR MEETING

### 4. ROLL CALL

### 5. PLEDGE OF ALLEGIANCE

### 6. REPORT OUT OF CLOSED SESSION

- A. Property Negotiations APN 062-004-043 Takahashi 0.07 acre
- B. Property Negotiations Hansen APN 062-001-047, 4.6 acres
- C. Conference with Legal Counsel Anticipated Litigation (Gov. code 54956.9(d)(2).): 1 matter)

### 7. APPROVAL OF THE AGENDA AS POSTED (OR AMENDED)

### 8. PUBLIC COMMENT

The public may address the City Council on any item of public interest not otherwise on the agenda that is within the jurisdiction of the City. No action may be taken. Matters to be addressed may be referred to City Staff or placed on a subsequent meeting agenda. Speakers are limited to five minutes per person.

### 9. CONSENT ITEMS

A. Approve Draft Minutes of August 19, 2025 (Michelle Gonzalez, Deputy City Clerk)

### 10. ACTION ITEMS

- A. Introduce, Waive the Second Reading by Substitution of Title, Hold a Public Hearing, Consider adopting Ordinance 550 amending Angels Municipal Code Sections 17.09 (P) defining personal services, amending various section of Chapters 17.27, 17.30, 17.37 AND 1.17.080 (Public Nuisances) to make salons and spas a permitted use and establish standards for declaring odors a public nuisance when they affect adjacent land uses as measured at the property boundary. -(Amy Augustine, City Planner)
- B. Introduce, Waive the Second Reading by Substitution of Title, Hold a Public Hearing, Consider adopting Ordinance 551 replacing and updating City of Angels Municipal Code Chapter 14.55

- Protecting the City's Water System Through Control of Backflow and Cross-Connections (Amy Augustine, City Planner)
- C. Introduce, Waive the First Reading by Substitution of Title, Hold a Public Hearing and set September 16, 2025, for a Second Reading and Hearing to Consider Adoption of **Ordinance 552** Sign Ordinance Update. (Amy Augustine, City Planner)
- D. Resolution 25-67 For a \$25,000 Budget Amendment to fund the City's Special Events Support Program. (Amy Augustine, City Planner)
- E. Resolution 25-68 Establishing the Utica Park Fund (Amy Augustine, City Planner)
- **F.** Ordinance Holdover Period City Commission Vacancies Continuation to September 16, 2025 (Amy Augustine, City Planner)
- **G.** Appointment of the City Council to Commissions (Michelle Gonzalez, Deputy City Clerk)

### 11. INFORMATIONAL ITEMS

- A. Letter of Support for CCWD
- 12. ADMINISTRATION REPORT
- 13. CITY COUNCIL REPORT
- 14. CORRESPONDENCE
- 15. CITY COUNCIL CALENDAR
  - A. Receive, review, and provide feedback regarding the Calendar from September December 2025 (Michelle Gonzalez, Deputy City Clerk)
- 16. FUTURE AGENDA ITEMS
- 17. ADJOURNMENT

In compliance with the Americans with Disabilities Act (ADA), if you need special assistance to participate in this meeting, please contact the City Administrator at City Hall 209-736-2185. Notification 48 business hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to the meeting (28 CFR 35.102-35.104 ADA Title II) Materials related to an item on this Agenda submitted to the City Council after distribution of the Agenda packet are available for public inspection at City Hall at 200 Monte Verda Street Ste. B, Angels Camp, CA 95222 during normal business hours. The Agenda is also available on line at www.angelscamp.gov.



### CITY COUNCIL MEETING

August 19, 2025 at 6:00 PM
Angels Fire House – 1404 Vallecito Road

### **DRAFT MINUTES**

In person public attendance will be available with limited seating. Seats are available on a first come, first served basis. Members of the public shall have the right to observe and offer public comment at the appropriate time.

**CITY COUNCIL** appreciates your interest and encourages your participation. Regularly scheduled meetings are held the 1st and 3rd Tuesday of each month. The Agenda is divided into two sections:

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Mayor Michael Chimente (PRESENT) | Vice Mayor Caroline Schirato (PRESENT)

Council Members Alvin Broglio (PRESENT), Kara Scott (PRESENT), and Scott Behiel (PRESENT)

City Administrator Pamela Caronongan (PRESENT) | City Attorney (PRESENT)

### INFORMATION REGARDING CITY COUNCIL MEMBER ATTENDANCE VIA TELECONFERENCE

A. Council Member Kara Scott attended via teleconference at the following location:
 4107 Rood Court, Honolulu, HI 96818

### 5:00 CLOSED SESSION

- A. Public Employee Performance Evaluation (Govt. Code section 54957(b)(1).) Title: City Administrator.
- B. Conference with Legal Counsel Anticipated Litigation (Govt. Code section 54956.9(d)(2): 1 matter).
- 1. ROLL CALL
- 2. ADJOURN TO CLOSED SESSION

### 6:00 PM REGULAR MEETING

- 3. ROLL CALL
- 4. PLEDGE OF ALLEGIANCE
- 5. REPORT OUT OF CLOSED SESSION
  - A. Public Employee Performance Evaluation (Govt. Code section 54957(b)(1).) Title: City Administrator.
  - B. Conference with Legal Counsel Anticipated Litigation (Govt. Code section 54956.9(d)(2): 1 matter).

### THE COUNCIL WILL RETURN TO CLOSED SESSION AT THE END OF THE MEETING.

### 6. APPROVAL OF THE AGENDA AS POSTED (OR AMENDED)

The Mayor requested to change the order of the agenda to move Item E after Item B and move Item G after Item C.

New Order: Item A; Item B; Item E; Item C; Item G; Item D; Item F; Item H; Item I

MOTION TO APPROVE THE AGENDA BY COUNCIL MEMBER BROGLIO, SECONDED BY COUNICL MEMBER BEHIEL, PASSED 5 YES

### 7. PUBLIC COMMENT

Veronica Matildi invited everyone to attend the Farmer's Market at Utica Park. Council Members were encouraged to attend the Farmer's Market and Ribbon Cutting events given by Angels Camp Business Association (ACBA).

### 8. CONSENTITEMS

- A. Approve Draft Minutes of August 5, 2025 (Pamela Caronongan, City Administrator; for Michelle Gonzalez, Deputy City Clerk)
- B. Receive and file Accounts Payable (AP) Checks and Treasurer Report for the month of July 2025 (Michelle Gonzalez, Finance Director)

ACTION: MOTION TO APPROVE ITEMS A AND B BY COUNCIL MEMBER BEHIEL, SECONDED BY COUNCIL MEMBER BROGLIO, PASSED 5 YES

### 9. ACTION ITEMS

A. Review Planning Commission Applications, Conduct Interview Process, and Appoint Two (2) Planning Commissioners (Amy Augustine, City Planner)

ACTION: MOTION TO APPOINT GARY GORDON BY COUNCIL MEMBER BEHIEL, SECONDED BY COUNCIL MEMBER BROGLIO, PASSED 5 YES

ACTION: MOTION TO APPOINT CLAVEY WENDT BY COUNCIL MEMBER BROGLIO, SECONDED BY VICE MAYOR SCHIARTO, PASSED 5 YES

B. Adopt Resolution No. 25-65, thereby memorializing the approval and adoption of the construction documents for the City of Angels Vallecito Road Sewer Replacement Project – WWCS-1 and authorize advertisement for construction bids. (Dave Richard, Water/Wastewater Engineer)

ACTION: MOTION TO APPROVE RESOLUTION NO. 25-65, BY COUNCIL MEMBER BROGLIO, SECONDED BY VICE MAYOR SCHIARTO, PASSED 5 YES

C. Pavement Management Plan and Road Maintenance - (Aaron Brusatori, City Engineer)

ACTION: DIRECTION WAS GIVEN TO STAFF TO MOVE FORWARD WITH THE PAVEMENT MANAGEMENT PLAN AND ROAD MAINTENANCE PRESENTED BY THE CITY ENGINEER FOR FY 2025-2026.

D. Introduce, Waive the First Reading by Substitution of Title, Hold a Public Hearing, and Schedule September 2, 2025 for a Second Reading of **Ordinance 550** thereby Amending the City of Angels Municipal Code Sections 17.09 (P) Defining Personal Services, 17.27.020, 17.27.025, 17.30.020, 17.30.025, 17.37.020, 17.37.030 AND 1.17.080 (Public Nuisances) To Make Salons and Spas a Permitted Use and Establish Standards for Declaring Odors a Public

Nuisance When They Affect Adjacent Land Uses as Measured at the Property Boundary (Amy Augustine, City Planner)

### NO ACTION TAKEN, HOLD UNTIL SEPTEMBER 2, 2025 FOR A SECOND READING.

E. Introduce, Waive the First Reading by Substitution of Title, Hold a Public Hearing, and Schedule September 2, 2025 for a Second Reading of **Ordinance 551** replacing and updating City of Angels Municipal Code chapter 14.55 Protecting the City's Water System Through Control of Backflow and Cross-Connections (Amy Augustine, City Planner)

### NO ACTION TAKEN. HOLD UNTIL SEPTEMBER 2. 2025 FOR A SECOND READING.

F. Adopt **Resolution No. 25-55**, thereby Approving an Expenditure of up to \$28,000 to Purchase and Install Two (2) Hydration Station/Drinking Fountains at Utica Park (Amy Augustine, City Planner)

### ACTION: MOTION TO APPROVE RESOLUTION NO. 25-55, BY COUNCIL MEMBER SCOTT, SECONDED BY COUNCIL MEMBER BROGLIO, PASSED 5 YES

G. Approve **Resolution No. 25-64**, thereby awarding a Contract to Willdan Financial Services and Authorizing the City Administrator to Execute said Contract Hiring a Consultant to Update the City of Angels Traffic Impact Mitigation Fees (Amy Augustine, City Planner)

# ACTION: MOTION TO APPROVE RESOLUTION NO. 25-64, BY COUNCIL MEMBER BEHIEL, SECONDED BY COUNCIL MEMBER BROGLIO, PASSED 5 YES

H. Discuss Proposal Submitted by Citygate Associates and Provide Direction to Staff pertaining to the Revisiting of the 2023 City of Angels Strategic Plan and Goal Setting Document (Pamela Caronongan, City Administrator)

# DIRECTION WAS GIVEN TO STAFF TO NOT ENGAGE WITH CITYGATE AT THIS TIME. COUNCIL WOULD LIKE TO HOLD A STUDY SESSION WITH COUNCIL MEMBERS, DEPARTMENT HEADS, AND CONSULTANTS AT A SPEICAL MEETING.

I. Continue Discussion on Options pertaining to the Selection of a Voting Delegate and Alternate for the League of California Cities (LOCC) Annual Conference, and Provide Direction to Staff (Pamela Caronongan, City Administrator)

DIRECTION WAS GIVEN TO STAFF TO LOOK AT THE WINTER/SPRING CONFERENCE AND HAVE NEW COUNCIL MEMBERS ATTEND.

### **INFORMATIONAL ITEMS**

Receive verbal report regarding the outcome of the Foundry Lane Decertification matter during the most recent California Transportation Commission (CTC) meeting held on August 14, 2025 through August 15, 2025; and next steps for the City of Angels (Pamela Caronongan, City Administrator; Amy Augustine, City Planner; and Aaron Brusatori, City Engineer)

AMY AUGUSTINE, CITY PLANNER REPORTED THAT WE HAVE BEEN DECERTIFIED AND THE MONIES HAVE BEEN SENT TO CALTRANS AND TWO WEEKS FROM NOW THE DEED SHOULD BE RECORDED.

- 10. ADMINISTRATION REPORT REPORT GIVEN ON ITEMS LISTED BELOW
  - A. Receive and file July 2025 Monthly Report (Pamela Caronongan, City Administrator)
- 11. COUNCIL REPORT ALL REPORTED OUT

### **CORRESPONDENCE**

12. CALENDAR - REVIEWED

Section 9, Item A.

- A. Review and provide feedback (if any) regarding appointments listed Council and City Administration Calendar August to December 2025.
- 13. FUTURE AGENDA ITEMS COUNCIL MEMBER COMMITTEE APPOINTMENTS, FEE WAIVER FOR CHRISTMAS PARADE, STRATEIC PLAN STUDY SESSION.
- 14. ADJOURNMENT

THE MAYOR ASKED TO GO BACK TO CLOSED SESSION.

**DIRECTION WAS GIVEN TO STAFF.** 

ACTION: MOTION TO ADJOURN THE MEETING AT 9:32 PM BY COUNCIL MEMBER SCOTT, SECONDED BY COUNCIL MEMBER BEHIEL, PASSED 5 YES

	Michael S. Chimente, Mayor
Michelle Gonzalez, Deputy City Clerk	



#### **MEMORANDUM**

### City of Angels City Council

Date: September 2, 2025

**To:** City of Angels Planning Commission

**From:** Amy Augustine, AICP – City Planner

Re: INTRODUCE, WAIVE THE SECOND READING BY SUBSTITUTION OF

TITLE, HOLD A PUBLIC HEARING CONSIDER ADOPTING ORDINANCE 550 AMENDING ANGELS MUNICIPAL CODE SECTIONS 17.09 (P) DEFINING PERSONAL SERVICES, AMENDING VARIOUS SECTIONS OF CHAPTERS 17.27, 17.30, 17.37 AND 1.17.080 (PUBLIC NUISANCES) TO MAKE SALONS AND SPAS A PERMITTED USE AND ESTABLISH STANDARDS FOR DECLARING ODORS A PUBLIC NUISANCE WHEN THEY AFFECT ADJACENT LAND USES AS MEASURED AT THE PROPERTY BOUNDARY.

### **RECOMMENDATION**

Introduce, waive the second reading by substitution of title, hold a public hearing consider adopting Ordinance 550.

### **BACKGROUND**

The Planning Commission considered this item per Resolution of Intent 25-10 on June 12, 2025, and recommended approval as presented. The City Council considered this item at a public hearing on August 19, 2025, held a public hearing, and scheduled September 2, 2025, for a second reading. No changes were proposed at the August 19<sup>th</sup> meeting.

The following uses required a conditional use permit until 2022 when the Angels Municipal Code was revised to make the uses subject to an *administrative* conditional use permit.

C. Salons (e.g., nail, hair) and spas.

The purpose of the additional layer of review for this land use has been to protect the health and general welfare of adjacent businesses from odors that could permeate from these uses (e.g., a nail salon next door to a restaurant).

The 2022 amendment allowed for these uses to be approved by the City Planner (rather than requiring a public hearing before the Planning Commission) after notifying adjoining landowners and advisory agencies. Where no objections were received, the permit could be issued without a public hearing "in-house" by the City Planner. Since that time, applications for multiple salons and spa-related land uses have been processed. None have received an objection from an adjoining landowner. These uses generally are small businesses, often with a single owner and less than five employees. However, the administrative conditional use permit process, though faster than processing required for a conditional use permit, delays the opening of small businesses proposing these uses.

In response, Staff researched other jurisdictions and found these uses to generally be permitted uses. However, those jurisdictions also have an established standard for declaring odors a public nuisance. Based on the preceding, staff is recommending making these uses permitted and further amending the code to incorporate standards for deeming odors a public nuisance when they affect adjoining land use.

### **ANALYSIS**

Pursuant to Angels Municipal Code Section 17.90.040, decisions pertaining to code amendments shall be made upon the following findings of fact:

- A. The proposed change or amendment is consistent with the City of Angels Municipal Code; and
- B. The proposed change or amendment is consistent with the City of Angels General Plan; and
- C. The proposed change or amendment will not be substantially detrimental to the health, safety, or general welfare of the city.

### Findings A- Consistency with the Angels Camp Municipal Code

The identified uses require an administrative conditional use permit in the Shopping Center Commercial, Community Commercial, and Business Attraction and Expansion zoning districts. This code amendment will make the use category permitted in the municipal code (i.e., consistent with the municipal code).

Based on the preceding, Finding A may be made.

### Finding B – Consistency with the General Plan

Pertinent General Plan goals, policies, and programs include:

### Goal 1E

Encourage well-designed commercial development compatible with the rural character of the community that contributes positively to both the city's economic base and the city's jobs/housing balance.

The proposed code amendments will encourage well-designed (i.e., low or no odor) commercial development contributing to the city's economic base.

Based on the preceding, Finding B may be made.

### <u>Finding C.</u> The proposed change or amendment will not be substantially detrimental to the health, safety, or general welfare of the city.

The purpose of the administrative conditional use permit has been to protect the health and general welfare of the city, in particular, existing businesses adjacent to uses that may produce odors that could permeate from this class of uses. However, based on processing nearly one dozen of these permits citywide, it is rare to receive a response from an adjoining landowner expressing concerns about odors. In fact, the city has received none. Frequently, however, new small businesses find the process of the administrative CUP onerous and a delay in opening for business.

Staff have identified an established standard used by multiple jurisdictions to regulate the potential for odors from these uses. That, coupled with the reduced use of chemicals creating heavy odors from these uses, can allow for the use to become a permitted use without affecting adjoining businesses. Should odors affect adjoining land use, it may be deemed a public nuisance using the standard established in this code amendment.

Based on the preceding, Finding C can be made.

FISCAL IMPACT:

Section 10, Item A.

Amending the code will reduce the amount of staff time and small business costs associated with securing an administrative conditional use permit. City fees for administrative conditional use permits are used to recover costs and don't generate income for the general fund. Therefore, eliminating the requirement for an administrative conditional use permit will be fiscally neutral because no staff time will be required and staff time will no longer be required to conduct extended reviews of these uses.

### **ENVIRONMENTAL FINDING:**

Individual industrial projects would be subject to review pursuant to the Angels Municipal Code based on individual project design and location at such time as a specific project and location is proposed. Until such time as a project is proposed, no direct or indirect physical changes to the environment may be determined and the project is therefore exempt pursuant Section 15378 (Definition of a Project) of the State and City guidelines for the implementation of the California Environmental Quality Act (CEQA).

### **ATTACHMENTS:**

- A. Resolution of Intent 25-10
- B. Ordinance 550 with proposed Code Changes

# CITY OF ANGELS PLANNING COMMISSION

### **RESOLUTION OF INTENT NO. 25-10**

A RESOLUTION OF INTENTION OF THE CITY OF ANGELS PLANNING COMMISSION
RECOMMENDING TO THE CITY COUNCIL AMENDING ANGELS MUNICIPAL CODE SECTIONS 17.09 (P)
DEFINING PERSONAL SERVICES, 17.27.020, 17.27.025, 17.30.020, 17.30.025, 17.37.020, 17.37.030 AND
1.17.080 (PUBLIC NUISANCES) TO MAKE SALONS AND SPAS A PERMITTED USE AND ESTABLISH
STANDARDS FOR DECLARING ODORS A PUBLIC NUISANCE WHEN THEY AFFECT ADJACENT LAND USES
AS MEASURED AT THE PROPERTY BOUNDARY

- **WHEREAS**, the City of Angels Planning Commission is authorized by Angels Municipal Code Section 17.85.020 to assist and advise the city council and the public in matters pertaining to planning; and
- **WHEREAS**, a small salon and spa business owner requested amending the requirement for an administrative conditional use permit for salons and spas; and
- **WHEREAS**, the Planning Commission held a duly noticed public hearing on June 12, 2025, and received public input on the proposed code amendments; and
- WHEREAS, the proposed code amendments are consistent with the City of Angels General Plan; and
- WHEREAS, The proposed code amendments are consistent with the City of Angels Municipal Code; and
- **WHEREAS**, the proposed code amendments will not be substantially detrimental to the health, safety, or general welfare of the city; and
- WHEREAS, Until such time as a project is proposed, no direct or indirect physical changes to the environment may be determined and the project is therefore exempt pursuant Section 15378 (Definition of a Project) of the State and City guidelines for the implementation of the California Environmental Quality Act (CEQA).

**NOW, THEREFORE, BE RESOLVED, the Planning Commission hereby recommends** to the City Council Amending Angels Municipal Code Sections 17.09 (P) defining personal services, 17.27.020, 17.27.025, 17.30.020, 17.30.025, 17.37.020, 17.37.030 and 1.17.080 (Public Nuisances) to make salons and spas a permitted use and establish standards for declaring odors a public nuisance when they affect adjacent land uses as measured at the property boundary in accordance with **Attachment A**, and directs staff to provide this recommendation of the planning commission and supporting findings to the City Council in writing within thirty days.

The foregoing resolution was introduced and moved for adoption on June 12	2, 2025, by Commissioner
and being duly seconded by Commissioner	PASSED AND
ADOPTED THIS 12th day of June, by the following vote:	



AYES:		
NOES:		
ABSTAIN:		
ABSENT:		
ATTEST:		
	John Broeder	
	Chairman	
Amy Augustine, AICP		
City Planner		
CIIV FIAIIIIEI		



City of Angels

### Attachment A



### CITY OF ANGELS CITY COUNCIL ORDINANCE 550

AMENDING ANGELS MUNICIPAL CODE SECTIONS 17.09 (P) DEFINING PERSONAL SERVICES, 17.27.020, 17.27.025, 17.30.020, 17.30.025, 17.37.020, 17.37.030 AND 1.17.080 (PUBLIC NUISANCES) TO MAKE SALONS AND SPAS A PERMITTED USE AND ESTABLISH STANDARDS FOR DECLARING ODORS A PUBLIC NUISANCE WHEN THEY AFFECT ADJACENT LAND USES AS MEASURED AT THE PROPERTY BOUNDARY

- **WHEREAS,** the City of Angels Planning Commission is authorized by Angels Municipal Code Section 17.85.020 to assist and advise the city council in matters pertaining to planning; and
- WHEREAS, a community representative requested making salons a permitted use; and
- **WHEREAS**, the Planning Commission held a duly noticed public hearing on June 12, 2025, and received public input on the proposed code amendments; and
- WHEREAS, the proposed code amendments are consistent with the City of Angels General Plan; and
- WHEREAS, The proposed code amendments are consistent with the City of Angels Municipal Code; and
- **WHEREAS**, the proposed code amendments will not be substantially detrimental to the health, safety, or general welfare of the city; and
- WHEREAS, Until such time as a project is proposed, no direct or indirect physical changes to the environment may be determined and the project is therefore exempt pursuant Section 15378 (Definition of a Project) of the State and City guidelines for the implementation of the California Environmental Quality Act (CEQA).
- **WHEREAS,** the Planning Commission passed Resolution of Intent 25-10 recommending to the City Council adoption of Ordinance 550; and
- **WHEREAS**, the City of Angels City Council did hold a public hearing on August 5, 2025, introducing the ordinance and set and held a second public hearing to consider adoption on August 19, 2025;
- **NOW THEREFORE BE IT RESOLVED** that the City of Angels City Council hereby adopts Ordinance 550 in accordance with **Attachment A** based on the following findings:
  - 1. The proposed code amendments are consistent with the City of Angels General Plan; and
  - 2. The proposed code amendments are consistent with the City of Angels Municipal Code; and
  - 3. The proposed code amendments will not be substantially detrimental to the health, safety, or general welfare of the city; but will, in fact, assist in protecting the health, safety, and general welfare of the community; and
  - 4. Until such time as a project is proposed, no direct or indirect physical changes to the environment may be determined and the project is therefore exempt pursuant Section 15378 (Definition of a Project) of the State and City guidelines for the implementation of the California Environmental Quality Act (CEQA)

### Section 2:

The foregoing Ordinance or a summary shall, before the expiration of fifteen (15) days of its passage, be published with the names of the Council members voting for and against the same once in a newspaper of general circulation printed and published in the County of Calaveras, State of California, and said Ordinance shall take effect and be in force thirty (30) days after the passage thereof.

The foregoing Ordinance was introduced at a regular meeting of the City of Angels City Council held on August 5, 2025, and passed and adopted as an ordinance of said City at a regular meeting of said Council held on August 19, 2025, by the following vote:

AYES: NOES: ABSTAIN: ABSENT:	
	Michael Chimente, Mayor
Michelle Gonzalez, Deputy City Clerk	



# Proposed Code Amendments

# Chapter 1.17 ENFORCEMENT--PUBLIC NUISANCES, ABATEMENT, RECORDING NOTICES OF VIOLATION

### Sections:

oechons.	
1.17.010	Intent and purposes.
1.17.020	Enforcement responsibility, rights, procedures, remedies, penalties.
1.17.030	Public nuisanceGenerally.
1.17.040	Public nuisanceCalifornia Civil Code.
1.17.050	Public nuisanceAttractive nuisances.
1.17.060	Public nuisanceEncroachments.
1.17.070	Public nuisanceVegetation, trees, shrubs.
1.17.080	Public nuisanceDisruptive activities, noise, dirt, odor, glare.
1.17.090	Public nuisanceSigns.
1.17.100	Public nuisanceGraffiti.
	Public nuisanceVehicles, boats, trailers, campers, camper shells or
<u>similar ve</u>	<u>hicles.</u>
	Public nuisanceMaintenance, repair, restoration, or dismantling or large equipment or machinery.
1.17.130	Public nuisanceVehicle parking on sidewalk.
1.17.140	Public nuisanceOutdoor storage.
1.17.150	Public nuisanceRubbish, garbage, refuse and dirt.
1.17.160	Public nuisanceHazardous substances or wastes, sewage.
1.17.170	Public nuisanceDangerous animals, livestock.
1.17.180	Public nuisanceInsects, rodents and related.
<u>1.17.190</u> general w	Public nuisanceConditions detrimental to public health, safety or elfare.
1.17.200	Public nuisanceAbandoned and/or vacant buildings or structures.
1.17.210	Public nuisanceIllegal buildings or structures.

1.17.220 Public nuisance--State housing law.

- 1.17.230 Summary abatement of public nuisances posing immediate threat to public health and safety.
- 1.17.240 Abatement process--Vehicles.
- 1.17.250 Abatement process--Weeds, fire hazard, controlled burning.
- 1.17.260 Abatement process--General.
- 1.17.270 Abatement/enforcement cost recovery--Establishing costs.
- 1.17.280 Abatement/enforcement cost recovery--Assessments and liens.
- 1.17.290 Abatement/enforcement cost recovery--Treble costs.
- 1.17.300 Abatement/enforcement cost recovery--Assessment for summary abatement.
- 1.17.310 Abatement/enforcement cost recovery--Time to contest assessment.
- 1.17.320 Abatement/enforcement cost recovery--Filing copy of report with county auditor/controller.
- 1.17.330 Notice of violation--Recordation and service.
- 1.17.340 Notice of violation--Notice of compliance.
- 1.17.350 Notice of violation--Notice of compliance/cancellation.
- 1.17.360 Severability.

### 1.17.080 Public nuisance--Disruptive activities, noise, dirt, odor, glare.

It is unlawful and it shall be a public nuisance for any person to operate or maintain any premises or property within the city in a manner that has resulted in repeated disruptive activities including, but not limited to:

- A. Disturbances of the peace of one's neighbors and quiet of the neighborhood which causes discomfort or annoyance to any reasonable person of normal sensitiveness residing in the area;
- B. Lights, lighted signs, or other devices, that direct or reflect glare onto public right-of-way, or neighboring properties;
- C. Maintenance, or use of premises which, by reason of noise, dirt, odor or other effects caused by using said premises diminishes the livability, enjoyment, use or property values of neighboring properties;
- D. Noise exceeding the normally acceptable noise levels established in the general plan.

E. No emission shall be permitted of odorous gases or other odorous matter in such quantities as to be readily detectable when diluted in the ratio of one volume of odorous air to four volumes of clean air, at the lot line. Any process which may involve the creation or emission of any odors shall be provided with a secondary safeguard system so that control will be maintained if the primary safeguard system should fail. There is established as a guide in determining such quantities of offensive odors, Table III, "Odor Thresholds," in Chapter 5 of the Air Pollution Abatement Manual, copyright 1951 by Manufacturing Chemists' Association, Inc., Washington, D.C., and as may be amended.

# Chapter 17.09 DEFINITIONS

### 17.09.190 P definitions

"Personal services" shall mean the provision of recurrently needed services of a personal nature. This classification includes barber shops and beauty salons, seamstresses, tailors, day spas, nail salons, shoe repair shops, self-service laundries, video rental stores, photocopying and photo finishing services, and travel agencies mainly intended for the consumer. This classification also includes massage establishments in which all persons engaged in the practice of massage are certified pursuant to the California Business and Professions Code Section.

# Chapter 17.27 COMMUNITY COMMERCIAL DISTRICT (CC)

### Sections:

- 17.27.010 Purposes and intent.
- 17.27.015 Existing uses.
- 17.27.020 Permitted uses.
- 17.27.025 Administrative conditional use permit.
- 17.27.030 Conditional uses.
- 17.27.040 Site development standards.

### 17.27.020 Permitted uses.

All permitted uses in the CC district are subject to either an administrative site plan review pursuant to Chapter <u>17.73</u> or a site plan review pursuant to Chapter <u>17.74</u> unless otherwise exempted pursuant to those chapters. Permitted uses include:

- A. Retail sales and/or services, indoors unless otherwise provided in Section 17.27.030;
- B. Banks, and other financial institutions;
- C. Hotels, motels, inns, bed and breakfasts, vacation rentals;
- D. Professional office(s);
- E. Schools, churches, libraries, museums, art galleries, tourist information facilities;
- F. Restaurants, banquet halls, delis, fast food, take-out;
- G. Outdoor dining in conjunction with a restaurant when proposed in conjunction with the restaurant. Alcohol service is subject to Section 17.27.025;
- H. Health clubs, recreational facilities, indoor;
- Theaters, indoor;
- J. Private clubs, lodges, social clubs, cultural centers;
- K. Residential use, single-family where the home was pre-existing prior to January 1, 2021;
- L. Transitional and supportive housing within a permitted single-family residence;

- M. Emergency shelters subject to the standards established in Section <u>17.52.030</u>;
- N. Special needs housing regardless of size;
- O. Mixed Use--Residential/Commercial. This section is intended to allow second-floor housing units in ground-floor commercial buildings. Housing units located at the rear of commercial buildings also are permitted;
- P. Medical clinics;
- Q. Animal hospitals, indoors;
- R. Kennels, animal spa, groomers indoors--ten animals or less;
- S. Plant nurseries (retail);
- T. Certified farmer's market, community gardens;
- U. Self-service laundry;
- V. Exterminator services, without on-site storage of vehicles or chemicals;
- W. Public services and facilities including police stations, fire stations, administration, public parks;
- X. Minor public facilities and infrastructure (e.g., water distribution, wastewater distribution, drainage facilities, pumps, lighting, light transit facilities);
- Y. Recycling facilities, small (less than five hundred square feet);
- Z. TV, radio, broadcast studios without towers;
- AA. Nonresidential rooftop solar energy systems (accessory use for private/single building)--See also Chapter 15.28;
- BB. Accessory uses and structures appurtenant to permitted uses. (Ord. 516 §1 (Att. A), 2022)

### 17.27.025 Administrative conditional use permit.

In the CC district, the following uses are subject to the issuance of an administrative conditional use permit in accordance with Chapter 17.78.027:

- A. Sale of alcoholic beverages with food;
- B. Sale of alcoholic beverages requiring an ABC license or change in the type of ABC license other than a change of ownership of an existing license;
- C. Salons (e.g., nail, hair) and spas;
- D. Child day care centers;

- E. Temporary buildings (e.g., construction buildings, sales offices) unless otherwise approved in conjunction with a site development permit or administrative site plan review;
- F. Seasonal sales outside the public right-of-way (e.g., candy sales) involving a semipermanent or permanent structure remaining on site (in use or vacant) more than thirty days in a calendar year;
- G. Vehicle food vendor, food and drink stands not in conjunction with a special event, or proposed for use more than three days in a calendar year. (Ord. 516 §1 (Att. A), 2022)

# Chapter 17.30 SHOPPING CENTER COMMERCIAL DISTRICT (SC)

### Sections:

- 17.30.010 Purposes and intent.
- 17.30.020 Permitted uses.
- 17.30.025 Administrative conditional use permit.
- 17.30.030 Conditional uses.
- 17.30.040 Site development standards.
- 17.30.050 Large format retail.

### 17.30.020 Permitted uses.

All permitted uses in the SC district are subject to either an administrative site plan review pursuant to Chapter <u>17.73</u> or a site plan review pursuant to Chapter <u>17.74</u> unless otherwise exempted pursuant to those chapters. Permitted uses include:

- A. Retail sales and/or services, indoors including personal services, indoors unless otherwise listed in Section 17.30.030;
- B. Drive-through retail sales and/or services unless otherwise listed in Section <u>17.30.030</u>;
- C. Large format retail, up to eighty thousand square feet in accordance with Section <u>17.30.050</u>. Also requires a development agreement;
- D. Banks, and other financial institutions;
- E. Hotels, motels, inns, bed and breakfasts, vacation rentals;
- F. Professional office(s);
- G. Schools, churches, libraries, museums, art galleries, tourist information facilities;
- H. Restaurants, banquet halls, delis, fast food, take-out;
- I. Outdoor dining in conjunction with a restaurant when proposed in conjunction with the restaurant. Alcohol service is subject to Section <u>17.30.025</u>;
- J. Winery, brewery;
- K. Health clubs, recreational facilities, indoor;

- L. Theaters, indoor;
- M. Private clubs, lodges, social clubs, cultural centers;
- N. Emergency shelters subject to the standards established in Section 17.52.030;
- O. Special needs housing regardless of size;
- P. Mixed Use--Residential/Commercial. This section is intended to allow second-floor housing units in ground-floor commercial buildings. Housing units located at the rear of commercial buildings also are permitted;
- Q. Medical clinics; hospitals;
- R. Ambulance service, taxi service;
- S. Animal hospitals, indoors;
- T. Kennels, animal spa, groomers indoors--ten animals or less;
- U. Plant nurseries (retail);
- V. Certified farmer's market, community gardens;
- W. Self-service laundry;
- X. Exterminator services, without on-site storage of vehicles or chemicals;
- Y. Public services and facilities including police stations, fire stations, administration, public parks;
- Z. Minor public facilities and infrastructure (e.g., water distribution, wastewater distribution, drainage facilities, pumps, lighting, light transit facilities);
- AA. Recycling facilities, small (less than five hundred square feet);
- BB. TV, radio, broadcast studios without towers;
- CC. Nonresidential rooftop solar energy systems (accessory use for private/single building)--See also Chapter 15.28;
- DD. Off-street garage or lot, public or private;
- EE. Accessory uses and structures appurtenant to permitted uses. (Ord. 516 §2 (Att. A), 2022)

### 17.30.025 Administrative conditional use permit.

In the SC district, the following uses are subject to the issuance of an administrative conditional use permit in accordance with Chapter 17.78.027:

- A. Sale of alcoholic beverages with food;
- B. Sale of alcoholic beverages requiring an ABC license or change in the type of ABC license other than a change of ownership of an existing license;
- C. Salons (nail, hair) and spas;
- D. Child day care centers;
- E. Temporary buildings (e.g., construction buildings, sales offices) unless otherwise approved in conjunction with a site development permit or administrative site plan review;
- F. Seasonal sales outside the public right-of-way (e.g., candy sales) involving a semipermanent or permanent structure remaining on site (in use or vacant) more than sixty days in a calendar year;
- G. Vehicle food vendor, food and drink stands not in conjunction with a special event, or proposed for use more than three days. (Ord. 516 §2 (Att. A), 2022)

# Chapter 17.37 BUSINESS ATTRACTION AND EXPANSION DISTRICT<sup>1</sup>

### Sections:

- 17.37.010 Purpose and intent.
- **17.37.020** Uses permitted.
- 17.37.030 Uses subject to an administrative conditional use permit.
- 17.37.040 Uses subject to a conditional use permit.
- 17.37.050 Site development standards.
- 17.37.060 Outdoor display and sales.
- 17.37.070 Outdoor storage.

### 17.37.010 Purpose and intent.

The business attraction and expansion (BAE) district was created to establish and preserve areas for a mixture of light industrial and commercial land uses so that the allowed uses do not create serious compatibility problems with other kinds of land uses. This zone district makes provisions for certain kinds of light industrial and commercial uses such as business parks, educational parks, and wholesale businesses. This zone district makes the BAE land use category consistent with the city's general plan. (Ord. 539 Att A, 2024; Ord. 461 §1 (part), 2014)

### 17.37.020 Uses permitted.

Permitted uses in the BAE district are subject to either an administrative site plan review pursuant to Chapter <u>17.73</u> or a site development permit pursuant to Chapter <u>17.74</u> unless otherwise exempted pursuant to those chapters. Permitted uses include:

- A. Retail sales and/or services, indoors including personal services, indoors unless otherwise specified in Section 17.37.040;
- B. In conjunction with a structure, outdoor display for sales of products totaling a square footage of twenty percent or less of the primary structures' gross floor area. Outdoor display and sales areas shall be directly related to the business occupying the primary structure and comply with all provisions of Section <u>17.37.060</u>, Outdoor display and sales:
- C. Professional offices:
- D. Restaurants, banquet halls, delis, fast food, take-out;

- E. Outdoor dining in conjunction with a restaurant when proposed in conjunction with the restaurant. Alcohol service is subject to Section <u>17.37.030</u>;
- F. Health clubs, recreational facilities indoors;
- G. Hotels, motels, inns, bed and breakfasts, vacation rentals;
- H. Theaters, indoors;
- I. Private clubs, lodges, social clubs, cultural centers;
- J. Medical clinics;
- K. Animal hospital, indoors;
- L. Kennels, animal spa, groomers indoors--ten animals or less;
- M. Plant nurseries (wholesale or retail);
- N. Certified farmer's market, community gardens;
- O. Self-service laundry;
- P. Exterminator services, without on-site storage of chemicals;
- Q. Schools, churches, libraries, museums, art galleries, tourist information facilities;
- R. Public services and facilities including police stations, fire stations, administration, public parks;
- S. Minor public facilities and infrastructure (e.g., water distribution, wastewater distribution, drainage facilities, lighting, light transit facilities);
- T. Recycling facilities, small (five hundred square feet or less);
- U. TV, radio, broadcast studios without towers;
- V. Nonresidential rooftop solar energy systems (accessory use for private/single building). See also Chapter <u>15.28</u>;
- W. Manager's quarters accessory to a permitted use;
- X. Accessory uses and structures appurtenant to permitted uses. (Ord. 539 Att A, 2024; Ord. 461 §1 (part), 2014)

### 17.37.030 Uses subject to an administrative conditional use permit.

In the BAE district, the following uses are subject to the issuance of an administrative conditional use permit in accordance with Section <u>17.78.027</u>:

A. Sale of alcoholic beverages with food;

- B. Sale of alcoholic beverages requiring an ABC license or change in the type of ABC license other than a change in ownership of an existing license;
- C. Salons (e.g., nail, hair) and spas;
- D. Child day care centers. (Ord. 539 Att A, 2024)



#### **MEMORANDUM**

### City of Angels City Council

Date: September 2, 2025

**To:** City of Angels City Council

**From:** Amy Augustine, AICP – City Planner

Re: INTRODUCE, WAIVE THE SECOND READING BY SUBSTITUTION OF

TITLE, HOLD A PUBLIC HEARING CONSIDER ADOPTION OF

ORDINANCE 551 REPLACING AND UPDATING ANGELS MUNICIPAL CODE CHAPTER 14.55 PROTECTING THE CITY'S WATER SYSTEM THROUGH CONTROL OF BACKFLOW AND CROSS-CONNECTIONS

### RECOMMENDATION

Introduce, waive the second reading by substitution of title, hold a public hearing and consider adopting Ordinance 551.

### **BACKGROUND**

The City Council considered this item at a first reading on 8/19/25, held a public hearing, and scheduled the item for a second reading and consideration of adoption on 9/2/25. No changes were proposed by Council or the public at the 8/19/25 meeting.

The City's adopted Improvement Standards currently address backflow devices and Cross Connections (Design Standards Section 16). Angels Municipal Code Chapter 14.55 was adopted in 1989 under Ordinance 303 (part) and has not been updated since. The purpose of this amendment is to clarify standards in compliance with current regulations and how the City will enforce these standards.

### Specifically, the amendment:

- Clarifies that portion of the water system under the City's responsibility and that portion of the water system that is the customer's responsibility.
- Elaborates the purposes of the City's requirements and the city's responsibilities for protecting the water system.
- Adds definitions for all terminology associated with backflow devices and cross-connections.
- Specifies the type of City-acceptable backflow devices and cross-connections to be installed.

### **ANALYSIS**

Section 10, Item B.

Pursuant to Angels Municipal Code Section 17.90.040, decisions pertaining to code amendments upon the following findings of fact:

- A. The proposed change or amendment is consistent with the City of Angels Municipal Code; and
- B. The proposed change or amendment is consistent with the City of Angels General Plan; and
- C. The proposed change or amendment will not be substantially detrimental to the health, safety, or general welfare of the city.

### Findings A and B- Consistency with the Angels Camp Municipal Code and General Plan

The code updates the existing code for clarification purposes. Based on the preceding, Finding A may be made.

Pertinent General Plan goals, policies, and programs include:

**Goal 7B** Continue to improve Angels Camp's capacity to store, treat and deliver water and to collect and treat wastewater as necessary to achieve the stated goals of the city.

The proposed code amendments assist in the City's ability to deliver safe water to city residents. Therefore, Finding B may be made.

# Finding C. The proposed change or amendment will not be substantially detrimental to the health, safety, or general welfare of the city.

The purpose of the ordinance is to protect the city's water system from contamination. Therefore, the ordinance will improve and protect the health, safety, and general welfare of the city. Based on the preceding, Finding C can be made.

### **FISCAL IMPACT:**

The proposed update does not add requirementsaa but rather clarifies and codifies the city's policies. The city already implements these programs, inspections, and standards. Therefore, additional costs are not anticipated.

### **ENVIRONMENTAL FINDINGS:**

The ordinance codifies protections of the city's water system from contamination, therefore, the addition of backflow devices and cross connection regulations are minor alterations to existing public facilities which are Categorically Exempt from the state and City guidelines for the Implementation of the California Environmental Quality Act (CEQA) pursuant to Section 15301, Class 1, Existing Facilities which exempts the minor alterations to publicly owned facilities, including water systems, including the addition of safety or health devices during construction; and 15303, Class 3 which allows the construction of new, small structures, including those connected to water mains, for new construction.

### **ATTACHMENTS:**

A. Ordinance 551 with existing code and proposed Code Changes

# CITY OF ANGELS CITY COUNCIL

#### **ORDINANCE 551**

# REPLACING AND UPDATING ANGELS MUNICIPAL CODE CHAPTER 14.55 PROTECTING THE CITY'S WATER SYSTEM THROUGH CONTROL OF BACKFLOW AND CROSS-CONNECTIONS

WHEREAS, the proposed code amendments are consistent with the City of Angels General Plan; and

WHEREAS, The proposed code amendments are consistent with the City of Angels Municipal Code; and

**WHEREAS**, the proposed code amendments will not be substantially detrimental to the health, safety, or general welfare of the city; and

WHEREAS, the project is exempt from the California Environmental Quality Act (CEQA), and

**WHEREAS**, the City of Angels City Council did hold a public hearing on August 19, 2025, introducing the ordinance and set and held a second public hearing to consider adoption on September 2, 2025;

**NOW THEREFORE BE IT RESOLVED** that the City of Angels City Council hereby adopts Ordinance 551 in accordance with **Attachment A** based on the following findings:

- 1. The proposed code amendments are consistent with the City of Angels General Plan; and
- 2. The proposed code amendments are consistent with the City of Angels Municipal Code; and
- 3. The proposed code amendments will not be substantially detrimental to the health, safety, or general welfare of the city; but will, in fact, assist in protecting the health, safety, and general welfare of the community; and
- 4. The project is exempt from the California Environmental Quality Act (CEQA)

### Section 2:

The foregoing Ordinance or a summary shall, before the expiration of fifteen (15) days of its passage, be published with the names of the Council members voting for and against the same once in a newspaper of general circulation printed and published in the County of Calaveras, State of California, and said Ordinance shall take effect and be in force thirty (30) days after the passage thereof.

The foregoing Ordinance was introduced at a regular meeting of the City of Angels City Council held on August 19, 2025, and passed and adopted as an ordinance of said City at a regular meeting of said Council held on September 2, 2025, by the following vote:

AYES:			
NOES:			
ABSTAIN:			
ABSENT:			

Section 10, Item B.

Michael Chimente, Mayor

Michelle Gonzalez, Deputy City Clerk



### **Delete all of Current Chapter 14.55**

# Chapter 14.55 CROSS-CONNECTION CONTROL<sup>1</sup>

### Sections:

14.55.010 Purpose.

14.55.020 Responsibility.

14.55.030 Cross-connection protection requirements.

14.55.040 Backflow prevention assemblies.

14.55.050 Administration.

14.55.060 Water service termination.

14.55.010 Purpose.

The purpose of this chapter is to protect the public water supply system from contamination due to potential and actual cross-connections. This shall be accomplished by the establishment of a cross-connection control program as required by state regulations. The ordinance codified in this chapter is adopted pursuant to Title 17, Sections 7583 through 7605, inclusive, of the California Code of Regulations, entitled "Regulations Relating to Cross-Connections." (Ord. 303 (part), 1989)

14.55.020 Responsibility.

The city administrator shall be responsible for implementing and enforcing the cross-connection control program. An appropriate backflow prevention assembly shall be installed by and at the expense of the property owner at each user connection where required to prevent backflow from the water user's premises to the domestic water system. It shall be the property owner's responsibility to comply with the city of Angels requirements. (Ord. 303 (part), 1989)

14.55.030 Cross-connection protection requirements.

The type of protection that shall be provided to prevent backflow into the public water supply system shall be commensurate with the degree of hazard, actual or potential, that exists on the water user's premises. Unprotected cross-connections with the public water supply are prohibited. The type of backflow prevention assembly that may be required, listed in decreasing level of protection, includes: air-gap separation (AG), reduced pressure principle backflow prevention assembly (RP), and a double check valve assembly (DC). The water user may choose a higher level of protection than required by the water supplier. The minimum types of backflow protection required to

protect the approved water supply at the user's water connection to premises with varying degrees of hazard are listed in Table 1 of Section 7604, Title 17 CCR. Situations which are not covered in Table 1 shall be evaluated on a case-by-case basis and the appropriate backflow protections shall be determined by the water supplier or health agency. (Ord. 303 (part), 1989)

### 14.55.040 Backflow prevention assemblies.

A. Only backflow prevention assemblies which have been approved by the city of Angels shall be acceptable for installation by a water user. A list of approved backflow prevention assemblies will be provided upon request to any affected customer. Backflow preventions assemblies shall be installed in a manner prescribed in Section 7603, Title 17, CCR. Location of the assemblies shall be as close as practical to the user's connection. The city of Angels shall have the final authority in determining the required location of a backflow prevention assembly.

B. Testing of backflow prevention assemblies shall be tested only by persons who have demonstrated their competency in testing of these devices to the city of Angels as provided in Title 17 of the state Department of Public Health, and conducted by the city of Angels or subject to the approval of the city of Angels. Backflow prevention assemblies must be tested at least annually and immediately after installation, relocation or repair. More frequent testing may be required if deemed necessary by the city of Angels. No assembly shall be placed back in service unless it is functioning as required. These assemblies shall be serviced, overhauled, or replaced whenever they are found to be defective and all costs of testing, repair, maintenance and replacement shall be borne by the property owner. Approval must be obtained from the city of Angels prior to removing, relocating or replacing a backflow prevention assembly. (Ord. 303 (part), 1989)

### 14.55.050 Administration.

The cross-connection control program shall be administered by the city administrator. The city of Angels will establish and maintain a list of approved backflow prevention assemblies. The city of Angels shall conduct necessary surveys of water user premises to evaluate the degree of potential health hazards. The city of Angels shall notify users when an assembly will be tested. (Ord. 303 (part), 1989)

### 14.55.060 Water service termination.

A. When the city of Angels encounters water uses that represent a clear and immediate hazard to the potable water supply that cannot be immediately abated, the procedure for terminating water service shall be instituted. Conditions of water uses that create a basis for water service termination shall include, but not are not limited to, the following:

- 1. Refusal to install or to pay cost of testing of a backflow prevention assembly, or to pay cost of repair or replacement of a faulty backflow prevention assembly;
- 2. Direct or indirect connection between the public water system and a sewer line;
- 3. Unprotected direct or indirect connection between the public water system and a system or equipment containing contaminants;
- 4. Unprotected direct or indirect connection between the public water system and an auxiliary water system.
- B. For condition A(1) of this section, the city will terminate service to a water user's premises after proper notification has been sent. If no action is taken within the allowed time period water service shall be terminated.
- C. For conditions A(2), A(3), or A(4), the city of Angels shall take the following steps:
- 1. Make reasonable effort to advise the water user of intent to terminate water service;
- 2. Terminate water service and lock service valve. The water service shall remain inactive until correction of violations has been approved by the city of Angels. (Ord. 303 (part), 1989)

<u>1</u>

Prior ordinance history: Ord. 273.

# **Add New**

# Chapter 14.55 CONTROL OF BACKFLOW AND CROSS-CONNECTIONS

### Sections:

14.55.010 General Policy14.55.020 Definitions14.55.030 Requirements

### 14.55.010 GENERAL POLICY

- A. **Purpose.** The purpose of this Ordinance is:
  - 1. To protect the public potable water supply of City of Angels (COA) from the possibility of contamination or pollution by isolating within the customer's internal distribution system(s) or the consumer's private water system(s) such contaminants or pollutants which could backflow into the public water systems; and,
  - 2. To promote the elimination or control of existing cross- connections, actual or potential, between the consumer's in-plant potable water system(s) and non-potable water system(s), plumbing fixtures and industrial piping systems; and,
  - 3. To provide for the maintenance of a continuing Program of Cross-Connection Control which will systematically and effectively prevent the contamination or pollution of all potable water systems.
- B. Responsibility. COA is responsible for the protection of the public potable water distribution/system from contamination or pollution due to the backflow of contaminants or pollutants through the water service connection. Backflow prevention assemblies are required when there is a potential for backflow contamination of the public water supply. This includes irrigation systems, wells, multi-family housing and all commercial and industrial properties. If an approved backflow prevention assembly is required at the customer's water service connection; or, within the customer's private water system for the safety of the water system, COA shall give notice in writing to said customer to install such an approved backflow prevention assembly(s) at specific location(s) on customer's premises. The consumer shall immediately install such an approved assembly(s) at the consumer's own expense; and failure, refusal or inability on the part of the customer to install, have tested and maintained said assembly(s) shall constitute a ground for discontinuing water service to the premises until such requirements have been satisfactorily met.

# **14.55.020 DEFINITIONS**

- A. **City of Angels (COA).** A public utility formed under the Public Utility District Act of the State of California originally enacted May 31, 1921.
- B. "Air-gap separation" or "AG" means a physical vertical separation of at least two (2) times the effective pipe diameter between the free-flowing discharge end of a potable water supply pipeline and the flood level of an open or non-pressurized receiving vessel, and in no case less than one (1) inch.
- C. "Approved water supply" means a water source that has been approved by the State Water Board for domestic use in a public water system and designated as such in a domestic water supply permit issued pursuant to section 116525 of the CHSC.
- D. "Auxiliary water supply" means a source of water, other than an approved water supply, that is either used or equipped, or can be equipped, to be used as a water supply and is located on the premises of, or available to, a water user.
- E. "Backflow" means an undesired or unintended reversal of flow of water and/or other liquids, gases, or other substances into a public water system's distribution system or approved water supply.
- F. "Backflow prevention assembly" or "BPA" means a mechanical assembly designed and constructed to prevent backflow, such that while in-line it can be maintained and its ability to prevent backflow, as designed, can be field tested, inspected and evaluated.
- G. "Backflow prevention assembly tester" means a person who is certified as a backflow prevention assembly tester.
- H. "Community water system" means a public water system that serves at least 15 service connections used by yearlong residents or regularly serves at least 25 yearlong residents of the area served by the system.
- I. "Contact hour" means not less than 50 minutes of a continuing education course.
- J. **"Continuing education course"** means a presentation or training that transmits information related to cross-connection control programs and backflow prevention and protection.
- K. "Cross-connection" means any actual or potential connection or structural arrangement between a public water system, including a piping system connected to the public water system and located on the premises of a water user or available

- to the water user, and any source or distribution system containing liquid, gas, or other substances not from an approved water supply.
- L. "Cross-connection control specialist" means a person who is certified as a cross- connection control specialist.
- M. "**Distribution system**" has the same meaning as defined in section 63750.50 of CCR, Title 22, Division 4, Chapter 2.
- N. "Double check detector backflow prevention assembly" or "DCDA" means a double check valve backflow prevention assembly that includes a bypass with a water meter and double check backflow prevention assembly, with the bypass's water meter accurately registering flow rates up to two gallons per minute and visually showing a registration for all rates of flow. This type of assembly may only be used to isolate low hazard cross-connections.
- O. "Double check detector backflow prevention assembly type II" or "DCDA-II" means a double check valve backflow prevention assembly that includes a bypass around the second check, with the bypass having a single check valve and a water meter accurately registering flow rates up to two gallons per minute and visually showing a registration for all rates of flow. This type of assembly may only be used to isolate low hazard cross-connections.
- P. "Double check valve backflow prevention assembly" or "DC" means an assembly consisting of two independently-acting internally-loaded check valves, with tightly closing shut-off valves located at each end of the assembly (upstream and downstream of the two check valves) and fitted with test cocks that enable accurate field testing of the assembly. This type of assembly may only be used to isolate low hazard cross- connections.
- Q. **"Existing public water system"** or **"existing PWS"** means a public water system initially permitted on or before July 1, 2024 as a public water system by the State Water Board.
- R. "Hazard Assessment" means an evaluation of a user premises designed to evaluate the types and degrees of hazard at a user's premises.
- S. "High hazard cross-connection" means a cross-connection that poses a threat to the potability or safety of the public water supply. Materials entering the public water supply through a high hazard cross-connection are contaminants or health hazards.
- T. "Low hazard cross-connection" means a cross-connection that has been found to not pose a threat to the potability or safety of the public water supply but may adversely affect the aesthetic quality of the potable water supply. Materials

- entering the public water supply through a low hazard cross-connection are pollutants or non-health hazards.
- U. "New public water system" or "new PWS" means a public water system permitted after July 1, 2024 as a public water system by the State Water Board. A new public water system includes a public water system receiving a new permit because of a change in ownership.
- V. "Noncommunity water system" means a public water system that is not a community water system.
- W. "Nontransient noncommunity water system" means a public water system that is not a community water system and that regularly serves at least 25 of the same persons over six months per year.
- X. "Premises containment" means protection of a public water system's distribution system from backflow from a user's premises through the installation of one or more air gaps or BPAs, installed as close as practical to the user's service connection, in a manner that isolates the water user's water supply from the public water system's distribution system.
- Y. "Pressure vacuum breaker backsiphonage prevention assembly" or "PVB" means an assembly with an independently-acting internally-loaded check valve and an independently-acting loaded air inlet valve located on the discharge side of the check valve; with test cocks and tightly closing shutoff valves located at each end of the assembly that enable accurate field testing of the assembly. This type of assembly may only be used for protection from backsiphonage and is not to be used to protect from backpressure.
- Z. "Public water system" or "PWS" has the same meaning as defined in section 116275(h) of the CHSC.
- AA. "Recycled Water" is a wastewater which as a result of treatment is suitable for uses other than potable use.
- BB. "Reduced pressure principle backflow prevention assembly" or "RP" means an assembly with two independently acting internally-loaded check valves, with a hydraulically operating mechanically independent differential-pressure relief valve located between the check valves and below the upstream check valve. The assembly shall have shut-off valves located upstream and downstream of the two check-valves, and test cocks to enable accurate field testing of the assembly.
- CC. "Reduced pressure principle detector backflow prevention assembly" or "RPDA" means a reduced pressure principle backflow prevention assembly that includes a bypass with a water meter and reduced pressure principle backflow prevention assembly, with the bypass's water meter accurately registering flow

- rates up to two gallons per minute and visually showing a registration for all rates of flow.
- DD. "Reduced pressure principle detector backflow prevention assembly type II" or "RPDA-II" means a reduced pressure principle backflow prevention assembly that includes a bypass around the second check, with the bypass having a single check valve and a water meter accurately registering flow rates up to two gallons per minute and visually showing a registration for all rates of flow.
- EE. "Spill-resistant pressure vacuum breaker backsiphonage prevention assembly" or "SVB" means an assembly with an independently-acting internally-loaded check valve and an independently-acting loaded air inlet valve located on the discharge side of the check valve; with shutoff valves at each end and a test cock and bleed/vent port, to enable accurate field testing of the assembly. This type of assembly may only be used for protection from backsiphonage and is not to be used to protect from backpressure.
- FF. "State Water Board", unless otherwise specified, means the State Water Resources Control Board or the local primacy agency having been delegated the authority to enforce the requirements of the CCCPH by the State Water Resources Control Board.
- GG. "Swivel-EII" means a reduced pressure principle backflow prevention assembly combined with a changeover piping configuration (swivel-ell connection) designed and constructed pursuant to this Chapter.
- HH. "Transient noncommunity water system" means a noncommunity water system that does not regularly serve at least 25 of the same persons over six months per year.
- II. "User premises" means the property under the ownership or control of a water user and is served, or is readily capable of being served, with water via a service connection with a public water system.
- JJ. "User's service connection" means either the point where a water user's piping is connected to a water system or the point in a water system where the approved water supply can be protected from backflow using an air gap or backflow prevention assembly.
- KK. "**User Supervisor**" means a person designated by a water user to oversee a water use site and responsible for the avoidance of cross-connections.
- LL. "Water supplier" means a person who owns or operates a public water system.
- MM. "Water user" means a person or entity who is authorized by the PWS to receive water.

### 14.55.030 REQUIREMENTS

# A. Water System

- 1. The water system shall be considered as made up of two parts: The Utility System and the Customer System.
- 2. Utility System shall consist of the source facilities and the distribution system and shall include all those facilities of the water system under the complete control of the utility, up to the point where the Customer's System begins.
- 3. The source shall include all components of the facilities utilized in the production, treatment, storage and delivery of water to the distribution system.
- 4. The distribution system shall include the network of conduits used for the delivery of water from the source to the Customer's System.
- 5. The Customer's System shall include those parts of the facilities beyond the termination of the utility distribution system which are utilized in conveying utility-delivered domestic water to points of use.

# B. Policy

- 1. No water service connection to any premises shall be installed or maintained by COA unless the water supply is protected as required by State laws and regulations and this Ordinance. Service of water to any premises shall be discontinued by COA if a backflow prevention assembly required by this Ordinance is not installed, tested and maintained, or if it is found that a backflow prevention assembly has been removed, bypassed or if an unprotected cross-connection exists on the premises. Service will not be restored until such conditions or defects are corrected.
- 2. The Customer's System shall be open for inspection at all reasonable times to authorized representatives of COA to determine whether cross-connections or other structural or sanitary hazards, including violations of these regulations, exist. When such a condition becomes known, COA shall deny or immediately discontinue service to the premises by providing for a physical break in the service line until the customer has corrected the condition(s) in conformance with the State and County statutes relating to plumbing and water supplies and the regulations adopted pursuant thereto.
- 3. An approved backflow prevention assembly shall also be installed on each service line to a customer's water system at or near the property line or

immediately inside the building being served; but, in all cases, before the first branch line leading off the service line wherever the following conditions exist:

- a. In the case of premises having an auxiliary water supply which is not or may not be of safe bacteriological or chemical quality and which is not acceptable as an additional source by COA, the public water system shall be protected against backflow from the premises by installing an approved backflow assembly in the service line appropriate to the degree of hazard.
- b. In the case of premises on which any industrial fluids or any other objectionable substance is handled in such a fashion as to create an actual or potential hazard to the public water system, the public system shall be protected against backflow from the premises by installing an approved backflow prevention assembly in the service line appropriate to the degree of hazard. This shall include the handling of process waters and waters originating from the Utility System which have been subject to deterioration in quality.
- c. In the case of premises having (1) internal cross- connection that cannot be permanently corrected or controlled, or (2) intricate plumbing and piping arrangements or where entry to all portions of the premises is not readily accessible for inspection purposes, making it impracticable or impossible to ascertain whether or not dangerous cross-connections exist, the public water system shall be protected against backflow from the premises by installing an approved backflow prevention assembly in the service line.
- 4. It is at the sole discretion of COA to assess the proper protection required and the type of protective assembly necessary under Subsections 14.55.030, B3, a, b, and c, shall depend upon the degree of hazard which exists as follows:
  - a. In the case of any premises where there is an auxiliary water supply as stated in Subsection 14.55.030, B, 3, and it is not subject to any of the following rules, the public water system shall be protected by an approved air- gap separation or an approved reduced pressure principle backflow prevention assembly.
  - b. In the case of any premises where there is water or substance that would be objectionable but not hazardous to health, if introduced into the public water system, the public water system shall be protected by an approved double check valve assembly.
  - c. In the case of any premises where there is any material dangerous to health which is handled in such a fashion as to create an actual or potential hazard to the public water system, the public water system shall be protected by an approved air-gap separation or an approved reduced pressure principle backflow prevention assembly. Examples of premises where these conditions will exist include sewage pumping stations, chemical manufacturing plants, hospitals, mortuaries and

- plating plants. Further examples can be found in APPENDIX D; HIGH HAZARD CROSS-CONNECTION CONTROL PREMISES in the adopted CCCPH
- d. In the case of any premises where there is sewage treatment plant an approved air-gap separation will be mandatory, in accordance with the adopted CCCPH; APPENDIX D, HIGH HAZARD CROSS-CONNECTION CONTROL PREMISES.
- e. In the case of any premises where there are "uncontrolled" crossconnections, either actual or potential, the public water system shall be protected by an approved air-gap separation or an approved reduced pressure principle backflow prevention assembly at the service connection.
- f. In the case of any premises where, because of security requirements or other prohibitions or restrictions, it is impossible or impractical to make a complete in-plant cross- connection survey, the public water system shall be protected against backflow from the premises by either an approved air-gap separation or an approved reduced pressure principle backflow prevention assembly on each service to the premises.
- 5. Any backflow prevention assembly required herein shall be a model and size approved by COA. The term "Approved Backflow Prevention Assembly" shall mean an assembly that has been manufactured in full conformance with the standards established by the American Water Works Association (AWWA) entitled:
  - AWWA C506-84 Standards for Reduced Pressure Principle and Double Check Valve Backflow Prevention Devices;

and have met completely the laboratory and field performance specifications of the Foundation for Cross-Connection Control and Hydraulic Research of the University of Southern California (FCCC&HR) established by:

 Specifications of Backflow Prevention Assemblies – Proper section of the most current issue of the MANUAL OF CROSS-CONNECTION CONTROL.

Said AWWA and FCCC&HR standards and specifications have been adopted by COA. Final approval shall be evidenced by a "Certificate of Approval" issued by an approved testing laboratory certifying full compliance with the said AWWA standards and FCCC&HR specifications.

The FCCC&HR testing laboratory has been qualified by COA to test and certify backflow preventers. Testing laboratories other than the FCCC&HR will be added to an approved list as they are qualified by COA.

Backflow preventers which may be subjected to backpressure or back siponage that have been fully tested and have been granted a Certificate of Approval by said qualified laboratory and are listed on the laboratory's current list of "Approved Back flow Prevention Assemblies" may be used without further test or qualification.

- 6. It shall be the duty of the customer-user at any premises where backflow prevention assemblies are installed to have certified inspections and operational tests made at least once every 12- month period of time. In those instances where COA deems the hazard to be great enough, certified inspections may be required at more frequent intervals. Those inspections and tests shall be at the expense of the water user and shall be performed by COA personnel or by a certified tester approved by COA. Inspections and tests performed by COA personnel will be billed to the customer at rates established by COA. It shall be the duty of COA to see that these tests are made in a timely manner. The customer-user shall notify COA in advance when the tests are to be undertaken so that an official representative may witness the tests if so desired. These assemblies shall be repaired, overhauled or replaced at the expense of the customer-user whenever said assemblies are found to be defective. Records of such tests, repairs and overhaul shall be kept and made available to COA.
- 7. All presently installed backflow prevention assemblies which do not meet the requirements of this section but were approved devices for the purposes described herein at the time of installation and which have been properly maintained, shall be accepted until such time that it can no longer be maintained and tested in accordance with the COA requirements. Whenever an existing device is moved from the present location, can no longer be tested, or requires more than minimum maintenance or when COA finds that the maintenance constitutes a hazard to health, the unit shall be replaced by an approved backflow preventer assembly meeting the requirements of this section.

Section 10. Item C.

# **MEMORANDUM**

# City of Angels City Council

Date: August 19, 2025

To: City of Angels City Council

Amy Augustine, AICP - City Planner From:

Ordinance 552 - SIGN ORDINANCE UPDATE - INTRODUCE, WAIVE THE Re:

FIRST READING BY SUBSTITUTION OF TITLE, HOLD A PUBLIC

**HEARING AND SET SEPTEMBER 2, 2025, FOR A SECOND READING AND** 

HEARING AND TO CONSIDER ADOPTION.

# RECOMMENDATION

Ordinance 552 – Sign Ordinance Update – Introduce, waive the first reading by substitution of title, hold a public hearing and set September 2, 2025, for a second reading and hearing and to consider adoption.

The City council may propose changes at this time.

### **BACKGROUND**

The Planning Commission considered this item at its August 14, 2025, meeting and unanimously recommended approval to the City Council pursuant to Resolution 25-13.

In 2015, the U.S. Supreme Court, on a 9-0 vote, found a local sign ordinance to be in violation of the Constitution's first Amendment Freedom of Speech clause (Reed v. Town of Gilbert, 576 U.S. 155 (2015). In response, many local jurisdictions have been updating their sign codes to ensure that none of the provisions of the codes are content based (i.e., sign regulations cannot address the content or message in the sign).

In response, many jurisdictions have opted to regulate signs by "type" and/or location. These sign code amendments are intended to meet the legal requirements established by the U.S. Supreme Court.

In addition to the preceding:

- 1. The public have asked the City Council to allow temporary signs, including those known as "feather The existing sign code already allows temporary signs, but requires that a sign permit first be obtained before allowing installation. The attached revisions address provisions allowing temporary signs.
- 2. The City Council requested regulations addressing political signs be clarified. Because "political" sign is content-based, the attached revisions address temporary signage in all zoning districts (residential, non-residential, and historical commercial) in a manner that would allow this and other types of temporary signs. Because Caltrans allows temporary (political) signs to be installed 90 days before an election and remain in place 10 days after an election; code revisions included herein allow for temporary signage for 100 days in a calendar year for ease of implementation, consistency, and to avoid sign regulations that would introduce "content" based regulatory requirements (e.g., regulate signs based on whether they are political/campaign signs, or grand opening signs).

Section 10, Item C.

3. Council asked that the City Planner be allowed to issue sign permits within the Historical district without Planning Commission review.

A summary of sign code changes in the attached revisions includes:

- Clarifying the purposes of sign regulations in the City
- Comprehensive revision to achieve consistency with legal requirements establish by the U.S. Supreme Court (i.e., amending the code to avoid content-based regulatory requirements)
- Update definitions to add new sign types (e.g., feather flags)
- As per the General Plan Implementation Program 1Eb, 4Ce and 11Cd: Revisions to remove pole signs, requiring master sign plans for shopping centers; encouraging master sign plans for multiple businesses in a single structure, establishing criteria for announcement signs (e.g., signs with scrolling text or changing copy), and eliminating flashing or glaring signs.
- Addressing temporary signs to allow their limited use in non-residential, residential, and in the Historical Commercial zoning district. As previously noted, the draft includes a 100 day/year provision consistent with Caltrans regulations for political signs.
- Comprehensive update of list of signs that are permitted without a sign permit and those signs that are prohibited.
- Clarify those signs requiring a conditional use permit
- Clarifying sign standards inside and outside of the Historical Commercial Zoning District
- Allowing the City Planner to apply the adopted Historical Commercial Zone Sign Design Guidelines and issue sign permits within the HC district without planning commission review; but retaining the option to refer signs to the Planning Commission sign subcommittee or the full Planning Commission.
- Continuing to require Planning Commission review of signage when signage is part of an overall
  entitlement (e.g., conditional use permit, site development permit) being reviewed by the Planning
  Commission.
- Updating requirements for nonconforming signs, abandoned signs, sign removal and enforcement.
- Adding Planning Commission proposed revisions related to "Open" signs.
- Adding Planning Commission proposed revisions related to neon signs.
- Updating provisions to allow for requests for exceptions to sign regulations and removing all former references to variance approval for signage (due to the low likelihood of making findings to approve a variance for signage).
- Clarifying that fees for sign permits are not required when a sign is approved in conjunction with another entitlement.

Section 10, Item C.

Pursuant to Angels Municipal Code Section 17.90.040, decisions pertaining to code amendments upon the following findings of fact:

- A. The proposed change or amendment is consistent with the city of Angels Municipal Code; and
- B. The proposed change or amendment is consistent with the city of Angels general plan; and
- C. The proposed change or amendment will not be substantially detrimental to the health, safety, or general welfare of the city.

# Findings A &B - Consistency with the Angels Municipal Code and General Plan

Adopting the proposed code amendment in the Angels Municipal Code will allow for implementation of the following General Plan goals, policies, and implementation programs:

# 1.E.b, 4.C.e and 11Cd Revise the City's Sign Ordinance

Amend the city's sign ordinance to eliminate inconsistencies, emphasize cohesive design for commercial centers with multiple buildings, and to include design standards reflective of the city's three distinct commercial districts [i.e., Historic Commercial District (HC), Community Commercial District (CC) and Shopping Center Commercial District (SC)... Specific changes include, but are not limited to: eliminating pole signs; requiring master sign plans for shopping centers; requiring master sign plans for multiple businesses in a single structure, establishing criteria for announcement signs (e.g., signs with scrolling text or changing copy), and eliminating flashing or glaring signs.

Adoption of the code amendments brings the Angels Municipal Code into compliance with this General Plan 2020 implementation program. Consistency between the General Plan and the Angels Municipal Code necessarily means the proposal is consistent with the Angels Municipal Code. Therefore, based on the preceding, findings A and B may be made.

# <u>Finding C. The proposed change or amendment will not be substantially detrimental to the health, safety, or general welfare of the city.</u>

The proposed code amendments include measures to protect the health and safety of the city against signs that could obstruct the public's ability to safely travel along public roadways.

The proposed code amendments clearly state the intent of the City in adopting the code changes as:

- 1. Ensure that signs are designed, constructed, installed, located and maintained according to minimum standards to safeguard life, health, property and public welfare;
- 2. To protect and enhance the City's unique character minimizing visual distractions and sign proliferation that can detract from the unique character of the City and its built environment;
- 3. Provide reasonable sign standards:
  - a. To encourage their effective and attractive use as a means of identification, rather than for advertising, businesses, services, events, and uses enhancing economic values while minimizing unnecessary sign competition;
  - b. Attract and direct the public to available activities, goods, and services;
  - c. For consistency with community goals and policies expressed in the general plan and adopted Specific Plans;
  - d. Consistent with state and federal laws, including outdoor advertising regulations applicable to state highways;

Section 10, Item C.

- 4. Ensure that the designs of signs are architecturally compatible with affected structures all character of surrounding development in order to maintain the overall quality of a neighborhood or commercial district.
- 5. Protect public safety by ensuring that official traffic regulation devices are easily visible and free from nearby visual obstructions and distractions (e.g., attention-getting signs, excessive numbers of signs, signs resembling official signs);
- 6. Protecting the right of free speech by enacting regulations to regulate the time, place and manner under which signs are permitted, and not the content of signs. Although examples of content may be provided in these regulations, content will not be used as a basis for determining whether or not a proposed sign may be permitted.

These purposes are consistent with protecting the general welfare of the City. Based on the preceding, Finding C can be made.

### FISCAL IMPACT:

The proposed changes update the existing municipal code for compliance with legal and regulatory requirements. Adoption and implementation are not expected to alter the costs to the City of implementing the City's sign code.

## **ENVIRONMENTAL FINDING:**

Pursuant to the state guidelines for implementing the California Environmental Quality Act (CEQA), the proposed code amendments are exempt from further review, because the proposed amendments implement a program or programs identified within the scope of the 2020 General Plan Environmental Impact Report adopted for the 2020 General Plan. The proposed project is Categorically Exempt from state and city guidelines for the implementation of the California Environmental Quality Act (CEQA) pursuant to Section 15311, Class 11 (Accessory Structures) which states that signs are exempt from CEQA.

# **ATTACHMENTS:**

- A. PowerPoint Presentation
- B. Planning Commission Resolution of Intent 25-13 with redlined changes to current code
- C. Ordinance 552 with clean draft of proposed code changes



# Sign Code Update

Reed v. Town of Gilbert, U.S. Supreme Court - Legal Issues

Re-address Temporary Signs: feather flags, banners, political signs, real estate signs, special events, etc.

Allow in-house issuance of sign permits in Historical Commercial

Move Sign Code from Building Code (15.12) to Zoning Code (17.62)

Reed v.
Town of
Gilbert,
576 U.S.
155
(2015)

 Content-based sign regulations violate the First Amendment

• The U.S. Supreme Court ruled that the town's sign ordinance was unconstitutional because it was content-based, meaning it treated different types of signs differently based on the message they conveyed. The ordinance subjected various sign categories (e.g., political, ideological, temporary directional) to different size, duration, and

# PURPOSES-FINDINGS

- Safeguard life, health, property and public welfare (especially traffic regulation devices);
- Protect City's unique character, minimize visual distractions and sign proliferation, Architectural compatibility
- Provide reasonable sign standards:
  - ✓ Encourage their effective and attractive use as a means of identification, rather than for advertising, businesses, services, events, and uses enhancing economic values while minimizing unnecessary sign competition;
  - ✓ Attract and direct the public to available activities, goods, and services;
  - ✓ Consistency with general plan and adopted Specific Plan goals and policies;
  - ✓ Consistent with state and federal laws, including outdoor advertising regulations applicable to state highways
- Protecting the right of free speech by enacting regulations to regulate the time, place and manner under which signs are permitted, and not the content of signs. (Examples of content may be provided in these regulations; however, content will not be used as a basis for determining

# What Signs Are/Are Not Permitted

- Exempt Signs (Can have, no permit)
- Prohibited Signs (Cannot have)
- Temporary Signs (up to 100 days calendar year)
- Permanent Signs (Outside HC)
- Signs requiring Conditional Use Permit (2)
- Signs in Historical Commercial (HC)

# Exempt

Address

Traffic safety

Construction

Painted on vehicle (not on roof)

Gas prices

Official

Directional

Inside building (see also window signs)

No trespassing

Temporary signs in residential\*

# Prohibited

Attention-getting, simulated traffic In State ROW or street ROW Lacks property owner consent Publicly owned property On street trees On utility poles, traffic control

Blocking ingress/egress
Highly
reflective/Fluorescent
Pole Signs
Billboards, handheld,
mascots
Rooftop
Mobile advertising

# Temporary Sign - Defined

• Any sign, banner, pennant, valance, feather flag, campaign sign or advertising display constructed of cloth, canvas, light fabric, plastic, card materials, cardboard, wallboard or other light materials with or without frames, or otherwise intended to be displayed for a period of not more than 100 days in a calendar year.

Temporary - Why 100 Days?

Caltrans Outdoor Advertising

 Campaign signs 90 days
 prior to election and remove
 within 10 days following (100 days)

# Temporary Signs Residentia l (Exempt)

- 12 square feet total (one 12', two 6 feet, three 4 feet, four 3 feet)
- 100 days in one calendar year\*
- Non-illuminated, nonelectronic
- Excludes prohibited signs
- Holiday decorations not included in total signage
- In condo/apt. Up to 2 temporary window signs 20% window area
- No permit required
   (e.g., yard sales, campaign)

Temporary Signs Non-Residenti  $a \perp$ , Outside HC

- Requires sign permit
- Unless issued in conjunction with another entitlement, or under Caltrans encroachment permit
- 24 square feet
- 100 days
- Non-illuminated, nonelectronic
- No prohibited signs
- Remove within 10 days of an election, end of special event, end date, property sale
- Outdoor Advertising Act (32 sq ft-City is 24 feet, file statement of responsibility, not in ROW)

Expires December 31, 2028

# SUNSET CLAUSE FOR TEMPORARY SIGNS

Section 10. Item C.

# Temporary Signs in Historical Commercial

Require sign permit

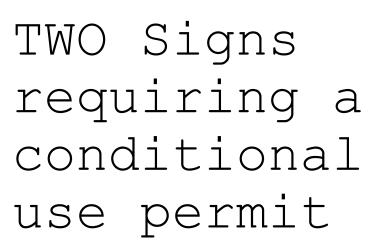
Banners only

One per parcel

24 square feet

100 days in a calendar year

Sunset Clause





Electronic message center/digital display



Off-premise



Special findings - incorporating purpose



# Processing

Allows City Planner to issue sign permits in the Historical Commercial Zone in-house if consistent with HC Sign Design Guidelines and the Sign Code.

Does not apply if a conditional use permit is required

Does not apply if another entitlement is required that PC is reviewing

Planner can refer to PC or PC Subcommittee at his/her discretion

# Other Changes - Exceptions, Types

Adds Exceptions (no variances etc.)

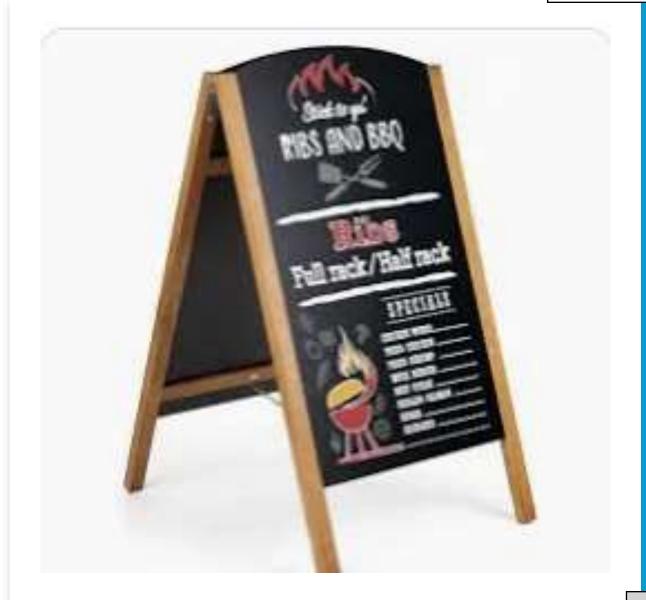
Exceptions
require finding
of consistency
with purposes
of sign
regulations

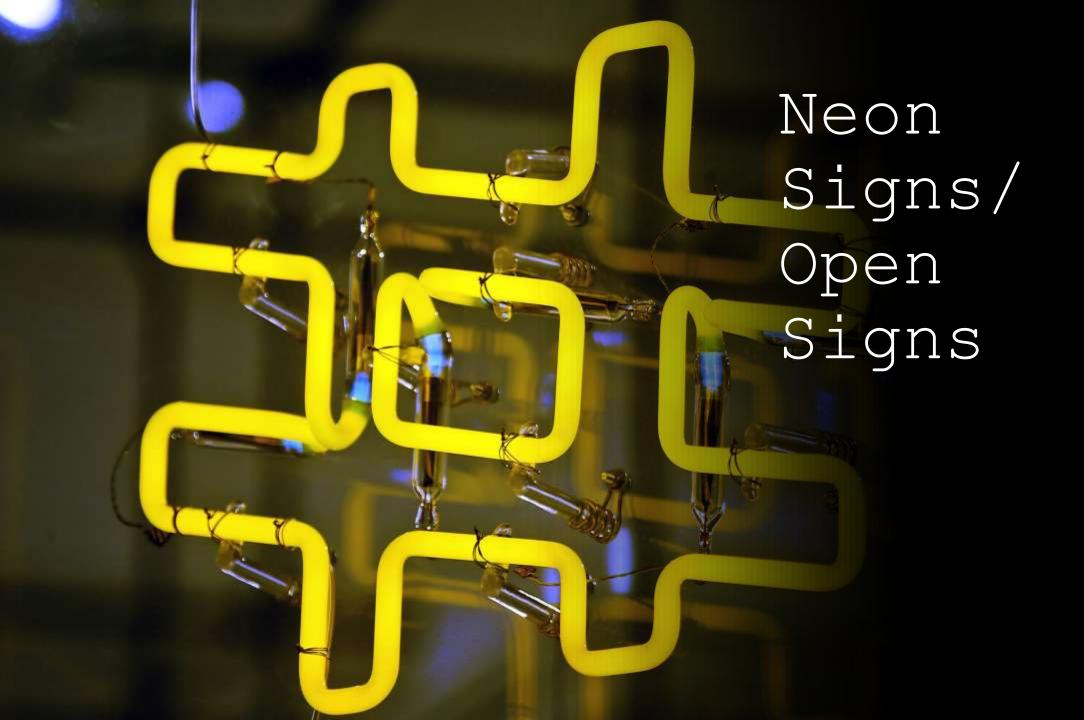
Increases the types of signs from 2 to 4.



# A-Frame Signs

- Outside public ROW
- 4' high (16 sq. ft. total)
- Cannot block sidewalk
- Min 4 foot clearance on sidewalk
- Require sign permit
- IN HC: cannot be plastic, to be of wood, metal, scroll writing

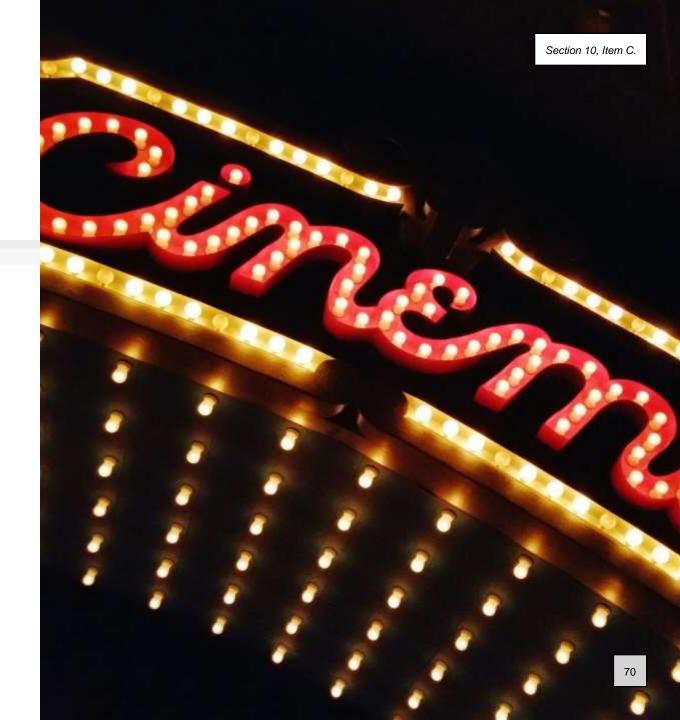




# Neon/Open- in Historical Commercial

Not allowed except:

- In HC Open sign not exceeding two square feet, non-blinking, steady light
- Buildings originally constructed in Art Deco style using neon (e.g., Angels Theatre) may continue use of neon where neon was originally used on the building



# Chapter <u>15.12</u> <u>17.62</u> SIGNS <u>AND BILLBOARDS</u>

SIGNS AND BILLBUARDS		
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Article I	•	Formatted: Font: Bold
17.62.010 Title and Authority.	•	Formatted: Centered
17.62.020 Findings and Purposes.		Formatted: Tab stops: 0.81", Left
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<u>17.62.030 Definitions.</u>		Formatted: Font: Bold
17.62.040 Applicability.		Formatted: Font: Bold
17.62.050 General Rules and Interpretation.		Formatted: Font: Bold
		Formatted: Font: Bold
Article II	-	Formatted: Centered
17.62.060 Signs Exempt from a Sign Permit.		Formatted: Font: Bold
17.62.070 Prohibited Signs.		Formatted: Font: Bold
Article III	4	Formatted: Centered
17.62.090 Temporary Sign Standards.		
17.62.100 Sign Standards (Zoning Districts Outside the Historical Commercial District).		
17.62.110 Signs Requiring a Conditional Use Permit.	4	Formatted: Indent: Left: 0", Hanging: 0.81"
17.62.120 Sign Standards (Historical Commercial Zoning District).		
<u>Article IV</u>		
17.62.130 Requests for exceptions.		Formatted: Font: (Default) Arial, 11 pt
17.62.140 Findings for approval of an exception.		Formatted: Font: (Default) Arial, 11 pt
Article V  17.62.150 Sign Maintenance.  17.62.160 Unsafe / Hazardous signs.	4	Formatted: None, Space Before: 0 pt, Line spacing: Multiple 1.08 li, Don't keep with next, Don't keep lines together, Adjust space between Latin and Asian text, Adjust space between Asian text and numbers, Tab stops: 0.81", Left
17.62.170 Abandoned Signs, Removal. 17.62.180 Nonconforming signsPermitted when.		

### 17.62.190 Nonconforming, Abandoned, Illegal signs--Removal.

17.62.200 Enforcement.

15.12.030 Official signs exempted.

### Article I

### 15.1217.62.010 Title and Authority.

### A. Title

This chapter shall be known and cited as the "City of Angels Sign Regulations."

### **B.** Authority

This chapter is adopted pursuant to the authority vested in the City of Angels and the State of California, including but not limited to: the State Constitution, California Government Code Sections 65850 et seq., 65850(b), 38774, 38775 and 65850, California Business and Professions Code Sections, 5200 et seq., and 5490 et seq., and California Civil Code Section 713 and other applicable state laws.

### 17.62.020 Findings and Purposes.

### A. Findings.

The City of Angels hereby finds as follows:

The City character is associated with its rural small-town charm, distinctive architecture, and historic tradition. Signs have a strong visual impact on this character. As a prominent part of the scenery, they attract or repel the viewing public, affect the safety of vehicular traffic, and their appearance, size, and placement, help set the tone of the community. Since the City relies on these characteristics to attract commerce, aesthetic considerations assume economic value. It is the intent of the City, through this ordinance, to protect and enhance the City's historic, commercial, small-town and residential character and, therefore, its economic base through the provision of appropriate and visually appealing signage. In addition, it is the intent of the City to standardize sign requirements in order to minimize their distracting effect on drivers and thereby improve traffic safety.

The purpose of this chapter is to provide minimum standards to safeguard life, health, property and public welfare in keeping with the unique character of the city of Angels by regulating and controlling the size, height, design, quality of materials, construction, location, electrification and maintenance of all signs and sign structures as provided herein, and to provide a reasonable system of control of signs integrated within the general planning program and zoning law; to promote commercial centers and property values for effective communication of the nature of goods and services; to enhance the economic values of the community and avoid wasteful and unsightly competition in signs, as overly estentatious signs violate the rights of other sign users as well as the public. (Ord. 280 §1, 1986)

The purposes of these sign regulations are to:

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- Ensure that signs are designed, constructed, installed, located and maintained according to minimum standards to safeguard life, health, property and public welfare;
- To protect and enhance the City's unique character minimizing visual distractions and sign proliferation that can detract from the unique character of the City and its built environment;
- 3. Provide reasonable sign standards:
  - a. To encourage their effective and attractive use as a means of identification, rather than for advertisement, of businesses, services, events, and uses enhancing economic values while minimizing unnecessary sign competition;
  - b. Attract and direct the public to available activities, goods, and services;
  - c. For consistency with community goals and policies expressed in the general plan and adopted Specific Plans;
  - d. Consistent with state and federal laws, including outdoor advertising regulations applicable to state highways;
- 4. Ensure that the designs of signs are architecturally compatible with affected structures and the character of surrounding development in order to maintain the overall quality of a neighborhood or commercial district.
- Protect public safety by ensuring that official traffic regulation devices are easily visible and free from nearby visual obstructions and distractions (e.g., attention-getting signs, excessive numbers of signs, signs resembling official signs);
- 6. Protecting the right of free speech by enacting regulations to regulate the time, place and manner under which signs are permitted, and not the content of signs. Although examples of content may be provided in these regulations, content will not be used as a basis for determining whether or not a proposed sign may be permitted.

#### 15.12.02017.62.030 -Definitions.

For the purpose of this chapter, the following words and phrases have the meanings respectively ascribed to them as follows:

- 1.— "A-frame sign," "portable sign" and "sandwich board sign" shall mean portable signs capable of standing without support or attachment <u>and intended to be placed outside and returned to the inside of a building at the start and end of each business day.</u> An A-frame sign is a double-sided sign attached at an apex whose legs provide a frame for plywood panels.
- 2.— "Aggregate total glass surface area" shall mean the product of multiplying the length times the width of the storefront glass surface along a single building elevation with the proviso that window panel separations (mullions, grids, etc.) that are less than six inches wide shall be counted within the aggregate total glass surface area available for signage, and window panel separations or building structural elements separating windows that are greater than six inches shall not be included within the aggregate total glass surface area available for signage. In case of stores with more than one building elevation with window glass, the aggregate total glass surface area available for the placement of signage shall be calculated based on the dimensions of each individual elevation. Unused amounts of aggregate total glass surface area from one elevation shall not be applied to any other elevation.

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- **3.**—"Amenity sign" means a wall-mounted or freestanding sign that promotes features and/or services of a commercial business.
- 4.— "Animated sign" shall mean a sign with motion, flashing lights, or changes in color or intensity utilizing electricity or other sources of energy. This definition shall not include a sign which tells only time and temperature in alternating sequences.
- 5. Apartment Community. The term "apartment community" shall mean an apartment project which consists of a minimum of eight apartment units located on the same lot, which are for rent only.
- 6.— "Area of sign" shall mean in computing maximum permissible sign area or display surface the overall display surface of a sign shall be included, or the largest face of a double sign and not the aggregate of display faces. The area of a sign without a border shall be computed by enclosing the entire sign within sets of parallel lines touching the outer limits of the sign message and computing the area thus enclosed.
- 7.— "Awning" shall mean a structure composed of canvas or other non-canvas materials, except for the supporting framework, that extends from the exterior wall of a building.
- 8.— "Awning sign" shall mean a sign composed of flexible materials and incorporated into an awning.
- 9.— "Balloon" shall mean any inflatable sign or balloon regardless of size that is designed to be used as an advertising device for any business or promotional event.
- 40.— "Banner sign" shall mean a temporary sign composed of lightweight, flexible, nonrigid

material either enclosed frame. "Banner signs" wind and are generally four corners.



or not enclosed in a rigid do not blow or move in the attached to a structure at

- 41. "Barber pole" shall mean a stationary cylindrical pole of red, white, and blue spiral stripe design and which identifies a barber shop.
- 12. "Bench sign" shall mean a city or county franchised outdoor bench to which an advertising message is applied.

13.— "Blade sign" shall mean a pedestrian-oriented, non-internally illuminated double-faced sign, comprised of one individual panel, projecting from the building wall on which it is mounted. A blade sign cannot exceed a total of five square feet of signage per side, has at least six inches between the building wall and the edge of the sign nearest the building, and cannot project more than thirty-six inches from the building wall on which it is mounted.



business, it shall be at the discretion of the owner which building face shall be considered the front.

- 46.—"Building facade" shall mean that portion of any exterior elevation of a building extending from grade to eaves, parallel to the street and extending the entire width of the building. Any area of the facade made up of false fronts and/or parapets cannot be included in the facade calculation for sign area.
- 47.— "Bulletin board sign" shall mean an exterior sign used to display announcements pertaining to an on-site church, school, community center, park, hospital, or institutional building.
- 48.—"Business front" shall mean the side of a building that contains the principal entrance. For a shopping center, multiple business fronts may exist.
- 49.—"Business sign" shall mean any structure, housing sign, device, figure, painting, display, message placard, or other contrivance, or any part thereof, which has been designed to advertise, or to provide data or information in the nature of advertising, for any of the following purposes:
  - a. To designate, identify, or indicate the name or business of the owner or occupant of the premises upon which the business sign is lawfully erected.
  - To advertise the business conducted, services available or rendered, or goods produced, sold, or available for sale upon the property where the business sign has been lawfully erected.
- <del>20.</del> "Canopy" shall mean a roof of a building or a fixed overhead shelter used as a roof, which may or may not be attached to a building.
- 21.— "Canopy sign" shall mean a sign attached to, written on, or hung from a canopy.

"Changeable Message Board" or "Changeable Message Sign" shall mean a programmable electronic sign temporarily used by the City of Angels, Caltrans, or authorized construction contractors to direct traffic during construction, temporary road closures or detours, emergencies, special events or related public functions or events.



- 22.—"Civic sign" shall mean a sign, other than a commercial sign, posted to advertise a civic event, public agency, school, church, civic-fraternal organization or similar noncommercial organization.
- 23.— "Coming soon sign" shall mean a sign placed on the site of work under construction stating that a business will be opening soon and denoting the opening date, architect, engineer, contractor, future business or lending agency.
- 24.—"Construction sign" shall mean a temporary sign with the names of the architects, engineers, contractors, subcontractors and financing agencies of buildings and structures being constructed upon the site on which the sign is located.
- 25.— "Corner triangle" shall mean the triangular area created by a line connecting points along the front and side lot lines which points are established forty feet in distance from the intersection of the extension of such front and side lot lines within the street right-of-way, and by a line connecting points along the front lot line and driveway apron, which points are established ten feet in distance from the intersection of the extension of such front lot line and driveway apron within the perpendicular to the street right-of-way.
- 26.— "Corporate flag" shall mean a flag identifying a business or firm.
- 27.— "Directional tract sign" shall mean an off-site temporary sign containing only the name and location of a subdivision and/or a multiple-family residential project and directions for reaching the project.
- 28.— "Double-faced sign" shall mean a sign with more than one face located on the same base or support structure and the sign advertising faces are back to back so that both faces cannot be viewed from any point at the same time, and the sign faces are not more than eighteen inches apart.
- 29. "Electronic reader board sign" shall mean a business sign on which the copy is manually or electronically changed and which is intended primarily to promote items for sale or of general interest to the community. This term includes a business bulletin board, a time/temperature sign, or other changeable copy sign. <a href="See also Changeable Message">See also Changeable Message Board, Changeable Message Sign.</a>
- 30.—"Erect" shall mean to build, construct, attach, hang, place, suspend or affix. Such terms also include the painting of wall signs.

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31.—"Facade" shall mean the portion of any exterior elevation of a building extending from grade to the top of the parapet wall, or eaves, parallel to the street and extending the entire width of the building.

"Feather flag" shall mean a type of temporary sign a pole shaped similar to a feather/flag as pictured.



- 33.—"Frontage property" shall mean the longest, single, lineal dimension of a parcel of property abutting on a public street.
- 34.— "Garage sale sign" shall mean a sign that is used to advertise the sale of used or secondhand goods or merchandise at dwellings and on residentially zoned property; these sales may also be known as patio sales, yard sales, estate sales, etc.
- 35.— "Grand-opening signs" shall mean banners, pennants, flags, balloons, searchlights, and advertising devices when used only for bona fide grand-opening functions.
- 36.—"Height" shall mean, in determining maximum or allowed height, the distance shall be measured from base of pole, or point where base of pole would be on level ground, to top of sign.
- 37.— "Historic sign" shall mean an existing sign, or refurbishing of an existing sign, or recreation of a sign that once existed on the subject site at least fifty years ago.
- **38.**—"Identification sign" shall mean a sign, or device, which serves exclusively to designate the name, or the name and use, of churches, auditoriums, public buildings, or multifamily residential uses, or the use of a lawful parking area, recreation area, or other <del>open</del>-use permitted in the district.
- 39.— "Illegal sign" shall mean signs and their supporting members which do not meet any of the criteria of this chapter and that is not otherwise a legal nonconforming sign.
- 40.— "Illuminated sign" shall mean an internally or externally illuminated business sign which uses a source of light in order to make the message readable.
- 41.— "Marquee" shall mean a fixed overhead shelter used as a roof, which may or may not be attached to a building, and which projects into or overhangs a public street or alley right-of-way.
- 42.— "Marquee sign" shall mean a sign attached to or hung from a marquee and which is mounted in a vertical plane.
- 43.— "Master sign program" or "Master Sign Plan" shall mean a sign program approved by the planning commission for a retail, office or industrial complex, an automobile dealership or a

#### building more than two stories high: the City for a Shopping Center or other multi-occupant or mixed use building.

- 44.— "Mobile sign" shall mean any sign not permanently affixed to a vehicle that is used to advertise a business or service.
- 45.—"Monument sign" shall mean an independent, freestanding sign structure supported on the ground by a solid base at least as wide as the sign, as opposed to being supported by poles or open braces.
- 46.— "Mural" shall mean a picture or decoration which is painted on, or otherwise applied directly to, an external wall. Murals integral to the architecture of the building shall not count as signage. Murals that do not include advertising, shall be considered public art.
- 47.—"Neon" shall mean illumination affected by a light source consisting of a LED or neon or other gas tube which is bent to form letters, symbols or other shapes.
- 48.— "Nonconforming sign" shall mean any sign installed prior to the adoption of the ordinance codified in this chapter which does not meet the specifications and requirements of this chapter.
- 49.—"Office building master identification sign" shall mean a business sign that serves to identify an office building or any institutional use, and whose copy shall include only the name of the building or institutional use and the street address range of the complex.
- 50.— "Official public sign" shall mean signs of a public nature, which shall include public transit service signs, utility information signs, public restroom or telephone signs, trespassing signs, <a href="City established monument signs">City established monument signs</a>, legal notices erected by a public officer in the performance of a public duty and signs placed by a public agency for the purpose of guiding persons to emergency centers or places, buildings, <a href="public parking areas">public parking areas</a>, or locations of regional or historical significance.
- 51.—"Off-site advertising sign" shall mean any sign which advertises or informs about a business organization or event, goods, products, services or uses not available on the property upon which the sign is located. Signage for a business within a shopping center under multiple ownership shall not be considered an off-site advertising sign even though it is not located on the same property as the business being advertised. The term "off-site advertising sign" does not include special easement signs, community identification signs, off-site residential development directional signs or off-site temporary for sale or lease signs.
- **52.** "Off-site residential development directional sign" shall mean a uniformly designed sign which advertises or informs the public about a residential development where five or more dwelling units are undergoing construction.
- **53.**—"Off-site temporary for sale or lease sign" shall mean any off-site sign used in-lieu of a freestanding sign which advertises property for sale or lease.
- <del>54.</del> "On-site temporary for sale or lease sign" shall mean any on-site sign used in-lieu of a freestanding sign, which advertises property for sale or lease.
- 55.— "Open-house sign" shall mean a portable sign used in connection with the sale of individual residential real properties.

- 56.— "Pedestrian/shingle sign" shall mean a suspended sign used to identify and indicate pertinent facts concerning a business or professional services conducted on the premises.
- 57.—"Pennant" shall mean any tapering flag used for signaling or identification.
- 58.—"Permitting body" shall mean the person or body with the authority to review and approve permits for signs. This may include the <u>planning directorCity Planner</u>, the planning commission, or the city council.

59.—"Pole sign" shall mean a freestanding sign supported by one or more pillars, poles or posts that is more than eight feet in height but less than twenty feet in height with sign copy or content no lower than eight feet, nor higher than eighteen feet in height.



- 60.—"Political sign" shall mean a sign designed for the purpose of advertising support of or opposition to a candidate or proposition for a public election.
- 61.— "Projecting building sign" shall mean a wall sign which projects from and is supported by a wall or roof of a building, structure or sign structure and projects beyond the eaves of a building or overhang.
- <u>"Real estate sign" means a sign advertising real property for sale, rent, or lease, including an</u> "open house" sign.
- 62. "Real property sign" shall mean a temporary sign placed upon real property to advertise that the property upon which the sign is placed, or any piece or parcel thereof, or any interest therein, is for sale, exchange, lease or rent.
- 64.—"Service station display structure" shall mean an on-site identification business sign that serves to identify the name and logo of the service station located on the site.
- 65.— "Service station price sign" shall mean a business sign indicating gasoline prices and available services.
- 66.—"Shopping center" shall mean any complex of separate businesses so designated by the planning commission as a shopping center.

- 67.— "Sign" shall mean every sign, billboard, freestanding sign, portable freestanding sign, wall sign, roof sign, illuminated sign, projecting sign, temporary sign and street clock, and includes any announcement, declaration, demonstration, display, illustration or insignia used to advertise or promote any interest when the same is placed so that it is clearly visible to the general public from an out-of-doors position.
- 68.— "Sign structure" shall mean the supports, uprights, braces and framework of a sign.
- 69. "Special easement sign" shall mean a business sign used in lieu of a freestanding sign located off-site from, but within the immediate vicinity of, the business the sign has been designed to advertise; where said business is located on a parcel of land without direct access or frontage on an improved public right-of-way; and where the two parcels involved are interconnected by a traversable vehicular roadway which is subject to a nonrevocable, nonexclusive recorded vehicular access easement.
- 71.—"Street address sign" shall mean the numerals of a street address for a given use or uses in a given <u>residential or commercial</u> building or buildings.
- <u>"Street Tree"</u> shall mean any tree planted within a City, County, or State right-of-way or on public property.
- 72.— "Temporary sign" shall mean any sign, banner, pennant, valance, <u>feather flag, political campaign</u> sign or advertising display constructed of cloth, canvas, light fabric, <u>plastic</u>, cardboard, wallboard or other light materials, with or without frames, intended to be displayed for a period of not more than <u>thirty\_100 days in a calendar daysyear</u>.
- 73.—"Tenant directory sign" shall mean a tenant directory or other exclusively informational listing of tenant names attached to the exterior wall at the entrances of a building and used for the purpose of displaying the names and unit identifications of occupants engaged in professions or businesses on the premises.
- 74.— "Tenant frontage" shall mean the linear length of a building frontage of suites occupied by a tenant.
- 75.—"Vehicular sign" shall mean any sign permanently affixed to an operable or inoperable vehicle currently registered as a motor vehicle, which is used in the normal course of business.
- 76.— "Wall sign" shall mean any sign attached to, painted on or erected against the wall, roof or marquee of a building or structure, and not extending more than six inches beyond the point of attachment.
- 77.— "Window sign" shall mean a sign maintained in or painted in or painted upon a window, which shall be classified as a wall sign. (Ord. 440, 2009: Ord. 337 §1, 2000; Ord. 324 §§1, 7, 1992; Ord. 280 §2, 1986)

## 17.62.040 Applicability.

This chapter shall apply to all property and land within the jurisdiction of the city. It is unlawful for any person, firm, or corporation that owns, occupies, or controls property in the city to construct, maintain, display or alter or cause to be constructed, maintained, displayed or altered a sign within the city except in conformance with this chapter.

## 17.62.050 General Rules and Interpretation.

- A., Signs Must Comply with this Code. In all zones, only such signs that are specifically permitted or exempted in this chapter may be placed, erected, maintained, displayed or used, and the placement, erection, maintenance, display or use of signs shall be subject to all restrictions, limitations and regulations contained in this chapter. The placement, erection, maintenance, display or use of all other signs is prohibited.
- B. Enforcement Authority. The City Planner is authorized and directed to enforce and administer the provisions of this chapter.
- C. Permit Requirement. Unless expressly exempted by a provision of this chapter, or by other applicable law, signs within the regulatory scope of this chapter may be displayed only pursuant to a permit issued by the city pursuant to this chapter and any applicable permits required by the building code.
- D. Message Neutrality. It is the city's policy to regulate signs in a way that does not favor commercial speech over noncommercial speech and is content neutral as to noncommercial messages which are within the protections of the First Amendment to the U.S. Constitution and the California Constitution.
- E. Regulatory Interpretations. All regulatory interpretations of this chapter are to be exercised in light of the city's message neutrality policy. Where a particular type of sign is proposed in a permit application, and the type is neither expressly allowed nor prohibited by this chapter, or whenever a sign does not qualify as a "structure" as defined in the building code, then the City shall approve, conditionally approve or disapprove, or refer the sign to the Planning Commission, based on the most similar sign type that is expressly regulated by this chapter.
- F. Substitution of Messages. Subject to the property owner's consent, a noncommercial message of any type may be substituted for any commercial message or any noncommercial message; provided, that the sign is otherwise legal without consideration of message content. Such substitution of message may be made without any additional approval or permitting. This provision prevails over any more specific provision to the contrary within this chapter. This provision does not create a right to increase the total

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amount of signage on a parcel, lot or land use; does not affect the requirement that a sign structure or mounting device be properly permitted; does not allow a change in the physical structure of a sign or its mounting device; and does not allow the substitution of an off-site commercial message in place of an on-site commercial message.

Go., Severance. If any section, sentence, clause, phrase, word, portion or provision of this chapter is held invalid, or unconstitutional, or unenforceable, by any court of competent jurisdiction, such holding shall not affect, impair, or invalidate any other section, sentence, clause, phrase, word, portion, or provision of this chapter which can be given effect without the invalid portion. In adopting this chapter, the city council affirmatively declares that it would have approved and adopted the chapter even without any portion which may be held invalid or unenforceable.

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## Article II

#### 17.62.060 Signs exempt from a sign permit.

The city has a compelling interest in permitting the following signs in order to comply with state and local laws and to promote public safety on city property and in the public right-of-way. The following signs may be installed without a sign permit, provided they meet the requirements listed below. Under certain circumstances these signs may require a building permit or encroachment permit. Contact the building department for permitting requirements prior to installing any of the signs listed below. These signs shall not be included in the determination of type, number, or area of signs allowed on a given property.

A. Address Signs. Signs installed in compliance with California Fire Code Section 505.1 or, if updated, the applicable fire code section as determined by the city fire marshal.

B., Signs Posted during Construction. A maximum of four nonilluminated signs located on construction sites not exceeding sixteen square feet in aggregate area, while a valid construction permit is active. For commercial and residential projects on sites three acres or larger, the maximum exempt sign area under this subsection is thirty-two square feet. For construction projects along linear routes (e.g., roads, pipelines), signage shall be as permitted pursuant to the project's encroachment permit.

C. Gasoline Price Signs. Not more than one price sign for each frontage, not to exceed twenty square feet each and subject to height and setback limits established by zoning district.

Notwithstanding other provisions of this chapter, signs may include digital readouts or LED technology as necessary to comply with Business and Professions Code for the display of fuel prices.

<u>D., Official Signs.</u> Official federal, state, local government signs and notices issued by any court, person, or officer in performance of a public duty; signs required by federal, state, or

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local law; and signs placed by utility companies as part of the normal operation and maintenance of utility facilities.

## E. Directional signs., 15.12.040 Directional and other exempted signs.

The maximum number of signs shall not apply to signs not exceeding four square feet which express direction, identification or warning by letters, figures or symbols, such as address, name, access, trespass or parking, but apply only to a use on the parcel. (Ord. 280 §3(A)(2), 1986)

- **B2**. Such signs shall not be used for advertising purposes.
- C. Directional signs shall not exceed an area of six square feet, nor a height of eight feet. (Ord. 280 §9. 1986)
- <u>G., No Trespassing Signs.</u> Trespass warnings that are posted in compliance with applicable federal, state, and local laws.
- H. Traffic Safety Signs. Signs warning of construction, excavation, or similar hazards if expressly approved by the City Engineer (for local streets) or Caltrans (for state highways).
- ريلي Vehicle Signs. Painted signs or decals affixed to the body of any vehicle, unless parked or operated for the primary purpose of displaying the sign. See prohibited vehicle signs in Section 17.62.070.
- K. Signs within Building Interior. Signs or other visual communicative devices that are located entirely within a legally established building or other enclosed structure and are not intended to be oriented or be made visible from the exterior.
- L. Temporary Signs in Residential Zoning Districts
  - A total of 12 square feet of nonilluminated and nonelectronic temporary signage are permitted (e.g., one sign not exceeding 12 square feet, or two temporary signs not exceeding 6 square feet etc.) for up to ninety days per calendar year in addition to other signs that may be installed in accordance with this section. Note: Christmas or holiday decorations are not considered signage for the purposes of this provision.
  - ii. Temporary signs shall not include sign types listed in Section 17.62.070 (Prohibited signs)
  - iii. Temporary signs may change copy during the 100-day period, but shall not exceed 100 days total for all temporary signs per calendar year.
    - iv. Signs in multi-unit apartments, condominiums, or common interest subdivisions with
       no ground level ownership may have up to two temporary window signs not to
       exceed twenty percent of the window area in which they are displayed and not
       exceed 100 days in total duration per calendar year.

Examples of such signs include yard sale signs, campaign signs.

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1. Signs shall be allowed in all zoning districts, except residential, subject to the approval of the planning director, provided, that:

a. Signs shall be located on primary streets providing directions to the business.

b. Signs shall be limited to a maximum height of ten feet and shall not exceed fifty square feet in area, and shall be set back a minimum of ten feet from any city right of way or public easement. If the grade at the location of a sign is below the grade of the street right of way, the sign height may be increased to a maximum of twelve feet in height upon approval of the planning director.

- c. The total number of signs shall not exceed six for each business.
- d. A fee shall be collected that is established by resolution of the city council.
- e. A minimum horizontal distance of seventy five feet shall be maintained between a commercial directional sign and any other advertising sign. (Ord. 444, 2010: Ord. 280 §8, 1986)

## 17.62.070 Prohibited Signs

The city has a compelling interest to prohibit the following signs to further the findings and purpose (Section 17.62.030) of these sign regulations and to enforce local, state and federal law. All signs below are specifically identified as prohibited with some exceptions, and any other signs not expressly provided for or exempted from this chapter are prohibited. Sign types which, in the determination of the City Planner, are similar to those listed in this section or which are not described in these regulations are also prohibited.

A. Attention-Getting Devices.

Pennants, streamers, spinners, balloons, inflatable signs, search lights, beacons, flashing lights or messages and other similar attention-getting devices, unless authorized in conjunction with a temporary sign permit or special event permit, and provided the City Engineer and Caltrans, if applicable, determines that such a sign will not create an unsafe distraction for users of public rights-of-way.

B. Signs placed within the State right-of-way (along SR 4 or SR 49).
 The State Outdoor Advertising Act prohibits non-official signs placed within the state right of way.

## C. Property owner consent.

No sign may be displayed without the consent of the legal owner(s) of the property on which the sign is mounted or displayed. For purposes of this policy, "owner" means the holder of the legal title to the property and all parties and persons holding a present right to possession, control or use of the property (Penal Code Section 556.1)<sup>1</sup>

1 It is a misdemeanor for any person to place or maintain or cause to be placed or maintained upon any property in which he has no estate or right of possession any sign, picture, transparency, advertisement, or mechanical

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D. Publicly-owned property.

Non-official signs, are not allowed on publicly owned property. Publicly owned property means any property owned by the City (even if open to the public), including sidewalks, streets, landscape areas/medians, light poles, electric poles, traffic signals, along any public right of way, etc. For signs announcing special events in City-owned parks, a temporary sign permit (which may be issued in conjunction with a special event permit) is required.

- E<sub>s</sub> Pole signs. New pole signs are prohibited. Pole signs in existence on October 1, 2025, which may or may not be legally conforming, shall be deemed legally conforming (See 17.62.180). Any change in copy or structure shall comply with the provisions of this chapter for existing pole signs.
- F. Outdoor Advertising Displays and Off-Site Signs. Outdoor advertising displays such as billboards, handheld signs, mascots, and all off-site commercial signs that display advertising for a business, commodity, service, facility, or other such matter that is not located, conducted, sold, or offered upon the premises where the sign is located are prohibited within the city. Any such outdoor advertising displays that are located within the public right-of-way are considered off-site and are prohibited. See Section 17.62.110 for regulations related to off-site signs that are not prohibited, but require a conditional use permit.
- <u>G. Highly Reflective and Fluorescent Signs.</u> Signs made wholly or partially of highly reflective material and fluorescent or DayGlo painted signs.
- H., Signs on Utility Poles or Traffic Control Devices. Signs attached or placed adjacent to any utility pole, traffic sign, signal, or marking, or any other official traffic-control device, unless in accordance with the California Vehicle Code.
- J. Signs on Street Trees. Any sign posted on a street tree.
- J. Signs That Block Ingress or Egress. Any sign, such as a sandwich board sign, placed or maintained so as to interfere with free ingress to or egress from any door, window or fire escape, or parking lot. Prohibited signs include signs that block ingress or egress necessary to comply with the Americans with Disabilities Act (ADA).

device which is used for the purpose of advertising, or which advertises or brings to notice any person, article of merchandise, business or profession, or anything that is to be or has been sold, bartered, or given away, without the consent of the owner, lessee, or person in lawful possession of such property before such sign, picture, transparency, advertisement, or mechanical device is placed upon the property, (Penal Code 556.1)

Pacific Gas and Electric v. Public Utilities Commission, 475 U.E.1 (1986)

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- K. Signs in the Street Right-of-Way. Any sign placed in any street right-of-way without a valid encroachment permit or prior approval of the City or, if applicable, Caltrans, for the purpose of safety or traffic control.
- L. Simulated Traffic Signs. Any sign which simulates or imitates in size, color, lettering or design any traffic sign or signal, or which makes use of words, symbols or characters in such a manner as to interfere with, mislead, or confuse pedestrian or vehicular traffic.

M., Vehicle Signs or Mobile Advertising Displays.

Mobile billboard advertising displays and advertising signs on motor vehicles parked or left standing upon a public street or right-of-way or in view of a public street or right-of-way, except for advertising signs that are permanently affixed to the body of, an integral part of, or a fixture of a motor vehicle for permanent decoration, identification, or display and that do not extend beyond the overall length, width, or height of the vehicle, advertisement on license plate frames installed in compliance with Vehicle Code Section 5201, and paper advertisements issued by a dealer contained within a license frame installed in compliance with Vehicle Code Section 5201, For purposes of this section, "permanently affixed" means any of the following:

- 1. Painted directly on the body of a motor vehicle,
- 2. Applied as a decal on the body of a motor vehicle, or
- 3. Placed in a location on the body of a motor vehicle that was specifically designed by a vehicle manufacturer as defined in Vehicle Code Section 672 and licensed pursuant to Vehicle Code Section 11701, in compliance with both state and federal law or guidelines, for the express purpose of containing an advertising sign.

The city has determined this prohibition is necessary because mobile advertising as a primary purpose inhibits the safe movement of traffic, contributes to air pollution, and detracts from the overall aesthetics of the city. This prohibition applies citywide irrespective of the content of the message or ideas expressed.

## 15.12.250 Stationary vehicle signs.

O. Billboards. New billboards are prohibited. Billboards in existence on October 1, 2025, which may or may not be legally conforming, shall be deemed legally conforming until such time as the lease for the billboard expires. After that time, they shall be deemed legally nonconforming.

P. Roof Signs. 15.12.270 Roof signs.

17.62.080 Applications, Fees, Processing, Review, Approvals - All Signs

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#### 15.12.130 Permit—A. Application.

An application for a permit for each sign shall be made to the city in such form and include such information as the city shall prescribe. The application shall be accompanied by the permit fee herein provided. The application will be obtainable at the community development department. (Ord. 486 §1(part), 2019: Ord. 280 §4(A)(3), 1986)

## 15.12.140 Permit-B. Fees.

The permit fee for each application for each sign shall be based on the fees prescribed by resolution of the city council. (Ord. 280 §4(A)(4), 1986)

## C. Fee Waivers, Master Sign Plans

1. Sign Permit Fee waiver if obtained at the same time as other entitlements. Sign permits should be obtained in conjunction with other entitlements required for a project (e.g., other entitlements include, but are not limited to: site plan review, site development permit, special event permit, conditional use permit). When sign permits are obtained in conjunction with and prior to issuance of another entitlement for the same project, a separate sign permit fee will not be required unless the sign permit requires a conditional use permit. Sign permits obtained after issuance of another entitlement for the same project will require payment of a sign permit fee. Sign permits obtained in conjunction with a business license only require payment of a sign permit fee.

## 2. Master Sign Plans

- Shopping centers shall submit a master sign plan to the planning commission at the time of site plan approval.
- ii. The City Planner may require a business with multiple tenants to submit and obtain approval for a master sign plan to encourage consistent sign design, avoid disputes amongst tenants, and facilitate approval of new signs in the same complex.

#### D. Processing, Review, and Approval

1. Planning Commission Review. Whenever a public hearing is required for the review and approval of a project due to the requirement for an entitlement(s) in addition to a sign permit (e.g., non-administrative site plan review, non-administrative site development permit, non-administrative conditional use permit, tentative subdivision map, variance, sign exception), the sign for that project shall be subject to review and approval by the Planning Commission at the same time as the public hearing for the other entitlement(s) occurs.

- 2. City Planner Review. When the provisions of paragraph 1 do not apply, the City Planner may issue any sign permit that does not otherwise require a conditional use permit or request an exception to the City of Angels Sign Regulations. The decision of the City Planner is appealable to the Planning Commission pursuant to 17.81.020. The City Planner may refer any sign permit to the Planning Commission at his or her discretion. In the Historical Commercial Zoning District, the City Planner may, at his or her discretion, refer the sign permit to the Historic District Sign Review Committee, established pursuant to Section 17.85.105, or to the full Planning Commission.
- 3. Public Noticing Not Required. Signs issued by the City Planner or the Historic District Sign Review Committee (17.85.105) do not require public noticing or a public hearing unless such signs otherwise require a conditional use permit or include a request for an exception to the City of Angels Sign Regulations in which case public noticing and a public hearing are required in accordance with Section 17.85.160.

15.12.150 Permit--Issuance.

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## **Article III**

#### 17.62.090 Temporary Signs Located Outside the Historical Commercial Zoning District

## A. Permit and Fees Required.

- 1. Temporary signs shall require a sign permit issued by the City Planner in accordance with Section 17.62.060 excepting those identified in Paragraph B. Any temporary sign installed without a temporary sign permit and not exempt per Paragraph B, may be removed by the City in accordance with Section 17.62.190.
- 2. A fee shall be collected as established by resolution of the city council.

## B. Exceptions.

Temporary Signs allowed without obtaining a Temporary Sign Permit include those:

- Approved in conjunction with an approved temporary or intermittent use, or outdoor event permit or special event permit, or other planning entitlement(s) (e.g., site plan review, site development permit, special event permit, conditional use permit); or
- Approved with a sign permit as a temporary sign pending manufacture and installation
  of an approved permanent sign for not more than thirty days or within a specified time
  frame as determined by the City Planner; or

- 3. Approved by the City over designated rights-of-way (i.e., SR 49) in compliance with the City's Caltrans Encroachment Permit; or
- 4. Exempt under Section 17.62.060.

## C. Temporary Sign Standards for Nonresidential Zoning Districts, Excluding the Historical Commercial Zoning District

Paragraph C excludes temporary signs allowed in the Historical Commercial Zoning District.

For temporary signs allowed in the Historical Commercial Zoning District, see Section

17.62.110.

Examples of temporary signs in non-residential districts outside the Historical Commercial Zoning District are campaign signs, real estate signs, notices of special events, and grand openings. Temporary signs shall be posted below the roofline of the building and not obscure architectural features or cover windows and comply with all of the following:

- A total of 24 square feet of nonilluminated and nonelectronic temporary signage is
   permitted subject to obtaining a temporary sign permit (e.g., one sign not exceeding 24 square feet, or two temporary signs not exceeding 12 square feet etc.) for up to 100 days per calendar year unless otherwise provided in paragraph 4.
- 2. Temporary signs shall not include sign types listed in Section 17.62.070 (Prohibited signs).
- Temporary signs may change copy during the 100-day period, but shall not exceed 100
  days total for all temporary signs per calendar year unless otherwise provided in
  paragraph 4.
- 4. Removal. Temporary signs must be removed within ten (10) days after the election, sale, rental, lease or conclusion of the event which is the basis for the sign. For signs promoting events without an "end" date; the provisions of Paragraph 1 shall apply.
- 5. Temporary Political signs in view of a state highway (SR 4, SR 49).

Section 5405.3 of the State Outdoor Advertising Act (Business and Professions Code) exempts the placing of temporary political signs from normal state outdoor advertising display requirements when the sign 1) encourages a particular vote in a scheduled election, 2) is place no sooner than 90 days prior than the scheduled election and removed within 10 days after the election, 3) is no larger than 32 square feet, and 4) the sign proponent has filed a Statement of Responsibility certifying a person who will be responsible for removing the sign and 5) the signs is not placed in the State right-of-way.

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State law directs the Department of Transportation to remove unauthorized temporary political signs and bill the responsible party for their removal.

6. Sunset Clause for Section 17.62.090 December 31, 2028.
The provisions of Section 17.62.090 shall end December 31, 2028, unless the City determines that this Section is consistent with the purposes expressed in Section17.62.030 and an extension to this Section with or without changes is warranted.

#### 17.62.100 Permanent Sign Standards (Outside the Historical Commercial District):

## 45.12.060A. Maximum area per building.

The maximum sign area for each building, except that covered under "Shopping centers," Section <u>15.12.080</u> and provisions in the historic district, shall not exceed ten percent of the business front, but in no case shall exceed ninety square feet for the business front. The sign area allowed to separate occupancies in multiple-use buildings will be in direct proportion of their part of the total building front including doors and windows. (Ord. 324 §2, 1992: Ord. 280 §3(A)(4), 1986)

## 45.12.070 B. Types permitted.

There may be permitted for each building a combination of not more than twethree types of signs: freestanding, wall or projecting, with their aggregate size not exceeding the size limitations under Section 15.12.060. (Ord. 280 §3(A)(5), 1986)paragraph A.

#### 1. Freestanding sign--On-premises.

The following applies to freestanding signs on premises:

- Location. An on-premises sign is one that is confined to the owner's property. Such signs
  are not allowed in residential zones.
- ii. Height. No such sign shall exceed eight feet in height except as provided in Section 15.12.175. The height of freestanding signs shall be measured from the base line.
- iii. Number. There may be one such sign for each building, and in no case shall exceed ninety square feet as defined in paragraph A.

#### 2. A-Frame/Sandwich Board Signs.

- i. Free-standing signs on an A-frame. Subject to the requirement to be located on the parcel of the business being identified; is not in the public right-of-way; does not block the sidewalk or create visibility problems for vehicles or pedestrians; and does not exceed a width of four feet or height of four feet for a total sign area to not exceed sixteen square feet per side of sign area. (Ord. 377 §3, 2000; Ord. 280 §5(A)(1), 1986)
- <u>ii.</u> Sandwich signs located along sidewalks shall not block sidewalks. Signs on or near sidewalks shall maintain a minimum 4-foot travelway to accommodate accessibility.

## 3. Wall and window signs.

- i. Location. Wall signs shall be located on the business front.
- ii. Height. No part of any sign shall extend above the top level of the wall upon or in front of which it is situated. Any such sign which is suspended or projects over any public walkway or walk area shall have an overhead clearance of at least eight feet.
- iii. Number. There may be any number of wall signs for each business front, but the total sign area shall not exceed ten percent of the building front, and in no case exceed ninety square feet, as defined in paragraph A.
- iv. Thickness or Projection. No sign, including any light box or other structural part, shall project more than twelve inches from the building face. (Ord. 280 §6, 1986)

#### 4 Projecting signs.

- i. Location. Signs may be located on the building front, providing they do not constitute a hazard to pedestrians or vehicular traffic, do not conceal from view any public or business sign or traffic signal, do not extend or project over a street right-of-way and do not extend lower than eight feet above the surface below it.
- <u>ii.</u> Height. No such sign shall extend above the top level of the wall upon or in front of which it is situated, or, in the case of buildings having sloping roofs, above the roof ridge.
- iii. Number. There may be one projecting sign for each business front, but total sign area shall not exceed ten percent of the building front, and in no case exceed ninety square feet, as defined in Section 15.12.140. (Ord. 280 §7, 1986)

#### C. Lighting and Open Signs.

Signs shall have no flashing or blinking lights; lighting shall be arranged so that visibility of vehicular traffic is not impaired, and objectionable glare is shielded from adjoining residential zones. except for the following:

A. Each business may have one LED or neon "Open" sign not exceeding two square feet as measured along the outside perimeter (frame) of the sign. The "Open" sign shall be non-blinking with steady light.

Any sign in violation of this subsection shall be removed immediately.

The following signs are prohibited in the Historical Commercial Zoning District and require a Conditional Use Permit in all other Zoning Districts:

## A. Electronic Message Centers (EMC Signs) and Digital Display.

Signs using digital displays or other means to present images or messages. These signs typically use light emitting diode (LED), liquid crystal display (LCD), plasma or other

technology to present a series of still images, full motion animation, or other text messages. (Does not apply where preempted by state law for fuel price signage or other applicable codes, does not apply to changeable message signs)

#### 15.12.175 Pole signs-On-premises.

Signs shall advertise only licensed business conducted, services rendered or products from or sold on the parcel. Off-site signs shall require approval of a conditional use permit by the planning commission

## C. Special Findings for Conditional Use Permit for Signs

In addition to the findings for a conditional use permit required in Section 17.78.030, the findings for sign exceptions in Section 17.62.140(B) and 17.62.140(C) also are required for issuance of a Conditional Use Permit pursuant to this Section.

#### 15.12.335 Use permit--Authority and findings.

#### 17.62.120 Sign Standards for the Historical Commercial (HC) Zoning District

## A. 17.26.090 Signs.

- A. Sign permits (temporary and permanent) shall be secured prior to installing a new sign in accordance with Section 17.62.080 (D) unless the sign is exempt pursuant to Section 17.62.060
- B. Permanent Sign Standards within the HC zoning district:
  - Design Standards. No sign shall be placed, erected, altered or relocated on any
    property within the historical district unless such sign shall as to its exterior
    appearance be compatible with the Mother Lode architectural style and the "City of
    Angels Design Guidelines for Signs" (PC Resolution 2010-02).
  - 2. On-Site. No sign shall be allowed except a sign which identifies or advertises the business conducted on the premises.
  - 3. Location. Each sign shall be affixed to a building, except that where a building is set back from the street to such extent that a sign affixed to the building would not be within reasonable view from the street, then a sign need not be so affixed, but may be located in some other manner as the City Planner shall approve.

#### 4. Projections.

- i. No sign shall project more than six feet from the face or vertical surface of the building where applicable. Sign must not constitute a hazard to pedestrians or vehicular traffic.
- ii. No sign shall project above the eave or the parapet line of the building.

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iii. Signs shall not project over the edge of the sidewalk into Caltrans right-of-way or otherwise interfere with parking or ingress/egress of the public from vehicles parking along sidewalks within the Caltrans ROW.

#### Area.

- i. The total aggregate area per any one parcel for attached on-site signs shall not exceed ten percent of the building facade excluding parapets and/or false fronts and in no case shall exceed fifty square feet of the total sign area. If a single business entity having public customer entrances on two or more sides of a building, the building owner may choose which building facade is most beneficial to use as the ten percent of the facade area.
- ii. The area of an irregular sign shall be the area of the smallest rectangle which can wholly contain all the sign text and graphics.

#### 6. Moving/Flashing.

No sign shall contain any flashing, blinking, or moving letters, characters, or other elements, and the sign itself shall not move.

## 7. Sidewalk clearances.

All hanging signs above walkways shall maintain a minimum 8 foot clearance as measured from the bottom of the sign to the sidewalk surface.

## C. Temporary Signs in the Historical Commercial Zoning District

- 1. Require a sign permit and shall be processed in accordance with Section 17.62.080 (D) unless the sign is exempt pursuant to Section 17.62.060.
- Banners only are permitted as a temporary sign in the Historical Commercial Zoning District.
- 3. Banners are limited to one per parcel and shall not exceed 24 square feet in size and may remain up to 100 days per calendar year unless otherwise provided in paragraph 4.
- 4. Removal. Temporary signs must be removed within ten (10) days after the election, sale, rental, lease or conclusion of the event which is the basis for the sign. For signs promoting events without an "end" date; the provisions of Paragraph 3 shall apply.
- 5. Temporary Political signs in view of a state highway (SR 4, SR 49).
  Section 5405.3 of the State Outdoor Advertising Act (Business and Professions Code) exempts the placing of temporary political signs from normal state outdoor advertising display requirements when the sign 1) encourages a particular vote in a

scheduled election, 2) is place no sooner than 90 days prior than the scheduled election and removed within 10 days after the election, 3) is no larger than 32 square feet, and 4) the sign proponent has filed a Statement of Responsibility certifying a person who will be responsible for removing the sign and 5) the signs is not placed in the State right-of-way. State law directs the Department of Transportation to remove unauthorized temporary political signs and bill the responsible party for their removal.

6. Sunset Clause for Section 17.62.120(C) December 31, 2028. The provisions of Section 17.62.120(C) – Temporary Signs in the Historical Commercial Zoning District shall end December 31, 2028, unless the City determines that this Section is consistent with the purposes expressed in Section17.62.030 and an extension to this Section with or without changes is warranted.

#### D. Sandwich Board Signs

In addition to the standards included in 17.62.100(B)(2), sandwich board signs or A-frame signs in the Historical Commercial District shall incorporate the following design features:

- 1. The sign shall not be made of plastic;
- 2. The sign must be historical in nature (wood, metal, scroll writing, etc.)

#### E. Tubing/Neon Signs

- 1. Tubing. No sign shall contain any outline tubing except as provided the following paragraph.
- Neon signs or signs containing any outline tubing which are to be located inside a
   <u>building and which area is designed to be seen from the outside of the building are
   prohibited except for the following:.</u>
  - i. Each business may have one LED or neon "Open" sign not exceeding two square feet as measured along the outside perimeter (frame) of the sign. The "Open" sign shall be non-blinking with steady light,
  - ii. Buildings originally constructed in the Art Deco style using neon (e.g., the Angels Theatre) may continue use of neon where neon originally was used on the building.

15.12.040 Directional and other exempted signs.

## 17.62.130 Requests for exceptions.

Unusual site conditions or other design factors may warrant signs not otherwise permitted by these regulations. A sign permit application which includes a request for exceptions to standards established by these regulations is subject to approval by the Planning Commission and shall be based upon the findings in Section 17.62.140. Exceptions require a separate

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application and fees for Planning Commission review, which must be approved before a sign permit is issued.

#### 17.62.140 Findings for approval of an exception.

Exceptions to the sign regulations shall meet all of the following findings:

- A...There are unusual circumstances applying to the property which make strict adherence to
  the regulations impractical or infeasible, such as building configuration, historic architectural
  features, architectural style, site layout, intervening obstructions, or other unusual
  circumstances. Exceptions shall not allow for additional signage in number or size beyond
  what is necessary to compensate for the unusual circumstances. Unusual circumstances
  may also include sign designs which are not expressly provided for or exempted in this
  chapter, but which represent superior or innovative design appropriate for the building and
  location.
- B. The exception is consistent with the intent and purpose of the sign regulations (see Section 17.62.020) and the exception is not being granted in cases where alternative options of allowed signage in this chapter could provide an adequate alternative for sufficient visibility to the public with equal or superior design.
- C. The sign exception is for superior design and complies with design principles of this chapter, and will not result in: visual clutter; excessively sized signage in comparison to the building or surroundings; signage that is inconsistent with the character of the surroundings; or approval of signs that are prohibited in this chapter.

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#### **Article V**

#### 17.62.150 Sign Maintenance.

All signs must be maintained in the same condition as when the sign was installed. Normal wear and tear of aged signs shall be repaired when they detract from the visible quality of the sign, as determined by the City Planner. When signs are repaired, they must be done so in a manner (paint colors shall match, etc.) that is consistent with the approved sign permit. When signs are removed, the wall behind the sign shall be repaired and painted to match the rest of the building wall.

#### 15.12.100 Maintenance.

- A. No sign shall constitute a hazard to pedestrians or vehicular traffic, conceal from view any public sign or traffic signal, nor extend on or project over or into a street right-of-way.
- B. Any sign that, in the opinion of the City Building Inspector or the City Engineer, is unsafe or insecure shall be deemed an unsafe sign and shall be corrected or removed, together with any supporting structure, by the owner of the property on which the sign is located, within seventy-two hours of written notice by the City Building Inspector or his or her designee.

## 15.12.260 Hazards--Extension over right-of-way.

#### 17.62.170 Abandoned Signs, Removal.

A sign shall be considered abandoned if the use or business associated with the sign has not been conducted for a period of more than one year. An abandoned sign may be removed in compliance with Section 17.62.190. An exception to this provision may be granted for signage in the Historical Commercial Zoning District that is integral to the character and historical integrity of the building including a reference to its historical use (e.g., Angels Theatre, Utica Hotel) or if the removal would otherwise adversely affect the historical integrity of the building.

#### 15.12.217.62.180 Nonconforming signs--Permitted when.

Any sign which is nonconforming with this chapter shall be removed if the sign is altered or modified. "Altered or modified" within this chapter means any change to the sign structure including but not limited to changes to the sign cabinet, supports, structure or copy on the face for a new tenant or user. The normal painting of the sign as part of routine maintenance where no change in tenant occurs is not considered an alteration. Sign may remain until any change in design, structure, location or other alteration is made. A nonconforming sign may not be restored or rebuilt if fifty percent or more of the sign is damaged or destroyed for any reason or damaged to the extent of more than half of its current replacement cost. A nonconforming sign may not be resumed if use is discontinued or if business is not being conducted for any reason for a period of more than one year. Nonconforming signs may be altered if necessary for public safety to the restrictions of this section. Such a nonconforming sign, when altered for public

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safety, shall be subject to securing a sign permit from the city with an explanation for retaining the sign. (Ord. 324 §5, 1992: Ord. 280 §11, 1986)

## 15.12.217.62.1990 Nonconforming, Abandoned or Illegal signs--Removal.

Any sign constructed after the effective date of the ordinance codified in this chapter which is nonconforming with the requirements of this chapter may be removed by the eCity of Angels. Any sign determined abandoned in conformance with Section 17.62.170 may be removed by the City of Angels. Any sign determined to be in violation of the City of Angels Sign Regulations may be removed by the City of Angels. The city council or its authorized agents may enter upon private property for the purpose of removal of the sign. These signs shall be stored for a period of at least twenty days, and if not claimed within that time, may be destroyed. The owner shall pay a fee to the city equal to the costs incurred by the removal, storage and handling of the illegal sign(s). (Ord. 280 §12(A)(1), 1986)

## 17.62.200 Enforcement

<u>Violations of the provisions of this Chapter shall be in conformance with Chapters 1.16, 1.17, 1.18, 1.19 of the City of Angels Municipal Code and 17.62.190 unless otherwise specified herein.</u>

# Chapter 17.62 SIGNS

Sections:
Article I
17.62.010 Title and Authority.
17.62.020 Findings and Purposes.
17.62.030 Definitions.
17.62.040 Applicability.
17.62.050 General Rules and Interpretation.
Article II
17.62.060 Signs Exempt from a Sign Permit.
17.62.070 Prohibited Signs.
17.62.080 Application, Fees, Review Process, Issuance.
Article III
17.62.090 Temporary Sign Standards.
17.62.100 Sign Standards (Zoning Districts Outside the Historical Commercial District).
17.62.110 Signs Requiring a Conditional Use Permit.
17.62.120 Sign Standards (Historical Commercial Zoning District).
Article IV
17.62.130 Requests for exceptions.
17.62.140 Findings for approval of an exception.
Article V
17.62.150 Sign Maintenance.
17.62.160 Unsafe / Hazardous signs.
17.62.170 Abandoned Signs, Removal.
17.62.180 Nonconforming signsPermitted when.
17.62.190 Nonconforming, Abandoned, Illegal signsRemoval.

17.62.200 Enforcement.

## Article I

## 17.62.010 Title and Authority.

## A. Title

This chapter shall be known and cited as the "City of Angels Sign Regulations."

## **B.** Authority

This chapter is adopted pursuant to the authority vested in the City of Angels and the State of California, including but not limited to: the State Constitution, California Government Code Sections 65850 et seq., 65850(b), 38774, 38775 and 65850, California Business and Professions Code Sections 5200 et seq. and 5490 et seq. and California Civil Code Section 713 and other applicable state laws.

## 17.62.020 Findings and Purposes.

## A. Findings.

The City of Angels hereby finds as follows:

The City character is associated with its rural small-town charm, distinctive architecture, and historic tradition. Signs have a strong visual impact on this character. As a prominent part of the scenery, they attract or repel the viewing public, affect the safety of vehicular traffic, and their appearance, size, and placement, help set the tone of the community. Since the City relies on these characteristics to attract commerce, aesthetic considerations assume economic value. It is the intent of the City, through this ordinance, to protect and enhance the City's historic, commercial, small-town and residential character and, therefore, its economic base through the provision of appropriate and visually appealing signage. In addition, it is the intent of the City to standardize sign requirements in order to minimize their distracting effect on drivers and thereby improve traffic safety.

## B. Purposes.

The purposes of these sign regulations are to:

- 1. Ensure that signs are designed, constructed, installed, located and maintained according to minimum standards to safeguard life, health, property and public welfare;
- 2. To protect and enhance the City's unique character minimizing visual distractions and sign proliferation that can detract from the unique character of the City and its built environment;
- 3. Provide reasonable sign standards:
  - To encourage their effective and attractive use as a means of identification, rather than for advertising, businesses, services, events, and uses enhancing economic values while minimizing unnecessary sign competition;
  - b. Attract and direct the public to available activities, goods, and services;
  - For consistency with community goals and policies expressed in the general plan and adopted Specific Plans;

- d. Consistent with state and federal laws, including outdoor advertising regulations applicable to state highways;
- 4. Ensure that the designs of signs are architecturally compatible with affected structures and the character of surrounding development in order to maintain the overall quality of a neighborhood or commercial district.
- 5. Protect public safety by ensuring that official traffic regulation devices are easily visible and free from nearby visual obstructions and distractions (e.g., attention-getting signs, excessive numbers of signs, signs resembling official signs);
- 6. Protecting the right of free speech by enacting regulations to regulate the time, place and manner under which signs are permitted, and not the content of signs. Although examples of content may be provided in these regulations, content will not be used as a basis for determining whether or not a proposed sign may be permitted.

## 17.62.030 Definitions.

For the purpose of this chapter, the following words and phrases have the meanings respectively ascribed to them as follows:

"A-frame sign," "portable sign" and "sandwich board sign" shall mean portable signs capable of standing without support or attachment and intended to be placed outside and returned to the inside of a building at the start and end of each business day. An A-frame sign is a double-sided sign attached at an apex whose legs provide a frame for plywood panels.

"Aggregate total glass surface area" shall mean the product of multiplying the length times the width of the storefront glass surface along a single building elevation with the proviso that window panel separations (mullions, grids, etc.) that are less than six inches wide shall be counted within the aggregate total glass surface area available for signage, and window panel separations or building structural elements separating windows that are greater than six inches shall not be included within the aggregate total glass surface area available for signage. In case of stores with more than one building elevation with window glass, the aggregate total glass surface area available for the placement of signage shall be calculated based on the dimensions of each individual elevation. Unused amounts of aggregate total glass surface area from one elevation shall not be applied to any other elevation.

"Amenity sign" means a wall-mounted or freestanding sign that promotes features and/or services of a commercial business.

"Animated sign" shall mean a sign with motion, flashing lights, or changes in color or intensity utilizing electricity or other sources of energy. This definition shall not include a sign which tells only time and temperature in alternating sequences.

Apartment Community. The term "apartment community" shall mean an apartment project which consists of a minimum of eight apartment units located on the same lot, which are for rent only.

"Area of sign" shall mean in computing maximum permissible sign area or display surface the overall display surface of a sign shall be included, or the largest face of a double sign and not the aggregate of display faces. The area of a sign without a border shall be computed by

enclosing the entire sign within sets of parallel lines touching the outer limits of the sign message and computing the area thus enclosed.

"Awning" shall mean a structure composed of canvas or other non-canvas materials, except for the supporting framework, which extends from the exterior wall of a building.

"Awning sign" shall mean a sign composed of flexible materials and incorporated into an awning.

"Balloon" shall mean any inflatable sign or balloon regardless of size that is designed to be used as an advertising device for any business or promotional event.

"Banner sign" shall mean a temporary sign composed of lightweight, flexible, nonrigid material either enclosed or not enclosed in a rigid frame. "Banner signs" do not blow or move in the wind and are generally attached to a structure at four corners.



"Billboard" shall mean, in the City of Angels, an outdoor advertising device typically ranging in size from 10' x 36' to 14' x 48' in size. Billboards typically advertise a single entity.

"Blade sign" shall mean a pedestrian-oriented, non-internally illuminated double-faced sign, comprised of one individual panel, projecting from the building wall on which it is mounted. A blade sign cannot exceed a total of five square feet of signage per side, and cannot project more than thirty-six inches from the building wall on which it is mounted.



"Building front" shall mean the wall surface facing the primary street. In case of a corner business, it shall be at the discretion of the owner which building face shall be considered the front.

"Building facade" shall mean that portion of any exterior elevation of a building extending from grade to eaves, parallel to the street and extending the entire width of the building. Any area of the facade made up of false fronts and/or parapets cannot be included in the facade calculation for sign area.

"Bulletin board sign" shall mean an exterior sign used to display announcements pertaining to an on-site church, school, community center, park, hospital, or institutional building.

"Business front" shall mean the side of a building that contains the principal entrance. For a shopping center, multiple business fronts may exist.

"Business sign" shall mean any structure, housing sign, device, figure, painting, display, message placard, or other contrivance, or any part thereof, which has been designed to advertise, or to provide data or information in the nature of advertising, for any of the following purposes:

- a. To designate, identify, or indicate the name or business of the owner or occupant of the premises upon which the business sign is lawfully erected.
- b. To advertise the business conducted, services available or rendered, or goods produced, sold, or available for sale upon the property where the business sign has been lawfully erected.

"Canopy" shall mean a roof of a building or a fixed overhead shelter used as a roof, which may or may not be attached to a building.

"Canopy sign" shall mean a sign attached to, written on, or hung from a canopy.

"Changeable Message Board" or "Changeable Message Sign" shall mean a programmable electronic sign temporarily used by the City of Angels, Caltrans, or authorized construction contractors to direct traffic during construction, temporary road closures or detours, emergencies, special events or related public functions or events.



"Civic sign" shall mean a sign, other than a commercial sign, posted to advertise a civic event, public agency, school, church, civic-fraternal organization or similar non-commercial organization.

"Coming soon sign" shall mean a sign placed on the site of work under construction stating that a business will be opening soon and denoting the opening date, architect, engineer, contractor, future business or lending agency.

"Construction sign" shall mean a temporary sign with the names of the architects, engineers, contractors, subcontractors and financing agencies of buildings and structures being constructed upon the site on which the sign is located.

"Corner triangle" shall mean the triangular area created by a line connecting points along the front and side lot lines which points are established forty feet in distance from the intersection of

the extension of such front and side lot lines within the street right-of-way, and by a line connecting points along the front lot line and driveway apron, which points are established ten feet in distance from the intersection of the extension of such front lot line and driveway apron within the perpendicular to the street right-of-way.

"Corporate flag" shall mean a flag identifying a business or firm.

"Directional tract sign" shall mean an off-site temporary sign containing only the name and location of a subdivision and/or a multiple-family residential project and directions for reaching the project.

"Double-faced sign" shall mean a sign with more than one face located on the same base or support structure and the sign advertising faces are back-to-back so that both faces cannot be viewed from any point at the same time, and the sign faces are not more than eighteen inches apart.

"Electronic reader board sign" shall mean a business sign on which the copy is manually or electronically changed and which is intended primarily to promote items for sale or of general interest to the community. This term includes a business bulletin board, a time/temperature sign, or other changeable copy sign. See also Changeable Message Board, Changeable Message Sign.

"Erect" shall mean to build, construct, attach, hang, place, suspend or affix. Such terms also include the painting of wall signs.

"Facade" shall mean the portion of any exterior elevation of a building extending from grade to the top of the parapet wall, or eaves, parallel to the street and extending the entire width of the building.

"Feather flag" shall mean a type of temporary sign a pole shaped similar to a feather/flag as pictured.



"Flashing sign" shall mean an illuminated sign in which the artificial light is not maintained in a stationary or constant intensity.

"Frontage property" shall mean the longest, single, lineal dimension of a parcel of property abutting on a public street.

"Garage sale sign" shall mean a sign that is used to advertise the sale of used or secondhand goods or merchandise at dwellings and on residentially zoned property; these sales may also be known as patio sales, yard sales, estate sales, etc.

"Grand-opening signs" shall mean banners, pennants, flags, balloons, searchlights, and advertising devices when used only for bona fide grand-opening functions.

"Height" shall mean, in determining maximum or allowed height, the distance shall be measured from base of pole, or point where base of pole would be on level ground, to top of sign.

"Historic sign" shall mean an existing sign, or refurbishing of an existing sign, or re-creation of a sign that once existed on the subject site at least fifty years ago.

"Identification sign" shall mean a sign, or device, which serves exclusively to designate the name, or the name and use, of churches, auditoriums, public buildings, or multifamily residential uses, or the use of a lawful parking area, recreation area, or other use permitted in the district.

"Illegal sign" shall mean signs and their supporting members which do not meet any of the criteria of this chapter and that is not otherwise a legal nonconforming sign

"Illuminated sign" shall mean an internally or externally illuminated business sign which uses a source of light in order to make the message readable.

"Marquee" shall mean a fixed overhead shelter used as a roof, which may or may not be attached to a building, and which projects into or overhangs a public street or alley right-of-way.

"Marquee sign" shall mean a sign attached to or hung from a marquee and which is mounted in a vertical plane.

"Master sign program" or "Master Sign Plan" shall mean a sign program approved by the City for a Shopping Center or other multi-occupant or mixed-use building.

"Mobile sign" shall mean any sign not permanently affixed to a vehicle that is used to advertise a business or service.

"Monument sign" shall mean an independent, freestanding sign structure supported on the ground by a solid base at least as wide as the sign, as opposed to being supported by poles or open braces.

"Mural" shall mean a picture or decoration which is painted on, or otherwise applied directly to, an external wall. Murals integral to the architecture of the building shall not count as signage. Murals that do not include advertising, shall be considered public art.

"Neon" shall mean illumination affected by a light source consisting of a LED or neon or other gas tube which is bent to form letters, symbols or other shapes.

"Nonconforming sign" shall mean any sign installed prior to the adoption of the ordinance codified in this chapter which does not meet the specifications and requirements of this chapter.

"Office building master identification sign" shall mean a business sign that serves to identify an office building or any institutional use, and whose copy shall include only the name of the building or institutional use and the street address range of the complex.

"Official public sign" shall mean signs of a public nature, which shall include public transit service signs, utility information signs, public restroom or telephone signs, trespassing signs, City established monument signs, legal notices erected by a public officer in the performance of a public duty and signs placed by a public agency for the purpose of guiding persons to

emergency centers or places, buildings, public parking areas, or locations of regional or historical significance.

"Off-site advertising sign" shall mean any sign which advertises or informs about a business organization or event, goods, products, services or uses not available on the property upon which the sign is located. Signage for a business within a shopping center under multiple ownership shall not be considered an off-site advertising sign even though it is not located on the same property as the business being advertised. The term "off-site advertising sign" does not include community identification signs, off-site residential development directional signs or off-site temporary for sale or lease signs.

"Off-site residential development directional sign" shall mean a uniformly designed sign which advertises or informs the public about a residential development where five or more dwelling units are undergoing construction.

"Off-site temporary for sale or lease sign" shall mean any off-site sign used in-lieu of a freestanding sign which advertises property for sale or lease.

"On-site temporary for sale or lease sign" shall mean any on-site sign used in-lieu of a freestanding sign, which advertises property for sale or lease.

"Open-house sign" shall mean a portable sign used in connection with the sale of individual residential real properties.

"Pedestrian/shingle sign" shall mean a suspended sign used to identify and indicate pertinent facts concerning a business or professional services conducted on the premises.

"Pennant" shall mean any tapering flag used for signaling or identification.

"Permitting body" shall mean the person or body with the authority to review and approve permits for signs. This may include the City Planner, the planning commission, or the city council.

"Pole sign" shall mean a freestanding sign supported by one or more pillars, poles or posts that is more than eight feet in height but less than twenty feet in height with sign copy or content no lower than eight feet, nor higher than eighteen feet in height.



"Political sign" shall mean a sign designed for the purpose of advertising support of or opposition to a candidate or proposition for a public election.

"Projecting building sign" shall mean a wall sign which projects from and is supported by a wall or roof of a building, structure or sign structure and projects beyond the eaves of a building or overhang.

"Real estate sign" means a sign advertising real property for sale, rent, or lease, including an "open house" sign.

"Roof sign" shall mean any sign erected and constructed wholly on or over the roof of a building, supported by the roof structure, and extending vertically above the roof.

"Service station display structure" shall mean an on-site identification business sign that serves to identify the name and logo of the service station located on the site.

"Service station price sign" shall mean a business sign indicating gasoline prices and available services.

"Shopping center" shall mean any complex of separate businesses so designated by the planning commission as a shopping center.

"Sign" shall mean every sign, billboard, freestanding sign, portable freestanding sign, wall sign, roof sign, illuminated sign, projecting sign, temporary sign and street clock, and includes any announcement, declaration, demonstration, display, illustration or insignia used to advertise or promote any interest when the same is placed so that it is clearly visible to the general public from an out-of-doors position.

"Sign structure" shall mean the supports, uprights, braces and framework of a sign.

"Streamer" shall mean a long, narrow banner, flag, or pennant.

"Street address sign" shall mean the numerals of a street address for a given use or uses in a given residential or commercial building or buildings.

"Street Tree" shall mean any tree planted within a City, County, or State right-of-way or on public property.

"Temporary sign" shall mean any sign, banner, pennant, valance, feather flag, campaign sign or advertising display constructed of cloth, canvas, light fabric, plastic, cardboard, wallboard or other light materials, with or without frames, intended to be displayed for a period of not more than 100 days in a calendar year.

"Tenant directory sign" shall mean a tenant directory or other exclusively informational listing of tenant names attached to the exterior wall at the entrances of a building and used for the purpose of displaying the names and unit identifications of occupants engaged in professions or businesses on the premises.

"Tenant frontage" shall mean the linear length of a building frontage of suites occupied by a tenant.

"Vehicular sign" shall mean any sign permanently affixed to an operable or inoperable vehicle currently registered as a motor vehicle, which is used in the normal course of business.

"Wall sign" shall mean any sign attached to, painted on or erected against the wall, roof or marquee of a building or structure, and not extending more than six inches beyond the point of attachment.

"Window sign" shall mean a sign maintained in or painted in or painted in or painted upon a window, which shall be classified as a wall sign. (Ord. 440, 2009: Ord. 337 §1, 2000; Ord. 324 §§1, 7, 1992; Ord. 280 §2, 1986)

## 17.62.040 Applicability.

This chapter shall apply to all property and land within the jurisdiction of the city. It is unlawful for any person, firm, or corporation that owns, occupies, or controls property in the city to construct, maintain, display or alter or cause to be constructed, maintained, displayed or altered a sign within the city except in conformance with this chapter.

## 17.62.050 General Rules and Interpretation.

- A. Signs Must Comply with this Code. In all zones, only such signs that are specifically permitted or exempted in this chapter may be placed, erected, maintained, displayed or used, and the placement, erection, maintenance, display or use of signs shall be subject to all restrictions, limitations and regulations contained in this chapter. The placement, erection, maintenance, display or use of all other signs is prohibited.
- B. *Enforcement Authority*. The City Planner is authorized and directed to enforce and administer the provisions of this chapter.
- C. *Permit Requirement*. Unless expressly exempted by a provision of this chapter, or by other applicable law, signs within the regulatory scope of this chapter may be displayed only pursuant to a permit issued by the city pursuant to this chapter and any applicable permits required by the building code.
- D. *Message Neutrality*. It is the city's policy to regulate signs in a way that does not favor commercial speech over noncommercial speech and is content neutral as to noncommercial messages which are within the protections of the First Amendment to the U.S. Constitution and the <u>California Constitution</u>.
- E. Regulatory Interpretations. All regulatory interpretations of this chapter are to be exercised in light of the city's message neutrality policy. Where a particular type of sign is proposed in a permit application, and the type is neither expressly allowed nor prohibited by this chapter, or whenever a sign does not qualify as a "structure" as defined in the building code, then the City shall approve, conditionally approve or disapprove, or refer the sign to the Planning Commission, based on the most similar sign type that is expressly regulated by this chapter.

- F. Substitution of Messages. Subject to the property owner's consent, a non-commercial message of any type may be substituted for any commercial message or any non-commercial message; provided that the sign is otherwise legal without consideration of message content. Such substitution of message may be made without any additional approval or permitting. This provision prevails over any more specific provision to the contrary within this chapter. This provision does not create a right to increase the total amount of signage on a parcel, lot or land use; does not affect the requirement that a sign structure or mounting device be properly permitted; does not allow a change in the physical structure of a sign or its mounting device; and does not allow the substitution of an off-site commercial message in place of an on-site commercial message.
- G. Severance. If any section, sentence, clause, phrase, word, portion or provision of this chapter is held invalid, or unconstitutional, or unenforceable, by any court of competent jurisdiction, such holding shall not affect, impair, or invalidate any other section, sentence, clause, phrase, word, portion, or provision of this chapter which can be given effect without the invalid portion. In adopting this chapter, the city council affirmatively declares that it would have approved and adopted the chapter even without any portion which may be held invalid or unenforceable.

#### Article II

## 17.62.060 Signs exempt from a sign permit.

The city has a compelling interest in permitting the following signs in order to comply with state and local laws and to promote public safety on city property and in the public right-of-way. The following signs may be installed without a sign permit, provided they meet the requirements listed below. Under certain circumstances these signs may require a building permit or encroachment permit. Contact the building department for permitting requirements prior to installing any of the signs listed below. These signs shall not be included in the determination of type, number, or area of signs allowed on a given property.

- A. *Address Signs*. Signs installed in compliance with California Fire Code Section 505.1 or, if updated, the applicable fire code section as determined by the city fire marshal.
- B. Signs Posted during Construction. A maximum of four nonilluminated signs located on construction sites not exceeding sixteen square feet in aggregate area, while a valid construction permit is active. For commercial and residential projects on sites three acres or larger, the maximum exempt sign area under this subsection is thirty-two square feet. For construction projects along linear routes (e.g., roads, pipelines), signage shall be as permitted pursuant to the project's encroachment permit.
- C. Gasoline Price Signs. Not more than one price sign for each frontage, not to exceed twenty square feet each and subject to height and setback limits established by zoning district.

Notwithstanding other provisions of this chapter, signs may include digital readouts or LED technology as necessary to comply with <u>Business and Professions Code</u> for the display of fuel prices.

D. Official Signs. Official federal, state, local government signs and notices issued by any court, person, or officer in performance of a public duty; signs required by federal, state, or local law; and signs placed by utility companies as part of the normal operation and maintenance of utility facilities.

#### E. Directional signs.

- 1. Directional signs may be erected for the purposes of facilitating or controlling the efficient or safe movement of pedestrians or vehicles (motorized and non-motorized). Directional signs placed within the City or State Highway ROW shall require an encroachment permit from the City or Caltrans, as applicable.
- 2. Such signs shall not be used for advertising purposes.
- F. Miscellaneous Small Signs. Signs with an aggregate area not exceeding four square feet.
- G. *No Trespassing Signs*. Trespass warnings that are posted in compliance with applicable federal, state, and local laws.
- H. *Traffic Safety Signs*. Signs warning of construction, excavation, or similar hazards if expressly approved by the City Engineer (for local streets) or Caltrans (for state highways).
- J. Vehicle Signs. Painted signs or decals affixed to the body of any vehicle, unless parked or operated for the primary purpose of displaying the sign. See prohibited vehicle signs in Section 17.62.070.
- K. Signs within Building Interior. Signs or other visual communicative devices that are located entirely within a legally established building or other enclosed structure and are not intended to be oriented or be made visible from the exterior.
- L. Temporary Signs in Residential Zoning Districts
  - 1. A total of 12 square feet of nonilluminated and nonelectronic temporary signage are permitted (e.g., one sign not exceeding 12 square feet, or two temporary signs not exceeding 6 square feet etc.) for up to ninety days per calendar year in addition to other signs that may be installed in accordance with this section. Note: Christmas or holiday decorations are not considered signage for the purposes of this provision.
  - 2. Temporary signs shall not include sign types listed in Section <u>17.62.070 (Prohibited signs)</u>.
  - 3. Temporary signs may change copy during the 100-day period, but shall not exceed 100 days total for all temporary signs per calendar year.

4. Signs in multi-unit apartments, condominiums, or common interest subdivisions with no ground level ownership may have up to two temporary window signs not to exceed twenty percent of the window area in which they are displayed and not exceed 100 days in total duration per calendar year.

Examples of such signs include yard sale signs, campaign signs.

#### 17.62.070 Prohibited Signs

The city has a compelling interest to prohibit the following signs to further the findings and purpose (Section 17.62.030) of these sign regulations and to enforce local, state and federal law. All signs below are specifically identified as prohibited with some exceptions, and any other signs not expressly provided for or exempted from this chapter are prohibited. Sign types which, in the determination of the City Planner, are similar to those listed in this section or which are not described in these regulations are also prohibited.

#### A. Attention-Getting Devices.

Pennants, streamers, spinners, balloons, inflatable signs, search lights, beacons, flashing lights or messages and other similar attention-getting devices, unless authorized in conjunction with a temporary sign permit or special event permit, and provided the City Engineer and Caltrans, if applicable, determines that such a sign will not create an unsafe distraction for users of public rights-of-way.

- B. Signs placed within the State right-of-way (along SR 4 or SR 49).

  The State Outdoor Advertising Act prohibits non-official signs placed within the state right of way.
- C. Property owner consent.

No sign may be displayed without the consent of the legal owner(s) of the property on which the sign is mounted or displayed. For purposes of this policy, "owner" means the holder of the legal title to the property and all parties and persons holding a present right to possession, control or use of the property (Penal Code Section 556.1)<sup>1</sup>

D. Publicly-owned property.

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It is a misdemeanor for any person to place or maintain or cause to be placed or maintained upon any property in which he has no estate or right of possession any sign, picture, transparency, advertisement, or mechanical device which is used for the purpose of advertising, or which advertises or brings to notice any person, article of merchandise, business or profession, or anything that is to be or has been sold, bartered, or given away, without the consent of the owner, lessee, or person in lawful possession of such property before such sign, picture, transparency, advertisement, or mechanical device is placed upon the property. (Penal Code 556.1)

Non-official signs, are not allowed on publicly owned property. Publicly owned property means any property owned by the City (even if open to the public), including sidewalks, streets, landscape areas/medians, light poles, electric poles, traffic signals, along any public right of way, etc. For signs announcing special events in City-owned parks, a temporary sign permit (which may be issued in conjunction with a special event permit) is required.

- E. *Pole signs*. New pole signs are prohibited. Pole signs in existence on October 1, 2025, which may or may not be legally conforming, shall be deemed legally conforming (See 17.62.180). Any change in copy or structure shall comply with the provisions of this chapter for existing pole signs.
- F. Outdoor Advertising Displays and Off-Site Signs. Outdoor advertising displays such as billboards, handheld signs, mascots, and all off-site commercial signs that display advertising for a business, commodity, service, facility, or other such matter that is not located, conducted, sold, or offered upon the premises where the sign is located are prohibited within the city. Any such outdoor advertising displays that are located within the public right-of-way are considered off-site and are prohibited. See Section 17.62.110 for regulations related to off-site signs that are not prohibited, but require a conditional use permit.
- G. *Highly Reflective and Fluorescent Signs*. Signs made wholly or partially of highly reflective material and fluorescent or Day-Glo painted signs.
- H. Signs on Utility Poles or Traffic Control Devices. Signs attached or placed adjacent to any utility pole, traffic sign, signal, or marking, or any other official traffic-control device, unless in accordance with the California Vehicle Code.<sup>2</sup>
- I. Signs on Street Trees. Any sign posted on a street tree.
- J. Signs That Block Ingress or Egress. Any sign, such as a sandwich board sign, placed or maintained so as to interfere with free ingress to or egress from any door, window or fire escape, or parking lot. Prohibited signs include signs that block ingress or egress necessary to comply with the Americans with Disabilities Act (ADA).
- K. Signs in the Street Right-of-Way. Any sign placed in any street right-of-way without a valid encroachment permit or prior approval of the City or, if applicable, Caltrans, for the purpose of safety or traffic control.
- L. Simulated Traffic Signs. Any sign which simulates or imitates in size, color, lettering or design any traffic sign or signal, or which makes use of words, symbols or characters in such a manner as to interfere with, mislead, or confuse pedestrian or vehicular traffic.

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<sup>&</sup>lt;sup>2</sup> Pacific Gas and Electric v. Public Utilities Commission, 475 U.E.1 (1986)

- M. Vehicle Signs or Mobile Advertising Displays.
  - Mobile billboard advertising displays and advertising signs on motor vehicles parked or left standing upon a public street or right-of-way or in view of a public street or right-of-way, except for advertising signs that are permanently affixed to the body of, an integral part of, or a fixture of a motor vehicle for permanent decoration, identification, or display and that do not extend beyond the overall length, width, or height of the vehicle, advertisement on license plate frames installed in compliance with Vehicle Code Section <u>5201</u>, and paper advertisements issued by a dealer contained within a license frame installed in compliance with Vehicle Code Section <u>5201</u>. For purposes of this section, "permanently affixed" means any of the following:
  - 1. Painted directly on the body of a motor vehicle,
  - 2. Applied as a decal on the body of a motor vehicle, or
  - 3. Placed in a location on the body of a motor vehicle that was specifically designed by a vehicle manufacturer as defined in Vehicle Code Section 672 and licensed pursuant to Vehicle Code Section 11701, in compliance with both state and federal law or guidelines, for the express purpose of containing an advertising sign.

The city has determined this prohibition is necessary because mobile advertising as a primary purpose inhibits the safe movement of traffic, contributes to air pollution, and detracts from the overall aesthetics of the city. This prohibition applies citywide irrespective of the content of the message or ideas expressed.

- N. *Prohibited or Unpermitted Uses.* Any sign displaying a commercial message promoting a business that is not a permitted use pursuant to Title <u>17</u> (Zoning Regulations).
- O. *Billboards*. New billboards are prohibited. Billboards in existence on October 1, 2025, which may or may not be legally conforming, shall be deemed legally conforming until such time as the lease for the billboard expires. After that time, they shall be deemed legally nonconforming.
- P. Roof Signs. New roof signs are prohibited. Roof signs in existence on November 1, 1991, which may or may not be legally conforming, shall be deemed legally conforming. Any change in copy or structure shall comply with the provisions of this chapter for nonconforming signs.

#### 17.62.080 Applications, Fees, Processing, Review, Approvals - All Signs

#### A. Application.

An application for a permit for each sign shall be made to the city in such form and include such information as the city shall prescribe. The application shall be accompanied by the permit fee herein provided. The application will be obtainable at the community development department.

#### B. Fees.

The permit fee for each application for each sign shall be based on the fees prescribed by resolution of the city council.

#### C. Fee Waivers, Master Sign Plans

1. Sign Permit Fee waiver if obtained at the same time as other entitlements. Sign permits should be obtained in conjunction with other entitlements required for a project (e.g., other entitlements include, but are not limited to site plan review, site development permit, special event permit, conditional use permit). When sign permits are obtained in conjunction with and prior to issuance of another entitlement for the same project, a separate sign permit fee will not be required unless the sign permit requires a conditional use permit. Sign permits obtained after issuance of another entitlement for the same project will require payment of a sign permit fee. Sign permits obtained in conjunction with a business license only require payment of a sign permit fee.

#### 2. Master Sign Plans

- a. Shopping centers shall submit a master sign plan to the planning commission at the time of site plan approval.
- b. The City Planner may require a business with multiple tenants to submit and obtain approval for a master sign plan to encourage consistent sign design, avoid disputes amongst tenants, and facilitate approval of new signs in the same complex.

#### D. Processing, Review, and Approval

1. Planning Commission Review. Whenever a public hearing is required for the review and approval of a project due to the requirement for an entitlement(s) in addition to a sign permit (e.g., non-administrative site plan review, non-administrative site development permit, non-administrative conditional use permit, tentative subdivision map, variance, sign exception), the sign for that project shall be subject to review and approval by the Planning Commission at the same time as the public hearing for the other entitlement(s) occurs.

- 2. City Planner Review. When the provisions of paragraph 1 do not apply, the City Planner may issue any sign permit that does not otherwise require a conditional use permit or request an exception to the City of Angels Sign Regulations. The decision of the City Planner is appealable to the Planning Commission pursuant to 17.81.020. The City Planner may refer any sign permit to the Planning Commission at his or her discretion. In the Historical Commercial Zoning District, the City Planner may, at his or her discretion, refer the sign permit to the Historic District Sign Review Committee, established pursuant to Section 17.85.105, or to the full Planning Commission.
- 3. *Public Noticing.* Signs issued by the City Planner or the Historic District Sign Review Committee (17.85.105) do not require public noticing or a public hearing unless such signs otherwise require a conditional use permit or include a request for an exception to the City of Angels Sign Regulations in which case public noticing and a public hearing are required in accordance with Section 17.85.160.

#### Article III

#### 17.62.090 Temporary Signs Located Outside the Historical Commercial Zoning District

#### A. Permit and Fees Required.

- 1. Temporary signs shall require a sign permit issued by the City Planner in accordance with Section 17.62.060 excepting those identified in Paragraph B. Any temporary sign installed without a temporary sign permit and not exempt per Paragraph B, may be removed by the City in accordance with Section 17.62.190.
- 2. A fee shall be collected as established by resolution of the city council.

#### B. Exceptions.

Temporary Signs allowed without obtaining a Temporary Sign Permit include those:

- 1. Approved in conjunction with an approved temporary or intermittent use, or outdoor event permit or special event permit, or other planning entitlement(s) (e.g., site plan review, site development permit, special event permit, conditional use permit); or
- 2. Approved with a sign permit as a temporary sign pending manufacture and installation of an approved permanent sign for not more than thirty days or within a specified time frame as determined by the City Planner; or
- 3. Approved by the City over designated rights-of-way (i.e., SR 49) in compliance with the City's Caltrans Encroachment Permit; or
- 4. Exempt under Section 17.62.060.

# C. Temporary Sign Standards for Nonresidential Zoning Districts, Excluding the Historical Commercial Zoning District

Paragraph C excludes temporary signs allowed in the Historical Commercial Zoning District. For temporary signs allowed in the Historical Commercial Zoning District, see Section 17.62.110.

Examples of temporary signs in non-residential districts outside the Historical Commercial Zoning District are campaign signs, real estate signs, notices of special events, and grand openings. Temporary signs shall be posted below the roofline of the building and not obscure architectural features or cover windows and comply with all of the following:

- A total of 24 square feet of nonilluminated and nonelectronic temporary signage is permitted subject to obtaining a temporary sign permit (e.g., one sign not exceeding 24 square feet, or two temporary signs not exceeding 12 square feet etc.) for up to 100 days per calendar year unless otherwise provided in paragraph 4.
- 2. Temporary signs shall not include sign types listed in Section <u>17.62.070 (Prohibited signs)</u>.
- 3. Temporary signs may change copy during the 100-day period, but shall not exceed 100 days total for all temporary signs per calendar year unless otherwise provided in paragraph 4.
- 4. *Removal.* Temporary signs must be removed within ten (10) days after the election, sale, rental, lease or conclusion of the event which is the basis for the sign. For signs promoting events without an "end" date; the provisions of Paragraph 1 shall apply.
- 5. Temporary Political signs in view of a state highway (SR 4, SR 49).
  - Section 5405.3 of the State Outdoor Advertising Act (Business and Professions Code) exempts the placing of temporary political signs from normal state outdoor advertising display requirements when the sign 1) encourages a particular vote in a scheduled election, 2) is place no sooner than 90 days prior than the scheduled election and removed within 10 days after the election, 3) is no larger than 32 square feet, and 4) the sign proponent has filed a Statement of Responsibility certifying a person who will be responsible for removing the sign and 5) the signs is not placed in the State right-of-way. State law directs the Department of Transportation to remove unauthorized temporary political signs and bill the responsible party for their removal.
- 6. Sunset Clause for Section 17.62.090 December 31, 2028.

The provisions of Section 17.62.090 shall end December 31, 2028, unless the City determines that this Section is consistent with the purposes expressed in Section17.62.030 and an extension to this Section with or without changes is warranted.

#### 17.62.100 Permanent Sign Standards Outside the Historical Commercial District:

#### A. Maximum area per building.

The maximum sign area for each building, except that covered under "Shopping centers," Section 15.12.080 and provisions in the historic district, shall not exceed ten percent of the business front, but in no case shall exceed ninety square feet for the business front. The sign area allowed to separate occupancies in multiple-use buildings will be in direct proportion of their part of the total building front including doors and windows. (Ord. 324 §2, 1992: Ord. 280 §3(A)(4), 1986)

#### B. Types permitted.

There may be permitted for each building a combination of not more than three types of signs: freestanding, wall or projecting, with their aggregate size not exceeding the size limitations under paragraph A.

#### 1. Freestanding sign--On-premises.

The following applies to freestanding signs on premises:

- a. Location. An on-premises sign is one that is confined to the owner's property. Such signs are not allowed in residential zones.
- Height. No such sign shall exceed eight feet in height except as provided in Section <u>15.12.175</u>. The height of freestanding signs shall be measured from the base line.
- c. Number. There may be one such sign for each building, and in no case shall exceed ninety square feet as defined in paragraph A.

#### 2. A-Frame/Sandwich Board Signs.

- a. Free-standing signs on an A-frame. Subject to the requirement to be located on the parcel of the business being identified; is not in the public right-of-way; does not block the sidewalk or create visibility problems for vehicles or pedestrians; and does not exceed a width of four feet or height of four feet for a total sign area to not exceed sixteen square feet per side of sign area. (Ord. 377 §3, 2000; Ord. 280 §5(A)(1), 1986)
- b. Sandwich signs located along sidewalks shall not block sidewalks. Signs on or near sidewalks shall maintain a minimum 4-foot travel way to accommodate accessibility.

#### 3. Wall and window signs.

a. Location. Wall signs shall be located on the business front.

- b. Height. No part of any sign shall extend above the top level of the wall upon or in front of which it is situated. Any such sign which is suspended or projects over any public walkway or walk area shall have an overhead clearance of at least eight feet.
- c. Number. There may be any number of wall signs for each business front, but the total sign area shall not exceed ten percent of the building front, and in no case exceed ninety square feet, as defined in paragraph A.
- d. Thickness or Projection. No sign, including any light box or other structural part, shall project more than twelve inches from the building face. (Ord. 280 §6, 1986)

#### 4 Projecting signs.

- a. Location. Signs may be located on the building front, providing they do not constitute a hazard to pedestrians or vehicular traffic, do not conceal from view any public or business sign or traffic signal, do not extend or project over a street right-of-way and do not extend lower than eight feet above the surface below it.
- b. Height. No such sign shall extend above the top level of the wall upon or in front of which it is situated, or, in the case of buildings having sloping roofs, above the roof ridge.
- c. Number. There may be one projecting sign for each business front, but total sign area shall not exceed ten percent of the building front, and in no case exceed ninety square feet, as defined in Section <u>15.12.140</u>. (Ord. 280 §7, 1986)

#### C. Lighting and Open Signs.

Signs shall have no flashing or blinking lights; lighting shall be arranged so that visibility of vehicular traffic is not impaired, and objectionable glare is shielded from adjoining residential zones. except for the following:

Each business may have one LED or neon "Open" sign not exceeding two square feet as measured along the outside perimeter (frame) of the sign. The "Open" sign shall be non-blinking with steady light.

Any sign in violation of this subsection shall be removed immediately.

#### 17.62.110 Signs requiring a Conditional Use Permit - Special Findings

The following signs are prohibited in the Historical Commercial Zoning District and require a Conditional Use Permit in all other Zoning Districts:

#### A. Electronic Message Centers (EMC Signs) and Digital Display.

Signs using digital displays or other means to present images or messages. These signs typically use light emitting diode (LED), liquid crystal display (LCD), plasma or other technology to present a series of still images, full motion animation, or other text messages. (Does not apply where preempted by state law for fuel price signage or other applicable codes, does not apply to changeable message signs)

#### B. Off-site / Off Premises signs.

Signs shall advertise only licensed business conducted, services rendered or products from or sold on the parcel. Off-site signs shall require approval of a conditional use permit by the planning commission

#### C. Special Findings for Conditional Use Permit for Signs

In addition to the findings for a conditional use permit required in Section 17.78.030, the findings for sign exceptions in Section 17.62.140(B) and 17.62.140(C) also are required for issuance of a Conditional Use Permit pursuant to this Section.

The planning commission may also consider and approve a conditional use permit for other types of signs, such as off-site signs, where provisions of this title specifically provide for such consideration, and approval and findings of Section <u>17.78.030</u> can be made.

#### 17.62.120 Sign Standards for the Historical Commercial (HC) Zoning District

- A. Sign permits (temporary and permanent) shall be secured prior to installing a new sign in accordance with Section 17.62.080 (D) unless the sign is exempt pursuant to Section 17.62.060
- B. Permanent Sign Standards within the HC zoning district:
  - 1. Design Standards. No sign shall be placed, erected, altered or relocated on any property within the historical district unless such sign shall as to its exterior appearance be compatible with the Mother Lode architectural style and the "City of Angels Design Guidelines for Signs" (PC Resolution 2010-02).
  - 2. *On-Site.* No sign shall be allowed except a sign which identifies or advertises the business conducted on the premises.
  - 3. Location. Each sign shall be affixed to a building, except that where a building is set back from the street to such extent that a sign affixed to the building would not be within reasonable view from the street, then a sign need not be so affixed, but may be located in some other manner as the City Planner shall approve.
  - 4. Proiections.
    - a. No sign shall project more than six feet from the face or vertical surface of the building where applicable. Signs must not constitute a hazard to pedestrians or vehicular traffic.
    - b. No sign shall project above the eave or the parapet line of the building.
    - c. Signs shall not project over the edge of the sidewalk into Caltrans right-of-way or otherwise interfere with parking or ingress/egress of the public from vehicles parking along sidewalks within the Caltrans ROW.

#### 5. Area.

- a. The total aggregate area per any one parcel for attached on-site signs shall not exceed ten percent of the building facade excluding parapets and/or false fronts and in no case shall exceed fifty square feet of the total sign area. If a single business entity has public customer entrances on two or more sides of a building, the building owner may choose which building facade is most beneficial to use as the ten percent of the facade area.
- b. The area of an irregular sign shall be the area of the smallest rectangle which can wholly contain all the sign text and graphics.
- 6. Moving/Flashing.

No sign shall contain any flashing, blinking, or moving letters, characters, or other elements, and the sign itself shall not move.

7. Sidewalk clearances.

All hanging signs above walkways shall maintain a minimum 8-foot clearance as measured from the bottom of the sign to the sidewalk surface.

#### C. Temporary Signs in the Historical Commercial Zoning District

- Require a sign permit and shall be processed in accordance with Section 17.62.080
   unless the sign is exempt pursuant to Section 17.62.060.
- 2. Banners are the only temporary sign type permitted in the Historical Commercial Zoning District.
- 3. Banners are limited to one per parcel and shall not exceed 24 square feet in size and may remain up to 100 days per calendar year unless otherwise provided in paragraph 4.
- 4. *Removal.* Temporary signs must be removed within ten (10) days after the election, sale, rental, lease or conclusion of the event which is the basis for the sign. For signs promoting events without an "end" date; the provisions of Paragraph 3 shall apply.
- 5. Temporary Political signs in view of a state highway (SR 4, SR 49). Section 5405.3 of the State Outdoor Advertising Act (Business and Professions Code) exempts the placing of temporary political signs from normal state outdoor advertising display requirements when the sign 1) encourages a particular vote in a scheduled election, 2) is place no sooner than 90 days prior than the scheduled election and removed within 10 days after the election, 3) is no larger than 32 square feet, and 4) the sign proponent has filed a Statement of Responsibility certifying a person who will be responsible for removing the sign and 5) the signs is not placed in the State right-of-way. State law directs the Department of Transportation to remove unauthorized temporary political signs and bill the responsible party for their removal.
- 6. Sunset Clause for Section 17.62.120(C) December 31, 2028.

The provisions of Section 17.62.120(C) – Temporary Signs in the Historical Commercial Zoning District shall end December 31, 2028, unless the City determines that this Section is consistent with the purposes expressed in Section17.62.030 and an extension to this Section with or without changes is warranted.

#### D. Sandwich Board Signs

In addition to the standards included in 17.62.100(B)(2), sandwich board signs or A-frame signs in the Historical Commercial District shall incorporate the following design features:

- 1. The sign shall not be made of plastic;
- 2. The sign must be historical in nature (wood, metal, scroll writing, etc.)

#### E. Tubing/Neon Signs

- Tubing. No sign shall contain any outline tubing except as provided in the following paragraph.
- Neon signs or signs containing any outline tubing which are to be located inside a building and which area is designed to be seen from the outside of the building are prohibited except for the following:.
  - a. Each business may have one LED or neon "Open" sign not exceeding two square feet as measured along the outside perimeter (frame) of the sign. The "Open" sign shall be non-blinking with steady light.
  - b. Buildings originally constructed in the Art Deco style using neon (e.g., the Angels Theatre) may continue use of neon where neon originally was used on the building.

#### Article IV

#### 17.62.130 Requests for exceptions.

Unusual site conditions or other design factors may warrant signs not otherwise permitted by these regulations. A sign permit application which includes a request for exceptions to standards established by these regulations is subject to approval by the Planning Commission and shall be based upon the findings in Section <u>17.62.140</u>. Exceptions require a separate application and fees for Planning Commission review, which must be approved before a sign permit is issued.

#### 17.62.140 Findings for approval of an exception.

Exceptions to the sign regulations shall meet all of the following findings:

- A. There are unusual circumstances applying to the property which make strict adherence to the regulations impractical or infeasible, such as building configuration, historic architectural features, architectural style, site layout, intervening obstructions, or other unusual circumstances. Exceptions shall not allow for additional signage in number or size beyond what is necessary to compensate for the unusual circumstances. Unusual circumstances may also include sign designs which are not expressly provided for or exempted in this chapter, but which represent superior or innovative design appropriate for the building and location.
- B. The exception is consistent with the intent and purpose of the sign regulations (see Section 17.62.020) and the exception is not being granted in cases where alternative options of allowed signage in this chapter could provide an adequate alternative for sufficient visibility to the public with equal or superior design.
- C. The sign exception is for superior design and complies with design principles of this chapter, and will not result in: visual clutter; excessively sized signage in comparison to the building or surroundings; signage that is inconsistent with the character of the surroundings; or approval of signs that are prohibited in this chapter.

#### **Article V**

#### 17.62.150 Sign Maintenance.

All signs must be maintained in the same condition as when the sign was installed. Normal wear and tear of aged signs shall be repaired when they detract from the visible quality of the sign, as determined by the City Planner. When signs are repaired, they must be done so in a manner (paint colors shall match, etc.) that is consistent with the approved sign permit. When signs are removed, the wall behind the sign shall be repaired and painted to match the rest of the building wall.

#### 17.62.160 Unsafe / Hazardous signs.

- A. No sign shall constitute a hazard to pedestrians or vehicular traffic, conceal from view any public sign or traffic signal, nor extend on or project over or into a street right-of-way.
- B. Any sign that, in the opinion of the City Building Inspector or the City Engineer, is unsafe or insecure shall be deemed an unsafe sign and shall be corrected or removed, together with any supporting structure, by the owner of the property on which the sign is located, within seventy-two hours of written notice by the City Building Inspector or his or her designee.

#### 17.62.170 Abandoned Signs, Removal.

A sign shall be considered abandoned if the use or business associated with the sign has not been conducted for a period of more than one year. An abandoned sign may be removed in compliance with Section 17.62.190. An exception to this provision may be granted for signage in the Historical Commercial Zoning District that is integral to the character and historical integrity of the building including a reference to its historical use (e.g., Angels Theatre, Utica Hotel) or if the removal would otherwise adversely affect the historical integrity of the building.

#### 17.62.180 Nonconforming signs--Permitted when.

Any sign which is nonconforming with this chapter shall be removed if the sign is altered or modified. "Altered or modified" within this chapter means any change to the sign structure including but not limited to changes to the sign cabinet, supports, structure or copy on the face for a new tenant or user. The normal painting of the sign as part of routine maintenance where no change in tenant occurs is not considered an alteration. Signs may remain until any change in design, structure, location or other alteration is made. A nonconforming sign may not be restored or rebuilt if fifty percent or more of the sign is damaged or destroyed for any reason or damaged to the extent of more than half of its current replacement cost. A nonconforming sign may not be resumed if use is discontinued or if business is not being conducted for any reason for a period of more than one year. Nonconforming signs may be altered if necessary for public safety to the restrictions of this section. Such a nonconforming sign, when altered for public safety, shall be subject to securing a sign permit from the city with an explanation for retaining the sign. (Ord. 324 §5, 1992: Ord. 280 §11, 1986)

#### 17.62.190 Nonconforming, Abandoned or Illegal signs--Removal.

Any sign constructed after the effective date of the ordinance codified in this chapter which is nonconforming with the requirements of this chapter may be removed by the City of Angels. Any sign determined abandoned in conformance with Section 17.62.170 may be removed by the City of Angels. Any sign determined to be in violation of the City of Angels Sign Regulations may be removed by the City of Angels. The city council or its authorized agents may enter upon private property for the purpose of removal of the sign. These signs shall be stored for a period of at least twenty days, and if not claimed within that time, may be destroyed. The owner shall pay a fee to the city equal to the costs incurred by the removal, storage and handling of the sign(s).

#### 17.62.200 Enforcement

Violations of the provisions of this Chapter shall be in conformance with Chapters 1.16, 1.17, 1.18, 1.19 of the City of Angels Municipal Code and 17.62.190 unless otherwise specified herein.

## CITY OF ANGELS PLANNING COMMISSION

#### **RESOLUTION OF INTENT NO. 25-13**

A RESOLUTION OF INTENTION OF THE CITY OF ANGELS PLANNING COMMISSION RECOMMENDING TO THE CITY COUNCIL UPDATING THE CITY'S SIGN CODE INCLUDING ADDRESSING FEATHER FLAGS AND OTHER TEMPORARY SIGNS (THEIR LOCATION, DURATION, NUMBER ALLOWED); AMENDING HISTORICAL COMMERCIAL ZONING DISTRICT SIGNAGE REQUIREMENTS TO ALLOW THE CITY PLANNER TO APPROVE SIGNS IN-HOUSE IN ACCORDANCE WITH ADOPTED SIGN GUIDELINES WITH APPEALS TO THE PLANNING COMMISSION, UPDATING PROVISIONS RELATED TO ELECTION SIGNAGE, AND CLERICAL REVISIONS

- **WHEREAS,** the City of Angels Planning Commission is authorized by Angels Municipal Code Section 17.85.020 to assist and advise the city council and the public regarding planning matters; and
- **WHEREAS**, the Planning Commission held a duly noticed public hearing on August 14, 2025, and received public input on the proposed code amendments and associated supporting documents; and
- **WHEREAS**, the proposed code amendments and supporting documents are consistent with the city of Angels general plan; and
- **WHEREAS**, The proposed code amendments and supporting documents are consistent with the city of Angels Municipal Code; and
- **WHEREAS**, the proposed code amendments and supporting documents will not be substantially detrimental to the health, safety, or general welfare of the city; and
- WHEREAS, pursuant to the state and City guidelines for implementing the California Environmental Quality Act (CEQA), the proposed amendment is exempt from further review, because the proposed amendments implement a program identified within the scope of the 2020 General Plan and was analyzed in conjunction with the Environmental Impact Report adopted for the 2020 General Plan; and signs are categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 153011, Class 11 (Accessory Structures, including Signs) and state and city guidelines for the implementation of CEQA.
- **NOW, THEREFORE, BE IT RESOLVED**, the Planning Commission hereby recommends to the City Council approval of updating the city's sign code including addressing feather flags and other temporary signs (their location, duration, number allowed); amending Historical Commercial zoning district signage requirements to allow the city planner to approve signs in-house in accordance with adopted sign guidelines with appeals to the Planning Commission, updating provisions related to election signage, and clerical revisions and directs staff to provide this recommendation of the planning commission and supporting findings to the City Council in writing within thirty days.



The foregoing resolution was intro and being dul	2, 2025, by Commissioner PASSED AND	
ADOPTED THIS 14th day of August		
AYES:		
NOES:		
ABSTAIN:		
ABSENT:		
ATTEST:		
	John Broeder	
	Chairman	
Michelle Gonzalez		
Finance Director		



### CITY OF ANGELS CITY COUNCIL ORDINANCE 552

AN ORDINANCE OF THE CITY OF ANGELS CITY COUNCIL UPDATING THE CITY'S SIGN CODE INCLUDING ADDRESSING FEATHER FLAGS AND OTHER TEMPORARY SIGNS (THEIR LOCATION, DURATION, NUMBER ALLOWED); AMENDING HISTORICAL COMMERCIAL ZONING DISTRICT SIGNAGE REQUIREMENTS TO ALLOW THE CITY PLANNER TO APPROVE SIGNS IN-HOUSE IN ACCORDANCE WITH ADOPTED SIGN GUIDELINES WITH APPEALS TO THE PLANNING COMMISSION, UPDATING PROVISIONS RELATED TO ELECTION SIGNAGE, AND CLERICAL REVISIONS

- **WHEREAS,** the City of Angels Planning Commission is authorized by Angels Municipal Code Section 17.85.020 to assist and advise the city council in matters pertaining to planning; and
- **WHEREAS**, the City Council, in response to a public request, directed the Planning Commission to consider updates to the City's Sign Ordinance; and
- **WHEREAS**, the Planning Commission held a duly noticed public hearing on August 14, 2025, and received public input on the proposed code amendments; and
- WHEREAS, the proposed code amendments are consistent with the City of Angels General Plan; and
- WHEREAS, The proposed code amendments are consistent with the City of Angels Municipal Code; and
- **WHEREAS**, the proposed code amendments will not be substantially detrimental to the health, safety, or general welfare of the city; and
- WHEREAS, pursuant to the state and City guidelines for implementing the California Environmental Quality Act (CEQA), the proposed amendment is exempt from further review, because the proposed amendments implement a program identified within the scope of the 2020 General Plan and was analyzed in conjunction with the Environmental Impact Report adopted for the 2020 General Plan; and signs are categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 153011, Class 11 (Accessory Structures, including Signs) and state and city guidelines for the implementation of CEQA.
- **WHEREAS,** the Planning Commission passed Resolution of Intent 25-13 recommending to the City Council adoption of Ordinance 552; and
- **WHEREAS**, the City of Angels City Council did hold a public hearing on September 2, 2025, introducing the ordinance and set and held a second public hearing to consider adoption on September 16, 2025;
- **NOW THEREFORE BE IT RESOLVED** that the City of Angels City Council hereby adopts Ordinance 552 in accordance with **Attachment A** based on the following findings:
  - 1. The proposed code amendments are consistent with the City of Angels General Plan; and
  - 2. The proposed code amendments are consistent with the City of Angels Municipal Code; and

- 3. The proposed code amendments will not be substantially detrimental to the health, safety, or general welfare of the city; but will, in fact, assist in protecting the health, safety, and general welfare of the community; and
- 4. Pursuant to the state and City guidelines for implementing the California Environmental Quality Act (CEQA), the proposed amendment is exempt from further review, because the proposed amendments implement a program identified within the scope of the 2020 General Plan and was analyzed in conjunction with the Environmental Impact Report adopted for the 2020 General Plan; and signs are categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 153011, Class 11 (Accessory Structures, including Signs) and state and city guidelines for the implementation of CEQA.

#### Section 2:

The foregoing Ordinance or a summary shall, before the expiration of fifteen (15) days of its passage, be published with the names of the Council members voting for and against the same once in a newspaper of general circulation printed and published in the County of Calaveras, State of California, and said Ordinance shall take effect and be in force thirty (30) days after the passage thereof.

The foregoing Ordinance was introduced at a regular meeting of the City of Angels City Council held on September 2, 2025, and passed and adopted as an ordinance of said City at a regular meeting of said Council held on September 16, 2025, by the following vote:

AYES: NOES: ABSTAIN: ABSENT:	
	Michael Chimente, Mayor
Michelle Gonzalez, Deputy City Clerk	





#### **MEMORANDUM**

#### City of Angels City Council

Date: September 2, 2025

**To:** City of Angels Planning Commission

**From:** Amy Augustine, AICP – City Planner

RESOLUTION 25-67 FOR A \$25,000 BUDGET AMENDMENT TO FUND THE CITY'S

**SPECIAL EVENTS SUPPORT PROGRAM** 

#### RECOMMENDATION

Approve a \$25,000 budget amendment funding the City of Angels Special Events Support Program established by City Council Resolution 23-34.

#### **BACKGROUND**

The City Council established the Special Events Support Program on March 21, 2023, pursuant to Resolution 23-34. It is a grant program including a formal application, policy, and standards for implementation adopted by Council in conjunction with the resolution. Under the program, the City Administrator, or his/her designee, reviews grant applications and approves or denies the applications based on established criteria as funding allows. Annual program funding was set at \$25,000 from the general fund in 2023.

Prior to the Special Events Support Program, multiple, individual, fee waiver requests would come before the City Council for often-extensive discussion. The process did not include standards for approvals or denials or criteria for which agencies should/should not receive city funds. In response, the City Administrator proposed, and the City Council adopted, the Special Events Support Program.

Staff is requesting that funding be allocated to the program in accordance with Resolution 23-34. Three grant requests are currently pending with at least two more anticipated involving the Angels Camp Business Association, Bret Harte High School Boosters, Bret Harte High School, and a local non-profit seeking to raise money for Utica Park shade structures.

#### **DISCUSSION**

The purpose of the grant program is to provide support in the form of grants for special events from start-up to self-sufficiency (i.e., City support would decrease over time as the special event gains support and can become self-sufficient).

Section 10, Item D.

Per the program guidelines, events must be consistent with family-oriented themes, entertainm activities, promote the City of Angels, and/or engage in substantial economic benefit to the City as determined by the City Administrator or his or her designee(s).

Two types of support are available:

- Services provided by City staff and/or departments, and/or
- Monetary awards where an application demonstrates a need exceeding City services support

#### **Grant Criteria includes:**

- Economic impact
- Involvement (volunteers, sponsorships, other)
- Media exposure
- Performance rating (participants, spectators, media plans; city department support required)
- Documents (business, marketing, financial, logistics plans)
- Value of event to Community (recognition/image, spectators, signature event)
- Planning and execution history
- Support requested (monetary, in-kind)
- Priority
  - 1. Services that can be reimbursed through grant funds
  - 2. Monetary awards where a need exceeds city services support
  - 3. Free admission events receive priority over ticketed events

#### Guidelines:

- Program is available only for events within the city limits
- Funding is capped at an annual amount determined by Council
- Funding may be revoked at any time if the event determined to not fit guidelines or applicant has falsified information
- Additional information may be requested during screening.
- City Administrator or his/her designee may elect to provide funding from 1-3 years in descending amounts. The event mush show growth potential to justify continued support.

Upon approval by Council, in accordance with the program; the City will post the City of Angels Special Event Support Program Notice of Grant Availability on its website and Facebook page.

#### **FISCAL IMPACT:**

\$25,000 in general fund dollars will fund the program. Individual grant applications and post-event monitoring and audits will estimate how much economic development results for the city in response to the grants awarded.

#### **ENVIRONMENTAL FINDING:**

The program does not meet the definition of a project pursuant to the California Environmental Quality Act (CEQA) and city and state guidelines for the implementation of CEQA and is, therefore, exempt from additional review.

## **ATTACHMENTS:**

- A. Resolution 23-34 and supporting documents
- B. Resolution 25-67

#### CITY OF ANGELS CITY COUNCIL RESOLUTION No. 23-34

## A RESOLUTION OF THE CITY OF ANGELS CITY COUNCIL SPECIAL EVENTS SUPPORT PROGRAM

WHEREAS, the City of Angels does not directly facilitate special events; and

WHEREAS, Special Events can have a positive impact on businesses, residents, and revenues for the City; and

WHEREAS, supporting these types of events is a benefit to the City and community; and

WHEREAS, the cost of these events can be difficult or impossible for not for profits or volunteer organizations to afford; and

WHEREAS, the City can provide support by way of grants to help offset the financial burden; and

WHEREAS the City has drafted an application and policy to facilitate this program as attached;

**NOW, THEREFORE, BE IT RESOLVED,** that the City of Angels City Council does hereby approve the City of Angels Special Events Support Program.

PASSED AND ADOPTED this 21st day of March 2023, by the following vote:

AYES: Herndon, Moncada, Broglio, Schirato, Tiscopuia

NOES: None ABSTAIN: None ABSENT: None

Jennifer Herndon Mayor

Rose Beristianos, City Clerk

HOME OF THE JUMPING FROG



## City of Angels Special Event Support Program Guidelines

# City of Angels Special Event Support Program ("Program") Description

The primary purpose of this Program is to provide support in the form of grants for special events from start-up to self-sufficiency in the City of Angels. Distinction is made between ticketed and free admission special events. The event must fall within a fabric of events consistent with family-oriented themes, entertainment and/or activities, promotes the City of Angels, and/or engages in substantial economic benefit to the City of Angels as determined by the City Administrator, or his/her designee(s). Two types of support are available for award, and are defined as follows:

- Services provided by City of Angels staff and/or departments; and/ or,
- B. Monetary awards where an applicant has demonstrated a need that exceeds City services support.

### II. Special Event Support Grant Award Criteria

- A. Economic Impact: Hotels, number of rooms; Visitor spending; Local spending; Operational Spending; Other
- B. Involvement: Volunteer Program; Sponsorship Program; Other
- C. Media Exposure Value: Television Plan; Print Plan; Other Plan
- D. Performance Rating: Participants Plan; Spectators Plan; Media Plan;
   City Departments Support Required
- E. Documents: Business Plan; Marketing Plan; Financial Plan; Logistics Plan
- F. Value of Event to Community: Recognition/Image; Spectators; Signature Event
- G. Planning Event and Execution History: Past Event Success; Past Event Reliability; Past Ability to Deliver Event;

H. Support Requested: Funds; In-Kind

#### III. Program Parameters

- A. This Program is only available for events within the City limits.
- B. Funding is capped at the annual amount determined by Council.
- C. Grant awards are made in the following priority order:
  - 1. Services provided by City of Angels staff and/or departments that can be reimbursed through Grant funds;
  - Monetary awards in rare cases where the applicant has demonstrated a need that exceeds city services support; and,
  - 3. Free admission special events will receive priority over ticketed special events.
- D. Funding support for a special event may be revoked at any time if it is determined that the event does not fit within the criteria of the Guidelines, or the event applicant falsified information provided to the funding program.
- E. Additional information may be requested at any time during the screening process. Failure to provide information at any time during the application and screening process will result in rejection of the application for the funding cycle in which it was originally submitted.
- F. The City Administrator, or his/her designee(s), may elect to provide funding from one to three years in a descending amount. The event must show growth potential to justify continued support within event criteria parameters. Funding may be extended based upon continued growth and/or growth potential.
- G. Special event application and analysis
  - 1. Paid and unpaid media advertising will be analyzed by the City, including television, radio, print, and Internet.
  - 2. The marketing plan, which must include media and public relations components will be analyzed by the City, including pre and post

- analysis among spectators, participants, media and the general public. The applicant is responsible for the submission of a complete media report to the City.
- 3. Financial information provided by the applicant will be reviewed by the City to determine if the event is break-even, has carryover profit, and/or provides cost recovery to the City.
- 4. The proposed event must have a detailed business plan attached to the application. Additional information may be requested at any time during the application process. All elements will be carefully reviewed, including cost, economic impact (hotel room nights), visitor spending, operational spending, parking impact and traffic among other elements.

#### IV. Application Process

- A. All applicants must submit the appropriate documents during the designated application submittal period prior to the desired event date to be considered for this Program. Applicants will be notified as to the status of their grant application after panel review is completed
- B. Announcements concerning application period(s) will be made by e-mail and/or the web site of the City of Angels.

#### V. Post Event Review and Analysis

- A. The event applicant, if approved to receive funding and/or support from the City of Angels, must provide a detailed post event report within 30 days after the event for analysis by the City of Angels. Analysis elements include economic and/or social impact on the community, review of hotel occupancy levels, incident logs, financial summary with specifics on actual revenue and expenditures and the number of spectators attending the event.
- B. The event applicant is required to maintain a comprehensive media log and advertising affidavit for both paid and unpaid advertising.
- C. An annual review audit will be performed to determine if the event meets the event criteria established by the City of Angels.
- VI. Program Guidelines may be amended by the City Administrator, or his/Her designee(s), to improve the program Delivery.

## City of Angels Special Event Support Program Notice of Grant Availability

Applications are now available for City of Angels Special Event Support Program grants.

This program provides funding to events that provide a substantial economic benefit to the City of Angels, that are consistent with family-oriented themes, entertainment, activities, and events that emphasize the City. Only events held within the City of Angels are eligible for this grant opportunity.

Funding for this program will principally be used to offset costs for providing city services associated with an event. In certain cases additional monetary support may also be granted. The program's funding budget is \$25,000 per fiscal year to be distributed among grant applicants on an annual basis. The program is funded from the City's General fund. The City reserves the right to limit the number of grants awarded each fiscal year at its sole discretion.

Applications will be accepted on a continuous basis. Applications must be submitted no less than 45 calendar days prior to the event date for consideration by the City. The City encourages interested parties to submit applications as soon as possible.

For more information on the City of Angels Special Event Support Program grant availability, including program guidelines and application materials, go to the following link: TBD Or contact COA@Angelscamp.gov or 209-736-2181



# City of Angels CITY OF ANGELS SPECIAL EVENT SUPPORT PROGRAM

City Hall 200 Monte Verda, Ste B Angels Camp, CA 95222 209-736-2181

## **Application Instructions**

Applications will become the property of the City of Angels. Incomplete applications may not be processed. Email a completed application to:

CAO@Angelscamp.gov

Include the event name in the email subject line

Applications will be accepted on a continuous basis. Applications must be submitted no less than 45 calendar days prior to the event date for consideration by the City. The City encourages interested parties to submit applications as soon as possible.

The City of Angels reserves the right to limit the number of grants at its sole discretion. Questions concerning the grant program may be directed to:

Rebecca Callen, City Administrator City Hall

RebeccaCallen@angelscamp.gov



## City of Angels CITY OF ANGELS SPECIAL EVENT SUPPORT PROGRAM City Hall

200 Monte Verda, Ste B Angels Camp, CA 95222 209-736-2181

#### REQUEST FOR SUPPORT APPLICATION

#### PLEASE SUBMIT THE FOLLOWING WITH THIS APPLICATION:

- 1. A full and complete Revenue and Expense Budget
- 2. A full and complete Business Plan
- 3. A full and complete Marketing Plan
- 4. A full and complete Logistics Plan
- 5. A full and complete list of services provided by the City of Angels staff and/or departments
- 6. Copy of 501(c) (3)(6) or other not-for-profit tax status, if applicable
- 7. Note: Past recipients must submit a post event report before any new applications will be reviewed.
- 8. Note: Incomplete applications may not be processed.

The undersigned hereinafter referred to as the APPLICANT, hereby makes application to request funding support to the CITY OF ANGELS PROGRAM as noted below on the date(s) here specified for the purpose(s) indicated. All applications are subject to approval by the presiding panel of the CITY OF ANGELS PROGRAM.

- 1. Grant awards are made as reimbursements for actual expenses incurred. Grant funding is awarded to grantees for the following:
  - (a) Services provided by City of Angels staff and/or departments; and/or,
  - (b) Monetary awards where an applicant has demonstrated a need that exceeds City services support, as determined by a screening panel of the CITY OF ANGELS PROGRAM.
- 2. Reimbursement for City Services are the first priority for funding through this grant.

TODAY'S DATE:			
COMPANY/ORGANIZATION:	The state of the	ti shi e see c	yra g nyrj
CONTACT NAME:	, tre	I los 8,49	eAle War
ADDRESS:		\$1.00	0 27/5 (2/12)
TELEPHONE NUMBER:			
EMAIL ADDRESS:			

#### COMPANY/ORGANIZATION STATUS:

	FORM OF BUSINESS ENTITY: CHECK MARK BOX	INSERT INFORMATION	
	NON-PROFIT (COPY OF 501 (C)(3)(6) OR OTHER NOT FOR PROFIT TAX	NON-PROFIT FEDERAL ID#:	
H	STATUS REQUIRED  COMPANY	STATE REGISTERED ID#:	
	PARTNERSHIP	COUNTY REGISTERED ID#:	
H	SOLE PROPRIETORSHIP	DATE COMPANY ESTABLISHED:	
1			

ASSOCIATION	
ASSOCIATION	

## CITY OF ANGELS SPECIAL EVENT SUPPORT PROGRAM EVENT INFORMATION

Event Title:	Police of the Western Property of Medical States (1997)
Summary/Purpose of Event:	11/EW 361 - 37/110
	The second service September 203 2 3 0 4 2 1 1
	Folkin Werts - Ellis Cross
Requested Date(s) of Event:	1 - 5 - 5 - 5 - 5 - 5 - 5 - 5 - 5 - 5 -
Days of Week:	Führer - 21-han Spricht
Event Hours:	
Set-Up Time/Days:	ander a vice our entraft ignoraties
Please list all performers and entertainment acts. Perf without prior approval of the City of Festivals Program	
Estimated Attendance:	spin and the control of the control
Tickets to be Sold (Circle one): Yes No	Price Per Ticket: \$
Types of Requested City Services:	Estimated Cost:
Road Closure Signs (contact Dave Porovich 209-743-7421)	rigiquius - ex-legis k i sugredition, to tos
Police Services (contact Teresa Johnson 209-736- 2567)	(Total Grant Foquest (City Services & Nichellary Support)

Fire Services (contact Nathan Pry 209-559-3495)  Public Works for Street Cleaning (contact Dave Porovich 209-743-7421)  Utilities for Water (contact Dave Porovich 209-743-7421)  Public Works for Electrical			
(contact Dave Porovich 209-743-7421)  Utilities for Water (contact Dave Porovich 209-743-7421)			
(contact Dave Porovich 209-743-7421)			
Public Works for Electrical			
(contact Dave Porovich 209-743-7421)			
Other – Please Specify			
Sub-Total Requested City Services:	\$		
Monetary Support Requests (Non-City Services):	Estimated Cost:		
Monetary awards reimburse grantees for expenses that are <u>not</u> City services (examples might be equipment rental, private security, etc). <u>If the grant amount only partially covers the total grant request, requested City services will be earmarked for reimbursement first.</u> Describe the request and include an estimated cost in the lines below. Additional information may be attached on a separate page.			
Sub-Total Requested Monetary Supports	\$		
Total Grant Request	\$		
Sub-Total Requested City Services:  Monetary Support Requests (Non-City Services):  Monetary awards reimburse grantees for expenses the rental, private security, etc). If the grant amount onlesservices will be earmarked for reimbursement first.  Describe the request and include an estimated cost in a attached on a separate page.  Sub-Total Requested Monetary Supports	Estimated Cost:  It are not City services (examples might be equipment partially covers the total grant request, requested Costs the lines below. Additional information may be		

#### CITY OF ANGELS SPECIAL EVENT SUPPORT PROGRAM REFERENCES

Please provide a list of up to four (4) of the most recent events you and/or your organization has produced in the City of Angels in the last five (5) years; or if none within the City, outside the City of Angels.

EVENT NAME	BRIEF DESCRIPTION OF EVENT	DATE/ATTENDANCE	REFERENCE NAME & CONTACT INFORMATION

Applicant hereby represents that he/she has made full and complete disclosure of all information, and that all of the above information and statements are true and correct. Applicant also hereby authorizes a representative of the City of Angels Program to contact references and obtain information as related to this application. *Please allow 30 working days for processing of application.* 

	ame (print): gnature:			
Title:			Date:	
	This app	olication form is subject to	change by the City of Angels at any time without notice.	
Attached:	Business Plan	Logistics Plan ed by the City of Angels	Marketing Plan Business Plan Checklist (completed)	

# CITY OF ANGELS SPECIAL EVENT SUPPORT PROGRAM Business Plan Checklist

This checklist must be submitted with application package

FINANCIAL	
Revenue Sources and Amounts for Entire Event	
Expense Budget	
Sponsorship Program	
Economic Impact to Community Hotel Room Nights (how will you measure)	
Visitor Spending	
Tickets/Non-Ticketed Pricing	
MARKETING	
Attendance	
Media Plan	
PR Plan	
Marketing Plan	
LOGISTICAL	
Location of Event	
Map of Event Boundaries	
Parking Needs	
Proposed Location	
Partner Organizations	
Volunteer Program	

#### CITY OF ANGELS CITY COUNCIL RESOLUTION No. 25-67

## A RESOLUTION OF THE CITY OF ANGELS CITY COUNCIL APPROVING A \$25,000 BUDGET AMENDMENT TO FUND THE CITY'S SPECIAL EVENTS SUPPORT PROGRAM

WHEREAS, the City Council finds that Special Events can have a positive impact on businesses, residents, and revenues for the City; and

WHEREAS, supporting these types of events is a benefit to the City and community; and

WHEREAS, the cost of these events can be difficult or impossible for not for profits or volunteer organizations to afford; and

WHEREAS, the City can provide support by way of grants to help offset the financial burden; and

WHEREAS, the City of Angels City Council established, pursuant to Resolution 23-34, the Special Events Support Program; and

WHEREAS, the guidelines for the program call for an annual general fund allocation to fund the program; and

WHEREAS, in 2023, \$25,000 was allocated to the program; and

WHEREAS, the City has received multiple requests for grants pursuant to the program;

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Angels hereby approves the allocation of \$25,000 to the Special Events Support Program.

Passed and adopted this 2nd day of September 2025, by the following vote:

AYES:	
NOES:	
ABSTAIN:	
ABSENT:	
	Michael Chimente, Mayor
	Michael Chimente, Mayor
	Michael Chimente, Mayor
Michelle Gonzalez, Deputy City Clerk	Michael Chimente, Mayor





#### **MEMORANDUM**

#### City of Angels City Council

Date: September 2, 2025

**To:** City of Angels City Council

**From:** Amy Augustine, AICP – City Planner

RESOLUTION 25-68 ESTABLISHING THE UTICA PARK FUND

#### **RECOMMENDATION**

Approve Resolution 25-68 establishing the Utica Park Fund.

#### **BACKGROUND / DISCUSSION**

The City of Angels completed a significant expansion and rehabilitation of Utica Park in 2024. The park will require ongoing maintenance and improvements, over time.

The City currently collects park and recreation impact mitigation fee paid by new development. However, per state law, those funds can only be used for the acquisition, construction, and development of park and recreation facilities that are directly related to the impact of the new development. Those impact mitigation fees cannot be used for routine maintenance or to address existing park deficiencies.

In short, the City does not have a mechanism for gathering, setting aside, or accumulating funding for ongoing maintenance or to address existing park deficiencies unless such funding is set aside using general funds or a grant is secured.

Recently, the city was approached by a local non-profit to help raise funds for shade structures at the park. The City does not have a fund established to receive those funds. Similarly, the City does not have a special fund to accumulate funding from donations, park reservation fees, or related programs to improve, add, or rehabilitate Utica Park facilities.

Currently, reservation fees for Utica Park facilities do not go into a separate park fund. While some of these fees offset general fund expenditures for ongoing cleaning; any remaining funding from these reservation fees returns to the general fund. To ensure that funds generated by the park can be accumulated and returned to the park for ongoing maintenance and park improvements over time, it is recommended that a Utica Park Fund be established to receive park reservation funds, donations, or funding from other sources. Such a fund could be used for matching funds for various grants, and to assist in planning park capital improvement and maintenance projects.

FISCAL IMPACT:
Section 10, Item E.

The proposal would not reduce revenues, but rather directs revenue already being collected towards Utica Park.

#### **ENVIRONMENTAL FINDING:**

The program does not meet the definition of a project pursuant to the California Environmental Quality Act (CEQA) and city and state guidelines for the implementation of CEQA and is, therefore, exempt from additional review.

#### **ATTACHMENT:**

A. Resolution 25-68

Section 10. Item E.

#### CITY OF ANGELS CITY COUNCIL RESOLUTION No. 25-68

## A RESOLUTION OF THE CITY OF ANGELS CITY COUNCIL ESTABLISHING THE UTICA PARK FUND

WHEREAS, the City of Angels completed a significant expansion and rehabilitation of Utica Park in 2024; and

- WHEREAS, it is necessary to accumulate funding to address ongoing and future maintenance and improvements of the park over time; and
- WHEREAS, the City has a park and recreation impact mitigation fee paid by new developments that can be used for the acquisition, construction, and development of park and recreation facilities that are directly related to the impact of new development, but cannot be used for routine maintenance or to address existing deficiencies in parks;
- WHEREAS, the City does not have a mechanism for gathering, setting aside, or accumulating funding to maintain, improve, add, or rehabilitate Utica Park facilities from donations, reservation fees, or related programs;

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Angels hereby establishes the Utica Park Fund to receive:

- A. Donations made to improve, add, rehabilitate, or maintain facilities at Utica Park;
- B. Reservation fees received by the City for park facilities;
- C. Reservation fees received by the City for park facilities "waived" pursuant to grants awarded under the City's Special Events Support Program;
- D. General Fund, grant, or other contributions approved by the City Council and allocated to improve Utica Park

Monies may be spent from this account for:

- A. Improvements, additions, rehabilitation, and maintenance of facilities at Utica Park subject to the review and approval of the City Council; or
- B. Pursuant to a Capital Improvement Plan for Utica Park improvements adopted by the City Council

Passed and adopted this 2nd day of September 2025, by the following vote:

AYES:	
NOES:	
ABSTAIN:	
ABSENT:	
	Michael Chimente, Mayor





CITY OF ANGELS PO Box 667, 200 Monte Verda St. Suite B, Angels Camp, CA 95222 P: (209) 736-2181

**DATE:** September 2, 2025

TO: City Council

**FROM:** Michelle Gonzalez, Deputy City Clerk

RE: APPOINTMENT OF CITY COUNCIL REPRESENTATIVES TO COMMISSIONS

#### RECOMMENDATION

That the City Council review current commission assignments and appoint representatives to serve as the City's official delegates.

#### **BACKGROUND**

The City Council appoints members of the Council to represent the City of Angels on various regional and local commissions and boards. These appointments are reviewed annually, or as needed, to ensure appropriate representation.

With the recent seating of a new Council Member, it is necessary to revisit the current assignments to confirm representation and make adjustments as appropriate.

#### **DISCUSSION**

The City participates in several commissions and boards that address regional issues and collaborative efforts. Assigning Council Members to these bodies ensures that the City's interests are represented, information is shared, and policy decisions align with the City's goals.

As part of this process, the Council should:

- 1. Review the list of commissions and their purposes.
- 2. Confirm whether continued participation is necessary or beneficial.
- 3. Appoint Council Members or staff representatives to each commission, considering workload balance and potential scheduling conflicts.

Commission appointments are made for one-year terms unless otherwise specified.





CITY OF ANGELS PO Box 667, 200 Monte Verda St. Suite B, Angels Camp, CA 95222 P: (209) 736-2181

## **CURRENT COMMISSION ASSIGNMENTS**

Commission / Board	Current Representative(s)	Alternate	Notes / Purpose
LAFCO (Local Agency Formation Commission)	Behiel & <mark>Vacant</mark>	Chimente	Oversees boundary changes, service areas
COG (Council of Governments)	Behiel & Schirato	Broglio	Regional transportation & planning
CPPA (Calaveras Public Power Agency)	Chimente	Broglio	Power agency utilizing New Melones Entitlement
UWPA (Utica Water & Power Authority)	Broglio & Schirato	Chimente	Water resource management
Central Sierra Economic Development Dist.	Chimente	Broglio	Five County economic Development Dist.
Solid Waste Task Force	Broglio	Chimente	Safe, Responsible, and cost- effective waste collection

**FINANCIAL IMPACT** 

None

**ATTACHMENTS** 





CITY OF ANGELS PO Box 667, 200 Monte Verda St. Suite B, Angels Camp, CA 95222 P: (209) 736-2181

August 5th, 2025

The Honorable Adam R. Telle Assistant Secretary of the Army (Civil Works) 108 Army Pentagon Washington, DC 20310-0108

Dear Assistant Secretary Telle:

I am writing on behalf of the City of Angels, in California, regarding our strong support for the Calaveras County Section 219 New Hogan Reservoir Raw Water Intake & Transmission Pipeline Project. Specifically, the Calaveras County Water District (CCWD) is seeking your support for CCWD's Section 7001 application for increasing the funding level for the Calaveras County Section 219 authorization in the United States Army Corps of Engineers' (USACE) 2026 Annual Report to Congress on Future Water Resources Development.

While CCWD is completing the Copper Cove Wastewater Treatment Plant and Reclamation Facility (Copper Cove Facility) under the existing authority of Section 219 (f) (86) of the Water Resources Development Act (WRDA) of 1992 as amended by WRDA 2007, WRDA 2022 and WRDA 2024, CCWD has a new pressing matter to address. The existing authority, as you know, provides federal assistance for "water supply and wastewater infrastructure improvement projects in Calaveras County, California, including wastewater reclamation, recycling and conjunctive use projects." CCWD's new issue is the proposed project known as the New Hogan Reservoir Raw Water Intake & Transmission Pipeline Project, located in Valley Springs, Calaveras County, California.

The proposed project would begin at New Hogan Reservoir owned and operated by USACE and extend approximately two miles via a new 30-inch ductile iron pipeline to CCWD's Jenny Lind Water Treatment Plant. This project addresses multiple pressing challenges related to water supply reliability, public safety, and environmental constraints. Currently, the Jenny Lind WTP sources raw water from an aging infiltration gallery located in a vulnerable portion of the Calaveras River approximately one mile downstream of New Hogan Reservoir. The site lies at the confluence with Cosgrove Creek, which is historically flood-prone and subject to sediment deposition and seasonal algal blooms. High river flows regularly destroy the gravel access pad, disrupt operations, and threaten water quality. Conversely, during drought conditions, low flows reduce intake capacity and exacerbate water quality challenges. Additionally, the intake is within an environmentally and culturally sensitive zone that limits infrastructure improvements or hardening. Because New Hogan Reservoir is a USACE flood control facility, its managed releases further compromise the operational continuity of the downstream intake.





CITY OF ANGELS PO Box 667, 200 Monte Verda St. Suite B, Angels Camp, CA 95222 P: (209) 736-2181

To eliminate these vulnerabilities, the proposed project would construct a new water intake system directly within New Hogan Reservoir, supported by pumps and above-ground reservoir piping at dual depths. The project will provide significant and long-term monetary and non-monetary benefits at the local and regional level. Most notably, it will ensure uninterrupted municipal water supply service to over 11,000 residents in the Jenny Lind service area, particularly during flood or drought emergencies. The project reduces public health and safety risks by eliminating operational dependence on a vulnerable, flood-prone river intake and will ensure that clean, reliable water is available for firefighting and critical needs even in extreme events. Due to the estimated \$13-\$14 million total cost of the project far above the current authorized Section 219 Calaveras County funding cap, additional federal authorization will be necessary to fully fund and implement the project.

For these reasons, we strongly support the design and construction of this critical public health and safety project. To initiate the design and construction of the project, we are requesting that CCWD's Section 7001 application to increase the funding level of the Section 219 authorization for Calaveras County be included in the USACE's 2026 Annual Report to Congress on Future Water Resources Development. To address the critical water supply service needs of over 11,000 residents, particularly during flood or drought emergencies, we ask for your kind consideration of our request.

Please do not hesitate to contact us with any questions you may have and thank you for your support.

Sincerely,

Michael S. Chimente

Mayor

City of Angels

michaelchimente@angelscamp.gov

Michael Clumte

209-728-5833



# September 2025

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	1	2	3	4	5	6
	HOLIDAY	City Council Meeting	COG		FARMERS MARKET OPENING 4:30PM UTICA PARK	
7	8	9	10	Planning Com 5:00	12 FARMERS MARKET OPENING 4:30PM UTICA PARK	13
14	15	16 City Council Meeting	17 COG TAC IRWMA	18	19 FARMERS MARKET OPENING 4:30PM UTICA PARK	20
21	22 LAFCO	23 UWPA	24	25 VM Schirato out of office (9/25-10/2)	26 FARMERS MARKET OPENING 4:30PM UTICA PARK	27
28	29	30				

CSEDD: R: Chimente, A: Broglio COG: R: Behiel & Schirato A: Broglio CPPA: R: Chimente, A: Broglio

LAFCO: R: Behiel & Vacant A: Chimente

SOLID WASTE TASK FORCE: R: Broglio, A: Chimente

UWPA: R: Broglio & Schirato, A: Chimente

COG TAC – City Administrator
IRWMA - PW SUPERINTENDENT / CITY
ADMINISTRATOR

AVA - City Administrator

Want to learn more about LAFCO, Local Agency Formation Commission click here

# October 2025

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
			1	2	3	4
			COG	VM Schirato out of office (9/25-10/2)		
5	6	7	8	9	10	11
		City Council Meeting		Planning Com 5:00		
12	13	14	15	16	17	18
			COG TAC			
			СРРА			
			IRWMA			
19	20	21	22	23	24	25
		City Council Meeting				
26	27	28	29	30	31	
		UWPA				

#### LEAGUE OF CITIES Annual Conference and Expo October 8-10, 2025

CSEDD: R: Chimente, A: Broglio COG: R: Behiel & Schirato A: Broglio CPPA: R: Chimente, A: Broglio

LAFCO: R: Behiel & Moncada A: Chimente SOLID WASTE TASK FORCE: R: Broglio, A: Chimente

UWPA: R: Broglio & Schirato, A: Chimente

COG TAC – City Administrator

IRWMA - PW SUPERINTENDENT / CITY ADMINISTRATOR
AVA - City Administrator

Want to learn more about LAFCO, Local Agency Formation Commission click here

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
						1
2	3	4	5	6	7	8
		City Council Meeting	COG			
9	10	11	12	13	14	15
				Planning Com 5:00		
16	17	18	19	20	21	22
	LAFCO	City Council Meeting	COG TAC	CSEDD		
			IRWMA			
23	24	25	26	27	28	29
		<u>UWPA</u>				
30						

CSEDD: R: Chimente, A: Broglio COG: R: Behiel & Schirato A: Broglio CPPA: R: Chimente, A: Broglio

LAFCO: R: Behiel & Moncada A: Chimente

SOLID WASTE TASK FORCE: R: Broglio, A: Chimente

UWPA: R: Broglio & Schirato, A: Chimente

COG TAC - City Administrator

IRWMA - PW SUPERINTENDENT / CITY ADMINISTRATOR

AVA - City Administrator

Want to learn more about LAFCO, Local Agency Formation Commission click here

# December 2025

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	1	2	3	4	5	6
		City Council Meeting	COG			
7	8	9	10	11	12	13
				Planning Com 5:00		
14	15	17	17	18	19	20
14	13	16 City Council Meeting	COG TAC	10	17	20
		City Coolicii Meeiling	IRWMA			
21	22	23	24	25	26	27
28	29	30	31			

CSEDD: R: Chimente, A: Broglio COG: R: Behiel & Schirato A: Broglio CPPA: R: Chimente, A: Broglio

LAFCO: R: Behiel & Moncada A: Chimente SOLID WASTE TASK FORCE: R: Broglio, A: Chimente

UWPA: R: Broglio & Schirato, A: Chimente

COG TAC - City Administrator

IRWMA - PW SUPERINTENDENT / CITY ADMINISTRATOR

AVA - City Administrator

Want to learn more about LAFCO, Local Agency Formation Commission click here