



Commerce City

7887 E. 60th Ave.
Commerce City, CO 80022
c3gov.com

Council Communication

File Number: Ord 2432

Agenda Date: 11/21/2022

Version: 1

Status: Agenda Ready

In Control: City Council

File Type: Ordinance

FIRST READING OF AN ORDINANCE AMENDING THE LAND DEVELOPMENT CODE OF THE CITY OF COMMERCE CITY BY THE COMPREHENSIVE REVISION OF ARTICLE VIII THEREOF CONCERNING REGULATION OF SIGNS

Summary & Background

The Land Development Code (LDC) (Ordinance #1798) was adopted by City Council in January 2009 and went into effect on March 1, 2009. This Land Development Code was a comprehensive update to the Commerce City Zoning Ordinance, which included a wide variety of topics dealing with development and land use, such as application types, zoning districts, use standards, subdivision procedures, design standards and signs.

Thousands of items are included within the Land Development Code and overall, the updated code has been a tremendous help to staff and applicants when reviewing development proposals. While the LDC will receive another comprehensive update in the next 1.5 years, certain changes or amendments are currently necessary and helpful to guide future development.

This particular amendment falls within a specific topic: Revising the sign regulations to meet criteria established by recent Supreme Court decisions, including *Reed v. Town of Gilbert* (2015) and *City of Austin v. Reagan National Advertising of Austin* (2022). Also included in the update are limited ministerial changes and modernizations. Article VIII has also been extensively re-organized, and updated graphics included.

To provide the sign code regulations update, consultants Gerald E. Dahl, Murray Dahl Beery & Renaud LLP and Martin Landers, Plan Tools LLC, have been engaged. Please see attached draft sign code regulations document.

On October 4, 2022, the city's Planning Commission held a regular meeting on the updated sign code regulations with the consultants and recommended approval to City Council 5-0.

The language for the proposed amendments is within the council packet.

Staff Responsible (Department Head): Jim Tolbert, Community Development

Staff Presenting: Consultants Gerald E. Dahl, Murray Dahl Beery & Renaud LLP and

Martin Landers, Plan Tools LLC, Stacy Wasinger, Planner

Financial Impact: N/A

Funding Source: N/A

Staff Recommendation: On October 4, 2022, the Planning Commission held a public meeting, took testimony, and voted (5 to 0) to forward the proposed sign regulation and definition changes to City Council with a recommendation for approval.

Suggested Motion: I move that the City Council approve Ordinance 2432 amending sign regulations and definitions.

Attachments:

Ordinance 2432

Ordinance 2432 Exhibit A

Staff Memo

Planning Commission Staff Report

Revised Land Development Code Article VIII and Article XI

Existing Article VIII

Planning Commission Minutes

Consultant/Staff Presentation