

**YANCEYVILLE TOWN COUNCIL  
MEETING MINUTES  
Tuesday, May 2<sup>nd</sup>, 2023  
6:00pm**

The meeting of the Town Council was held in the Yanceyville Town Council Chambers at the Yanceyville Municipal Services Building located at 158 East Church Street, Yanceyville, NC and streamed through the WebEx platform on Tuesday, May 2<sup>nd</sup>, 2023, at 6:00pm.

**Council Members present:** Mayor- Alvin Foster, Mayor Pro Tem- Odessa Gwynn, Brian Massey, and Keith Tatum

**Staff present in person:** Kamara Barnett-Town Manager/Clerk, Lee Farmer- Town Attorney, and Kathryn Hinton-Administrative Assistant

**Item 1: Call to Order**

Mayor Alvin Foster called the Town Council Meeting to order at 6:01 pm. The meeting opened with a prayer. He asked all to stand for the pledge of allegiance. Mayor Foster also stated that the Yanceyville Town Council rules and procedures reflect the revisions of the North Carolina open meeting law of the North Carolina General Statutes, a copy of the Yanceyville Town Council rules and procedures are available upon request. Yanceyville Town Council also has rules and procedures for electronic meetings that reflect the revisions of the North Carolina open meeting law of the North Carolina General Statutes, a copy of the Yanceyville Town Council rules and procedures are available upon request.

**Item 2: Review and Adoption of Agenda – Mayor & Council**

Mayor Foster added Attorney Client Consultation to Item 9 Closed Session G.S 143-318.11. After a brief review, Mayor Pro Tem Gwynn made a motion to adopt the agenda with the said amendment. The motion was seconded by Councilman Tatum and passed with a unanimous vote.

**Item 3: Consent Agenda**

a.) Minutes from April 4<sup>th</sup>, 2023, Town Council Meeting.

Mayor Foster asked Town Council to review the Consent Agenda. After a short review, Mayor Pro Tem Gwynn made a motion to adopt the Consent Agenda as presented. The motion was seconded by Councilman Tatum and passed with a unanimous vote.

**Item 4: Public Comment**

None

**Item 5: Water and Wastewater Treatment Facilities Update: Gary Stainback, Inframark Representative**

Mayor Foster introduced Gary Stainback, Inframark. Mr. Stainback updated and presented Town Council the monthly update as follows:

**Yanceyville Water Treatment Plant:**

Disinfection by Product (DBP) samples, which consist of Trihalomethanes (THM) and Haloacetic Acids (HAA) are currently compliant.

Total Organic Carbon (TOC) samples have recently shown less removal efficiency. Carbon chemical feed rate has been adjusted and additional samples are being collected.

Staff collects distribution water quality samples throughout the week and collaborates with Public Works on specific hydrant flushing needs.

Staff provided follow up to a water quality call on April 12<sup>th</sup>,2023. All parameters tested including bacteriological results indicated compliance.

Staff coordinated with town to an electrical/control vendor provide a service call to evaluate a problem with the raw water pump controls.

**Yanceyville Wastewater Treatment Plant:**

Following the repair work on a malfunctioning decanting valve, the treatment system did experience elevated effluent BOD and Ammonia Nitrogen levels that exceeded permit limitations. Repair contractor, Underwood, provided a follow up service call to correct a problem with the correct cycling of a valve at the wastewater treatment facility. This work was provided on April 24<sup>th</sup>,2023 and the control cycles returned to normal operations.

Underwood delivered a new set of bar screen plates for the influent bar screen on April 24<sup>th</sup>,2023. Inframark will install the plates on the screening arms.

Additional staff and a portable pump was provided by Inframark to remove solids from the treatment system effluent tank and the chlorine contact chamber on April 20<sup>th</sup>,2023.

Mayor Foster thanked Mr. Stainback for presenting a detailed report.

**Item 6: Confirmation and Approval of the purchase of a 1995 Freightliner Rescue Truck for the sum of \$8,500 from the Snow Camp Volunteer Fire Department**

Mayor Foster asked Town Council for a motion. Councilman Massey made a motion to confirm and approve the purchase of a 1995 Freightliner Rescue Truck for the sum of \$8,500 from the Snow Camp Volunteer Fire Department. The motion was seconded by Councilman Tatum and passed with a unanimous vote.

**Item 7: Town Manager Report- Kamara Barnett**

Town Manager Barnett indicated that she had a few announcements/ reminders.

Friday May 5<sup>th</sup>,2023 we will kick off our 2023 First Friday Events. Unlimited Grace and Beyond Blessed will be providing the entertainment. Food will be available for purchase. Please invite someone and come out and enjoy the local talent.

Wednesday May 17<sup>th</sup>, 2023, 10:30 am the Ribbon Cutting of New Storywalk at Maud Gatewood Park. The Gunn Memorial Library partnered with the Town of Yanceyville to provide a permanent Storywalk in Maud Gatewood Park on Fire Tower Road. The Gunn Memorial Public Library and the Town of Yanceyville applied for a LSTA grant through the State Library. The Storywalk will connect kids and families with children's books as they stroll along the paved walkway. The Storywalk will also put engaging and educational books out into the community, providing fresh opportunities for kids to develop as readers. The library will provide, and rotate books displayed in the Storywalk every other month to provide robust reading readiness and literacy services.

Thursday, May 18<sup>th</sup> at 6:00pm the Town of Yanceyville will host the quarterly Joint Council meeting with Caswell County and the Town of Milton will be hosted by the Town on the meeting will convene in the Museum of Art.

Friday May 19<sup>th</sup>, 2023, from 10:30am- 6:30pm the Town along with the Caswell County Solid Waste Department will be hosting a County-wide Shred Day located at Pavilion Stage. A food truck will be available during lunch.

**Item 8: Town Attorney Report- Lee Farmer**

a) American Rescue Plan Policies

Record Retention Policy : Documents created or Maintained pursuant to the ARP/CSLFRF Award  
Mayor Foster asked Town Council for a motion. Councilman Tatum made a motion to approve the Record Retention Policy : Documents created or maintained pursuant to the ARP/CSLFRF Award The motion was seconded by Councilman Massey and passed with a unanimous vote.

Non- Discrimination Policy Recitals

Mayor Foster asked Town Council for a motion. Councilman Tatum made a motion to approve the Non- Discrimination Policy Recitals. The motion was seconded by Councilman Massey and passed with a unanimous vote.

Policy for Allowable Costs and Cost Principles for Expenditure of American Rescue Plan Act Coronavirus State and Local Fiscal Recovery Funds by North Carolina Local Governments

Mayor Foster asked Town Council for a motion. Councilman Massey made a motion to approve the Policy for Allowable Costs and Cost Principles for Expenditure of American Rescue Plan Act Coronavirus State and Local Fiscal Recovery Funds by North Carolina Local Governments. The motion was seconded by Councilman Tatum and passed with a unanimous vote.

Conflict of Interest Policy- Applicable to Contracts and Subawards of the Town if Yanceyville Supported by Federal Financial Assistance

Mayor Foster asked Town Council for a motion. Councilman Tatum made a motion to approve the Conflict-of-Interest Policy- Applicable to Contracts and Subawards of the Town if Yanceyville Supported by Federal Financial Assistance. The motion was seconded by Councilman Massey and passed with a unanimous vote.

Eligible Use Policy for the Expenditure of American Rescue Plant Act of 2021 Coronavirus State and Local Fiscal Recovery Funds by the Town of Yanceyville

Mayor Foster asked Town Council for a motion. Councilman Tatum made a motion to approve the Eligible Use Policy for the Expenditure of American Rescue Plant Act of 2021 Coronavirus State and Local Fiscal Recovery Funds by the Town of Yanceyville. The motion was seconded by Councilman Massey and passed with a unanimous vote.

\*All policies are attached

b) Town Water Tower Policy

Attorney Farmer indicated that there has been several inquiries regarding co locating antennas on the water tower. He noted that Town Council needed to provide direction to Administration regarding a policy/leasing agreement. Town Council ask that Administration draft a Water Tower Co-location Policy and bring back before Council.

c) Dillard School Apartments Bond Closing

Town Attorney Farmer indicated that all necessary documentation has been completed and submitted on behalf of the Town.

**Item 9: Closed Session G. S. 143-318.11 - Real Estate and Attorney Client Consultation**

Mayor Foster asked Town Council for a motion. Councilman Tatum made a motion to go into Closed Session General Statues 143-318.11 Real Estate and Attorney Client Consultation. The motion was seconded by Councilman Massey and passed with a unanimous vote.

After the Town Council returned from Closed Session, Mayor Foster asked for a motion to come out of Closed Session. Mayor Pro Tem Gwynn made a motion to come out of Closed Session. The motion was seconded by Councilman Tatum and passed with a unanimous vote.

Mayor Foster asked Town Council for a motion to return to Regular Session. Mayor Pro Tem Gwynn motion to return to Regular Session. The motion was seconded by Councilman Tatum and passed with a unanimous vote.

Mayor Foster noted that while in Closed Session, the Town Council addressed Real Estate regarding 1818 NC Highway 62 N, Yanceyville NC, 27379

Mayor Foster asked Town Council for a motion. Councilman Massey made a motion to approve the offer of \$525,000 for the sale 1818 NC Highway 62 N Yanceyville, NC and directed the Town Manager and Town Attorney to proceed with the closing on the property. The motion was seconded by Councilman Massey and passed with a unanimous vote.

**Item 10: Informal Discussion/Public Comment- Discussion & Comments must directly relate to agenda items**

None

**Item 11: Adjournment**

Mayor Foster asked the Town Council for a motion to adjourn. After no further discussion, Councilman Tatum made a motion to adjourn the May 2<sup>nd</sup>, 2023, Town Council Meeting. Councilman Massey seconded the motion that passed with a unanimous vote. The meeting ended at 7:18pm.

*Kamara Barnett, Town Clerk prepared the above minutes. They represent a brief description of those matters that were addressed at this meeting.*

Respectively Submitted:

---

Alvin Foster, Mayor

---

Kamara Barnett, Town Clerk

## **Item 6**



## ***Yanceyville Town Council Report May 2023***

### YWTP

- Collected Disinfection by Product (DBP) samples, which consisted of Trihalomethanes (THM) and Haloacetic Acids (HAA), on May 2<sup>nd</sup>. The running average levels are compliant.
- Total Organic Carbon (TOC) sample results have improved with the optimization of the Carbon feed system. TOC reduction is compliant with the state limitations.
- Staff collects distribution water quality samples throughout the week and collaborates with Public Works on specific hydrant flushing needs. Sample results have indicated compliance with parameters such as turbidity, iron, manganese, pH and bacteriological.
- Replaced one flash mixer drive motor for treatment chemical mixing at the water plant.

### YWWTP

- Following the repair of a malfunctioning decanting valve, the treatment system is operating correctly and is currently compliant with the permit limitations.
- Replaced bar screen rake ends on April 27<sup>th</sup>.
- Pumped and disposed of solids collected in the effluent treatment tank and the chlorine contact chamber.
- Collecting information on various options for mechanical bar screen replacement.

**Item 7**



**PLAN CONSISTENCY STATEMENT**  
**Proposed Amendments to Chapter 6 Signs, Yanceyville Zoning Ordinance**

As required by NCGS 160D-601(d) the Yanceyville Planning Board has reviewed text amendments to Chapter 6 Signs, of the Yanceyville Zoning Ordinance and provides this Consistency Statement. The Planning Board recommends adoption of the proposed amendments to Chapter 6, Signs, of the Yanceyville Zoning Ordinance and associated edits to the Zoning Ordinance text. The context for certain of these amendments is the development of a casino in Danville, Virginia . Demand is anticipated for off -premise advertising signs at various locations within the Town’s zoning jurisdiction, particularly the Highway 86 corridor. The Planning Board agrees that existing off-site advertising signs, all located in the Highway Business district, should be allowed to remain. Consistent with zoning practice under such conditions, they will be allowed to remain as nonconforming signs under the conditions established in Section 6-24. However, no new off-premise advertising signs will be permitted.

Additional proposed amendments consist of updated and expanded definitions of various sign types and definitions.

The proposed amendments are consistent with Yanceyville’s **Comprehensive Land Use Development Plan 2022-2036** as follows

Policy 1-5. Clarify Zoning Ordinance and Map - These amendments will provide greater understanding and distinction of sign types and applicable sign regulations.

Map No. 1- NC Highway 86 Corridor – North Segment - This area is identified in the Plan as a focus area for the Town. Controlling proliferation of off-premise advertising will give the Town more control of development in the corridor.

Additionally, in response to the question cited in the Plan “what do you like most about the Town of Yanceyville?” the top-rated response was “small town atmosphere.” Prohibiting additional off-premise advertising, as many towns have done, will help maintain this community character.

This motion adopted this the 22<sup>nd</sup> day of May, 2023 by the Town of Yanceyville Planning Board to be submitted to the Yanceyville Town Council.

## CHAPTER 6. SIGNS

### DIVISION I. IN GENERAL

#### Sec. 6-1. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Sign – Any words, lettering, parts of letters, pictures, figures, numerals, phrases, sentences, emblems, devices, design, trade names or trademarks by which anything is made known, such as the designation of an individual, a firm, an association, a profession, a business, a commodity or product, which is visible from any public way and used to attract attention. (Ord. of 8-27-87, art. VI, § 2)

A-Frame or Sandwich Sign - A pedestrian-oriented temporary/movable sign that sits on the grade located proximate to the primary entrance of a non-residential use whose products or services are being advertised. The sign is composed of two boards set up in a triangle shape hinged at the top and shall be self-supporting. The sign shall be equipped with supports to ensure it remains stable in normal wind conditions.

Electronic Sign - A sign designed where a portion of the sign area uses fixed or changing light emitting diodes (LEDs), fiber optics, light bulbs, or other illumination devices within the electronic display panel to display a message or messages in text and/or image. The electronic display panel for a changeable copy electronic sign generates a sequence of messages with the rate of change electronically programmed and can be modified by electronic processes. Time/temperature signs are not considered electronic message signs.

Freestanding Sign/Pole Sign - A sign which is attached to or anchored in the ground with one or more supports that are not part of a building or other structure and with open space between the bottom of the sign face area and the grade beneath it. ~~on its own support and stands alone and is not attached to any other building or structure.~~

Flashing Sign. A sign with an intermittent or sequential flashing light source used primarily to attract attention. Flashing signs do not include electronic signs.

Ground Sign/Monument Sign - Any sign, other than a pole sign, that is attached directly to the ground by means of a supporting system comprised of a solid pedestal, or other bracing system where there is no open space between the bottom of the sign face area and the ground. Ground signs are configured so that the base of the sign support structure is at least as wide as the sign face area. Ground signs may also be referred to as “pedestal” signs or “monument” signs. ~~Ground Sign – A sign which extends from the ground, or has support which places the bottom of the sign less than two feet from the ground.~~

**Off-Premise Advertising Sign (Billboard) - A sign that is not located on the property of the business, commodity, entertainment or service which it advertises.**

~~Outdoor advertising sign (Billboard) – A sign which advertises an establishment, service, commodity, goods or entertainment sold or offered on premises other than that on which the sign is located. ”~~

**Pole banner sign** - A sign consisting of a flexible banner or similar material (i.e., plastic, vinyl, etc.) secured to a single permanent pole.

**Projecting sign** - A sign attached to and mounted on a building and extending beyond the building to which it is attached at a right angle, i.e. perpendicular to the building.

**Suspended Sign – A sign that is suspended from the underside of a principal building’s overhang or canopy that is intended for view by pedestrians or patrons already on a site. The sign may be parallel or perpendicular to the building wall. A sign that is not suspended from a canopy or overhang of a building is not a suspended sign.**

~~An attached sign that is suspended from the underside of a horizontal plane surface or arm and is supported by such surface. Examples of suspended signs are canopy or marquee signs.~~

**Temporary Sign** - A non-electrified sign or banner placed on property in conjunction with an event of short duration and which sign is to be removed after the end of the event. If a sign structure is permanent but the message changes periodically, that sign shall not be regarded as temporary.

**Wall sign** – A sign that is attached to or painted on the wall of any building and completely in contact with the building throughout its greatest dimension, which does not extend beyond the main wall of the building more than fifteen (15) inches. A painted work of art or mural is not considered a wall sign.

**Window Sign** - A sign which is painted on, affixed to, or designed to be visible through a window, excluding displays of merchandise.

## **Sec. 6-2. Purpose and scope.**

This chapter addresses the placement of signs within the town's jurisdiction for the following purposes: to promote traffic safety; to prevent business and advertising signs from conflicting with public safety signs; to ensure that permitted signs do not become a hazard or nuisance; to prevent the overcrowding of land; to facilitate fire and police protection; to protect and enhance the value of properties; to provide a pleasing overall environmental setting and good community appearance which is deemed vital to the continued economic attractiveness of the town; and to promote the public safety and welfare of the town. (Ord. No. 1-00, 2-1-00)

**Sec. 6-3. Sign compliance.**

- A. No sign shall be constructed, erected, modified, placed, maintained, or moved, except as authorized by this article.
- B. A zoning permit must be obtained before a sign is erected, modified, or moved on a zoning lot, unless otherwise provided in this Chapter.
- C. No sign shall be placed within a public right-of-way or within the sight triangle of a roadway intersection as would be determined by the state department of transportation, unless otherwise provided in this Chapter.
- D. Any sign authorized in this chapter is allowed to contain non-commercial copy in lieu of any other copy. (Ord. No. 1-00, 2-1-00)

**Secs. 6-4 Prohibited signs.**

The following signs are prohibited:

1. Any non-governmental sign which resembles a public safety warning or traffic sign;
2. Signs with animated, blinking, scrolling chasing, flashing or moving effects. **This does not include electronic signs as defined herein or time and temperature displays.**
3. Rotating or revolving sign
4. **Roof sign above the parapet of a building;**
5. **Off premise advertising signs, except for off-premise advertising signs established before 2023 (date of adoption of this amended chapter), which may be permitted to continue as a nonconforming use only in accordance with Section 6-24 Nonconforming Signs and G.S. 160D-912 "Outdoor Advertising."**

**Secs. 6-5 – 6-9 Reserved.**

**DIVISION II. SIGNS NOT REQUIRING A PERMIT**

**Sec. 6-10. Signs allowed without a permit.**

The following signs shall be exempt from regulation under this chapter, regardless of whether they may be considered "signs".

1. Commemorative tablets or signs, historical or memorial markers or monuments, erected by or with the permission of the county board of commissioners, town council or the state department of transportation;

2. Official traffic control or other government signs;
3. On-premises directional, instructional or warning signs provided they contain no commercial message except a business logo or name and do not exceed four square feet in area or 3 feet in height;
4. Flags, emblems, or insignia of corporate, political, professional, fraternal, civic, religious, or educational organizations;
5. Lights and decorations with no commercial message temporarily displayed on traditionally adopted civic, patriotic or religious holidays;
6. **Time and temperature signs limited to one freestanding sign bearing no advertising matter other than the name or logo of the business; permitted in addition to other freestanding signs on the property, provided the area requirements for freestanding signs are not exceeded and all sign height and setback requirements are met.**
7. Signs carried by people;
8. Signs located on the interior of buildings, courts, lobbies, stadiums or other structures which are not intended to be seen from the exterior of the structures.
9. Window signs painted on or attached to the interior of a window or glass door or inside a window.
10. Sandwich signs either at the doorway or in the parking lot of the business as long as they are folded and taken inside at the close of business and are put back outside when the business reopens.

**Sec. 6-11. Certain temporary signs allowed without a permit.**

7. The following temporary signs do not require a zoning permit, provided they are not placed within the public road right-of-way, **except as provided in Subparagraph 6 below**, nor attached to any natural or man-made permanent structure located within a public right-of-way, including without limitation, trees, utility poles, or traffic control signs in a public right-of-way; and conform to the standards and provisions of this section and other applicable parts of this chapter.
  1. Real estate signs. No real estate sign shall be placed **off the premises that is for sale** without the permission of the owner.
  2. Construction site and property improvement identification signs.
  3. Seasonal agricultural signs. Such signs may be erected for the purpose of advertising and directing potential patrons to the seasonal sale of agricultural products produced and offered for sale at bona fide farming operation. Seasonal agricultural signs may be erected not sooner than 30 days before the normal sales or harvest season and must be removed within 30 days after the normal sales or harvest season.

4. Temporary special event signs or banners indicating that an event such as an athletic event, fair, carnival, circus festival, air show, fund raiser, or similar event is to take place. Such signs may be erected no sooner than 30 days before the event and must be removed no later than seven days after the event. The town manager or designee shall be notified before such signs are erected so that an account can be kept of the time they are displayed.
5. Temporary on-premises signs or banners not covered in the foregoing category as long as such signs: (a) are not displayed for longer than 60 consecutive days, limited to 3 special events per 12-month period, (b) are limited to three per zoning lot, and (c) do not exceed 4 sq. ft in residential districts and 32 sq. ft in commercial/industrial districts. The town manager or designee shall be notified before such signs are erected so that an account can be kept of the time they are displayed.
6. **Temporary** signs erected in connection with elections or political campaigns. Political signs shall not be erected on private property without permission of the owner; shall not be erected before the established filing date for an election or allowed to remain longer than ten days after the election.
7. **Pursuant to G.S. 136-32(b), temporary signs erected in the right-of-way of the state highway system in connection with elections during the period beginning on the 30<sup>th</sup> day before the beginning date of "one-stop" early voting under G.S. 163-227.2 and ending on the 10<sup>th</sup> day after the primary or election day. Such signs:**
  - (a) **shall be no closer than three feet from the edge of the pavement of the road;**
  - (b) **shall not obscure motorist visibility at an intersection;**
  - (c) **shall not be higher than 42 inches above the edge of the pavement of the road; shall not larger than 864 square inches;**
  - (d) **shall not obscure or replace another sign; and**
  - (e) **shall not be illuminated****Any such sign remaining in the right-of-way more than 30 days after the end of the period prescribed in this subsection shall be deemed unlawfully placed and abandoned property, and a person may remove and dispose of such political sign without penalty.**
8. Yard sale sign. A sign not exceeding six square feet may be erected not sooner than two weeks before the event and must be removed not later than three days after the event.
9. Signs affixed to windows of vehicles displaying information on the terms of sale for said vehicles.
- B. Unless otherwise stated herein, temporary signs shall not exceed 4 square feet in residential districts and 32 square feet in area per sign face **in non-residential districts** or have more than one sign face per direction of travel or exceed six feet in height.

**Secs. 6-12– 6-14 Reserved.**

**DIVISION III. SIGNS REQUIRING A PERMIT**

**Section 6-15. Application for a Permit required.**

- A. A sign permit is required before any sign is displayed or erected unless this Article provides that no permit is required.
- B. An application for a sign permit must be filed with the Zoning Administrator on forms furnished by that department.
  - (1) The applicant must provide sufficient information to determine if the proposed sign is allowed under this code and other applicable laws, regulations, and ordinances.
  - (2) An application for a temporary sign must state the dates intended for the erection and removal of the sign, not to exceed 30 days.
- C. The application shall be accompanied by a fee set by the Town Council.
- D. The Zoning Administrator or designee must promptly process the sign permit application and approve the application, reject the application, or notify the applicant of deficiencies.
- E. The Town may revoke a sign permit if the Zoning Administrator determines that the sign is not being properly maintained or has been abandoned.

**Sec. 6-16. On-premises business identification and advertising signs.**

**The following sign types identify or advertise a business or service on the premises where they are located. They shall be considered an accessory use incidental to the principal land use.**

~~Considered accessory use — An on-premises sign identifying or advertising a business or service shall be an accessory use incidental to the principal land use.~~

- A. A-Frame, Sandwich or Sidewalk Sign - A pedestrian-oriented movable sign that sits on the grade located proximate to the primary entrance of a non-residential use whose products or services are being advertised. The sign shall be self-supporting and only visible during operating hours. Sidewalk signs are configured with a broader base than a top or are equipped with supports to ensure they remain stable in normal wind conditions.
- B. Freestanding Sign, Pole Sign - On-premises freestanding signs shall be permitted and shall comply with the following:
  - 1. Where Permitted. Freestanding, pole signs are permitted in the OI, HB, M-1 and M-2 districts.
  - 2. Area. The maximum area of all freestanding on-premises signs shall be 300 square feet. The area shall mean the surface area of a sign as computed in accordance with section 6-22.

3. **Height.** The maximum height of a freestanding on-premises sign shall be 30 feet. The height shall mean the height of a sign as determined in accordance with section 6-22 herein.
4. **Setback.** The minimum setback from the public right-of-way for an on-premise free standing sign is ten (10) feet.
5. **Number permitted.**
  - a. One freestanding on-premises sign shall be permitted per street frontage of a zoning lot.
  - b. A zoning lot with a freestanding sign (or two freestanding signs if fronting on two streets) is allowed the following additional types of signs: one wall sign and two additional signs in either the bench sign, ground sign or pole banner sign category.

C. **Ground Sign/Monument Sign -**

1. **Where Permitted.** Ground, monument signs are permitted in the OI, HB, M-1 and M-2 districts.
2. **Area.** The maximum area of a monument sign shall be one hundred (100) square feet. The area shall mean the surface area of a sign as computed in accordance with section 6-22.
3. **Height.** The maximum height of a ground or monument sign shall be twelve feet. The height shall mean the height of a sign as determined in accordance with section 6-23 herein.
4. **Setback.** The minimum setback from public right-of-way shall be ten (10) feet.
5. **Number permitted.**
  - a. One monument on-premises sign shall be permitted per street frontage of a zoning lot.
  - b. Businesses on a zoning lot with a monument sign (or 2 monument signs if fronting on two streets) are allowed one wall sign

D. **Electronic Signs**

1. **Electronic signs are permitted for non- residential uses within the H-B, M-1 and M-2 districts. In addition, electronic signs are also permitted in any district on the property of a cultural facility, primary or secondary, educational facility - university or college, government office/facility, park/playground, or place of worship.**
2. **Only one electronic sign per lot is permitted.**
3. **Each message or image displayed on an electronic sign shall be static for a minimum of eight seconds. Electronic signs shall not flash and shall have no animation or effects simulating animation or video.**

C. **Pole banner sign - Where permitted OI, B-1 and HB.** One flag, other than those exempt from regulation in Sec. 6-10 consisting of a flexible banner or similar material (i.e., plastic, vinyl, etc.) secured to a single permanent pole allowed for every 75' of lot frontage. Said flag shall not exceed 15 sq. ft. in area; and it shall be secured to single, permanent pole not exceeding 25' in height.

D. **Projecting sign – Where permitted OI, B-1 and HB.** One projecting sign attached to a building in a perpendicular fashion in any business district shall be permitted provided the business



does not have an area to place a freestanding sign. Ex: Downtown businesses that only have a sidewalk in front of their location. Projecting signs shall be acceptable as part of the overall allowed signage provided:

1. *Area.* The sign area shall not exceed six square feet per side and 12 square feet in total.
2. *Projection.* The signboard or bracket by which it is attached shall not project more than 36 inches from the wall.
3. *Height Above Ground.* No part of the sign shall hang lower than eight feet above the ground or pedestrian walkway.

*Mounting.* The sign is mounted, attached and maintained in a secure manner

- E. Wall signs - Wall signs are permitted on a zoning lot that has a freestanding sign or a ground/monument sign.
- F. Requirements for sign types in this Section shall be deemed complied with if signs provided for herein are specifically included as part of the sign plan approved as condition of, or pursuant to a special use permit. (Ord. No. 1-00, 2-1-00)

#### **Sec. 6-17. Home occupations.**

A home occupation shall be permitted one professional or announcement sign per dwelling unit not exceeding six square feet in area. (Ord. No. 1-00, 2-1-00)

#### **Sec. 6-18. Subdivision and multi-family development entrance signs.**

At any entrance to a residential subdivision or multi-family development, there may be not more than two ground signs to identify or identifying such subdivision or development. A single face of any such sign may not exceed 16 square feet, nor may the total surface area of all such signs located at a single entrance exceed 32 square feet. (Ord. No. 1-00, 2-1-00)

#### **Sec. 6-19. Industrial park entrance signs.**

At any entrance to an industrial park, there may not be more than two ground signs identifying the park. A single face of any such sign may not exceed 100 square feet, nor may the total surface area of all such signs located at a single entrance exceed 160 square feet. (Ord. No. 1-00, 2-1-00)

#### **Sec. 6-20. Off-premises directional signs**

Off-premises directional signs shall conform to the standards of this chapter and shall be considered in violation if they do not meet the provisions of this Chapter. An off-premises directional sign shall not exceed 32 square feet in area per sign face, or have more than one sign face per directional flow of traffic, or no more than two sign faces per sign structure, or exceed six feet in height. Not more than three off-premises directional signs shall contain directions to the same

business or activity. At the time the permit is applied for, the applicant shall provide written evidence of the owner's permission to place the sign on such property.

~~Sec. 6-21. Outdoor advertising signs.~~ (Entire section deleted)

**Sec. 6-21. Sign illumination.**

Signs must be effectively shielded to prevent beams or rays of light from being directed toward any portion of a traveled road, and must not be of such intensity or brilliance or glare or impair the vision of the driver of any motor vehicle or otherwise interferes with any driver's operation of a motor vehicle. No sign shall be so illuminated that it interferes with the effectiveness of or obscures an official traffic sign device or signal. All illuminated signs or structures shall be placed so as to prevent the light rays or illumination from being cast directly on any residence. (Ord. No. 1-00, 2-1-00)

**Sec. 6-22. Computations.**

The area and height of a sign shall be computed as follows:

(1) *Area of individual signs.* The area of a sign shall be computed by means of the smallest square, circle, rectangle, triangle or combination thereof which will encompass the extreme limits of the writing, representation, emblem, or other display, together with any material or color forming an integral part of the background of the display or used to differentiate the sign from the backdrop or structure against which it is placed, but not including any supporting framework, bracing, ornamental base or trim.

If the sign consists of more than one section or module, all of the area, including that between sections or modules, shall be included in the computation of the sign area.

(2) *Multi-faced signs—Computation of area.* For multi-faced signs, the sign area shall include all sign faces visible from any one point. When two identical sign faces are placed back to back so that both faces cannot be viewed from any point at the same time, and when the backs for such sign faces are part of the same sign structure and are not than 42 inches apart, the sign area shall be computed by the measurement of one of the larger faces.

(3) *Height.* Height shall be measured from: (i) the higher of the unaltered grade of the terrain of the sign location or (ii) the elevation of the grade of the road shoulder perpendicular to the sign, which ever is higher, to the uppermost part of the sign or sign structure, which ever is higher. (Ord. No. 1-00, 2-1-00)

**Sec. 6-23. Sign maintenance.**

All sign supports, braces, poles, wires and other appurtenances of the sign or sign structure shall be kept in good repair, maintained in a safe condition, and shall conform to the standards in this section and the

state building codes.

Maintenance of sign supports, braces, poles, wires and other appurtenances of the sign or sign structure and not the result of damage or destruction shall not require a zoning permit, provided the sign is not enlarged, moved, or altered in any manner which would create or increase a nonconforming condition.

A sign face shall be in a state of disrepair when more than 20 percent of its total surface is disfigured, cracked, ripped or peeling paint or poster paper, or any combination of these conditions.

No sign shall be allowed to stand with bent or broken sign facing, broken supports, loose appendages or struts.

No sign or sign structure shall be allowed to have weeds, vines or other vegetation growing on it and obscuring it from the road or highway from which it is intended to be viewed.

#### Sec. 6-24. Nonconforming signs.

##### A. Off premise advertising signs

**1. Off premise advertising signs (formerly outdoor advertising signs or billboards) are hereby made nonconforming within the zoning jurisdiction of the Town of Yanceyville as of \_\_\_\_\_, 2023. Off premise advertising signs in existence before such date may be permitted to continue as a nonconforming use, provided:**

- a. the signs and supporting structures may not be enlarged or moved to a different location;**
- b. the signs and supporting structures may be repaired or reconstructed without enlargement of square footage of the advertising surface area;**
- c. lights and/or other electric or electronic features may not be added;**
- d. a signed statement with the name and address of the owner and current lease for each sign shall be kept on file with the code enforcement officer;**
- e. they shall be subject to yearly inspections; and**
- f. they shall conform to applicable requirements set forth in Article 11 Outdoor Advertising of North Carolina General Statutes, Chapter 136.**

**2. If a nonconforming sign is damaged to an extent equal to or greater than 50% of the sign replacement cost, the sign shall be removed if repair or damage to the sign and structure exceeds 50% of value as determined by the criteria in 19A NCAC 2E.0225(f);**

B. Other nonconforming signs - All signs made nonconforming by this chapter, but which were lawfully established may continue provided that no such sign shall be:

- changed or replaced with another nonconforming sign except that copy may be changed on

- an existing sign;
- expanded;
- relocated except in conformance with the requirements of this chapter;
- reestablished after damage or destruction in excess of 60 percent of the fair market value immediately prior to the time of the damage or destruction;
- modified in any way which increase the sign's degree of nonconformity; or
- reestablished after the sign structure has been removed.

As soon as reasonably possible after the effective date of this amendment, the zoning administrator shall make every reasonable effort to identify all the nonconforming signs with the ~~county's~~ town's planning jurisdiction. (Ord. No. 1-00, 2-1-00)