

judgment, substantially secure the objectives of the standards or requirements involved.  
(Ordinance. No. 238, 6-4-96)

**8-25. Uses in area annexed.**

In every case where property becomes a part of the Town of Bayfield by annexation, the use district applied to the property must conform to the adopted Comprehensive Plan at the time of annexation.

(Ordinance. No. 238, 6-4-96)

**8-26. Town acceptance of land dedications.**

The approval of the final plat by the Town, acting under the provisions of this ordinance, will be deemed to constitute or affect a conditional acceptance by the Town of dedication of public right-of-way, other proposed public easements and public areas shown on the plat. The sole condition required to effect the acceptance will be proper recording of the final plat with the County clerk.

(Ordinance. No. 238, 6-4-96)

**8-27. Sign Regulations**

- (1) A sign shall not hereafter be erected, re-erected, constructed, or altered, except as provided by these sign regulations, and after a permit has been issued by the Land Use Administrator or other designated official. Existing signs are grand-fathered. In addition, the sign must conform with the following schedule of types of uses and classification of signs permitted.
- (2) Purpose and Intent–The purpose of this sign code is to regulate Town signage in the various land use areas in order to preserve and enhance the Town as an aesthetically attractive environment, preserve the historically and architecturally unique character, maintain scenic views, encourage signage that is compatible and appropriate with surrounding uses, lessen the confusion and visual clutter, and protect the public from unsafe signs.
- (3) The Land Use Administrator or authorized agent shall be authorized to grant approval of sign permits. Said approval shall be granted only after appropriate reviews have occurred and all provisions of the Sign Code met including payment of any required fees as adopted by the Town Board.
- (4) Procedures for new signs, re-erected signs or altered signs:
  - A. An application for a new sign permit shall be submitted by the sign owner and shall include the following information:
    1. Sign elevations (drawings, renderings or pictures) indicating height, overall dimensions, colors, materials, proposed copy, lettering detail form and illumination specification.
    2. A site plan indicating the height, location and overall dimensions for all existing and proposed signs on site.

3. Outline of building elevations showing all existing and proposed signs.
4. Sign permit fees as determined by separate resolution.

(5) Variance to Sign Regulations: When a variance is requested to the standards contained in the Sign Code, said request shall be heard and acted upon by the Planning Commission sitting as the Design Review Board. They authorize a variance if unique situations require a deviation from the provisions and that the purpose and intent of the Sign Code, as stated in Section 2, are not violated.

(6) Appeal—An appeal of any action pertaining to the Sign Code shall be heard and acted upon by Town Board following the procedures found in the LUC for variances.

#### (7) Classification of Signs

##### A. Type 1 – Identification Signs

1. Purpose: To identify premises, occupants of premises
2. Size: Two square feet maximum for each allowable sign.
3. Number: One for each street upon which the property faces.
4. Height: No higher than the roofline or parapet of the highest building on the premises.

##### B. Type 2 - Directional Signs

1. Purpose: To direct the flow of traffic in and out of drives, parking areas, or buildings.
2. Three square feet maximum per sign in residential and all other than commercial/industrial areas.
3. Number: Two for each premises upon which the sign is necessary, plus two for each street or road upon which each premises faces.

##### C. Type 3 – Business Signs:

1. Size: The total square footage per sign per premise shall not exceed one hundred fifty (150) square feet:
  - i. Freestanding Signs: Shall not exceed one hundred fifty (150) square feet and shall have a total height of no greater than twenty-five (25) feet. Such sign shall be set back from the right-of-way a minimum of fifteen (15) feet.

- ii. Ground Signs: Shall not exceed one hundred fifty (150) square feet and shall have a total height of no greater than twenty (20) feet above the level of the ground upon which the supports rest. Such sign shall be set back from the right-of-way a minimum of fifteen (15) feet.
  - iii. Wall or Marquee Signs: Only two (2) per establishment and shall not exceed two (2) feet above the top of the wall. The size shall not exceed that of one hundred (100) square feet of the building façade.
  - iv. Window Signs: Shall not exceed twenty-five (25) percent of the total square footage of window area, inclusive of all windows on the façade. The size shall not exceed a total of fifty (50) square feet.
2. Number: No one may utilize more than a total number of three (3) on-premise signs. Three (3) permanent signs per premises, building or location is allowed, whether they be freestanding, monument, window or wall signs.

#### D. Type 4 – Non-residential Identification

- 1. Purpose: To announce the name, location, sponsor or occupant of a building or premises of a public or semi-public agency, including public service organization
- 2. Size: Fifteen square feet maximum per sign.
- 3. Number: One sign per each street upon which the
- 4. Height: No higher than the roofline or parapet of the highest building on the premises.

#### E. Type 5- Temporary Signs

- 1. Purpose: To announce public and special events, special sale or grand opening or seasonal banner.
- 2. Size: Twenty square feet maximum per sign. Promotional signs advertising Town sponsored events such as the 4<sup>th</sup> of July or Heritage Days may be permitted to be located over public right-of-way. The size, location and method of erection of such signs shall be subject to approval of the Public Works Director.

#### (8) Exempt Signs

- a. Notices authorized by a court, public body or public safety official;

- b. Directional, warning or information signs authorized by federal, state, county or municipal government;
- c. Memorial/Historical plaques;
- d. The flag of a government or public institution, such as a school;
- e. Religious symbols and seasonal decorations within the appropriate public holiday season not to exceed sixty (60) consecutive days.
- f. Indoor signage. Allowed as long as not meant for outdoor viewing or use.

(9) Exempt from the permit requirements with the following conditions.

- a. Construction Signs—not exceeding nine (9) square feet in size. One allowed for each contractor. Such signs shall be removed prior to the issuance of Certificate of Occupancy.
- b. Political Signs-Signs six (6) square feet or smaller may be displayed for up to sixty (60) days before the sponsored political event or election, and must be removed no more than ten (10) days following the event or election.
- c. Real Estate Signs - Residential: One (1) per street frontage, no more than nine (9) square feet, including riders. Commercial: One (1) per four hundred (400) feet of street frontage, no more than thirty-two (32) square feet in size.
- d. Yard/Garage sale signs-Signs not exceeding six (6) square feet in area and two (2) feet in overall height, and which shall be removed within three (3) days of the yard/garage sale.
- e. General Information or Instruction Signs such as "Beware of Dog", "No Solicitation", "For Rent or Sale", "No parking". Signs shall not be larger than three (3) square feet per sign.

(10) Prohibited Signs

- a. Flashing Signs- Signs with lights or illumination that flash, move, rotate, scintillate, blink, flicker, vary in intensity, or use intermittent electrical pulsations.
- b. Billboards

**(11) Signs Allowed By Land Use**

Land Use Designation	Sign Types Allowed

<b>Residential</b> —Includes R-10,20,40, Multi-family, MHP, MHS	1, 2
<b>Public, semipublic</b> — Community Service	1, 2, 4, 5
<b>Mixed Uses</b> —Mill Street, Transition, Town Center	1, 2, 3, 5
<b>Business, Industrial</b>	1, 2, 3, 5

(12) Definitions

**Freestanding Sign:** A sign supported upon the ground by poles, pylons, braces or a solid base and not attached to any building. Freestanding signs include those signs otherwise known as "pedestal signs", "pole signs", "pylon signs" and "monument signs".

**Ground Sign:** Any sign attached to the ground, as contrasted to a "building" sign.

**Marquee Sign:** A sign attached to or mounted on top of a marquee.

**Wall Sign:** Any sign painted on, or attached to, an exterior wall.

**Window Sign:** Any sign, pictures, symbol or combination thereof, designed to communicate information about an activity, business, commodity, event, sale or service, that is placed within two feet inside a window or upon the window panes or glass and is visible from the exterior of the window.

**8-28. No Build-No Service Development Limit @ 7260 ft. elevation**

No development will be permitted above the elevation of 7260 ft. in the Town of Bayfield unless a waiver is granted by the Bayfield Town Board. This requirement is necessary in order to assure adequate water pressure for domestic and fire fighting purposes. In the event a request is made to develop above this elevation, an application for a waiver to this requirement shall be requested by the applicant. A completed letter of request for waiver shall be submitted with the following information to the Town of Bayfield:

1. A topographic map showing the proposed site.
2. The % of grade of the proposed site.
3. A plan for a cistern for emergency water supply.
4. A plan which designs a sprinkler system for any inhabited structure.
5. An access road design, indicating road width, road base, road surface, and percent of grade needed to access the proposed site. Generally, asphalt paving will be a requirement for any road access.