

81 **§34.3. No modifications**

82 **A. No special exceptions**

- 83 1. The standards in this Section 34 may not be modified by the Special Exception process
84 set forth in Section 36.H. of the Zoning Ordinance.

85 2. For treatment of signs allowed by a site plan [or comprehensive sign plan](#) approved by |
86 Special Exception before the effective date of this revised Section 34, see |
87 [§34.16.D](#)~~§34.16.D~~.

88 **B. No variances**

89 The standards in this Section 34 are not subject to variance under Section 36.E. of the
90 Zoning Ordinance.

305 **§34.9. Signs in public right-of-way or on other public property**

306 ~~To the extent that they are regulated by the Zoning Ordinance and related sign regulations, Only~~
307 the signs specified in this section are allowed in the right-of-way and no other private signs are
308 allowed there. To the extent that ~~the Arlington County Department of Environmental Services~~
309 ~~and/or~~ the Virginia Department of Transportation controls placement of signs or other objects
310 in a right-of-way, the applicable regulations of those agencies shall supersede this section.

311 **A. Permanent and temporary signs allowed**

312 The following signs shall be allowed in the public right-of-way in Arlington County or on
313 parks or other public property controlled by Arlington County:

- 314 ~~1. Signs conforming to the Manual of Uniform Traffic Control Devices or Arlington Way~~
315 ~~Finding Standards and bearing no commercial message;~~
- 316 ~~2.1.~~ Signs installed by employees or officials of Arlington County, or a state or federal
317 agency in the course of their governmental duties and bearing no commercial
318 message, including without limitation, signs conforming to the Manual of Uniform
319 Traffic Control Devices or Arlington Way Finding Standards;
- 320 ~~3. Signs installed by employees of Arlington County in the course of their governmental~~
321 ~~duties and bearing no commercial message;~~
- 322 ~~4.2.~~ Signs required by a state or federal statute or County ordinance;
- 323 ~~5.3.~~ Signs installed by public utilities in their rights-of-way or on their facilities and bearing
324 no commercial message other than ~~such a~~ message that is necessary to identify the
325 use;
- 326 4. Signs installed by a transit company with a franchise or other right to operate in
327 Arlington County, where such signs are installed along its routes and relate to current
328 or general schedules or other information about the transit route;

- 329 5. Signs attached to privately owned appurtenances or fixtures in the public right-of-way
330 where such appurtenances or fixtures and the signs for them are allowed by the terms
331 of the permit, encroachment or agreement issued or approved by The County and
332 by which they are installed;
- 333 6. Temporary signs or banners approved by the County as part of and incident to a
334 special event permit and placed in locations established by the County; such signs
335 shall be limited to messages related to the special event and its sponsors and shall be
336 removed within five business days after the end of such event;
- 337 7. ~~Additional~~ Signs in parks that relate to the use of the park one or more facilities
338 ~~(including temporary uses by particular entities or individuals),~~ provided that such
339 signs shall not be legible from any public right-of-way outside the park and such signs
340 shall bear no commercial message except one that relates to a lawful commercial
341 activity approved within the park or lawful temporary use of a facility within the park;
- 342 8. Signs for concessionaires and event sponsors inside stadiums or, arenas or at or
343 adjacent to ball fields or other such facilities. Signs ~~within located inside~~ an outdoor
344 facility, if such facility is located 400 feet or more from the nearest right-of-way, shall
345 be deemed not to be legible from such right-of-way even if they may be visible from
346 some locations outside the facility; ~~and~~
- 347 9. Sidewalk signs subject to the standards and conditions in §34.7.Q.; and
- 348 10. Signs giving the place name of a neighborhood established as a distinctive area by
349 custom and usage recognized throughout the County and/or direction to the location
350 of public facilities in the neighborhood may be displayed in such neighborhood or
351 community or at not more than four (4) entrances thereto:
- 352 (a) No such sign shall exceed an overall height of eight (8) feet nor have an area
353 exceeding twenty (20) square feet;
- 354 (b) The overall area of the sign structure shall not exceed one hundred (100) square
355 feet;
- 356 (c) The signs shall be made from durable materials and be of a design that
357 harmonizes with the surrounding structures and natural features and give notice
358 without creating harm to traffic safety by either its placement, bulk, or visual
359 characteristics; and
- 360 (d) Such signs shall be installed by the County; where such signs are to be placed on
361 private property, it is the responsibility of the association or persons requesting
362 such signs to provide to the County authorization legal documents necessary to
363 provide easements for the signs in a form acceptable to the County.

364 **B. Banner systems allowed**

365 The County Board may authorize the County Manager to place, and, upon such
366 authorization the County Manager may place, or cause to be placed, banners or banner
367 systems in the public right-of-way in areas designated for revitalization or redevelopment
368 on the County's General Land Use Plan ~~as special revitalization areas~~. Such banners or
369 banner systems shall be authorized only after findings by the County Board that the
370 proposed banners would not adversely affect traffic safety to a significant degree and that
371 the proposed banners would not result in clutter that would adversely affect the

appearance or character of the surrounding neighborhood. The County Board ordinance will determine specific designs, locations and physical characteristics of ~~for groups of signs~~ the banners for a designated area, including the size ~~of banners~~; standards relating to maintenance, removal and replacement; and the length of time for which the banners may be displayed. The messages on these banners shall be government speech, determined by the County Board or, if authorized by the Board, by the County Manager. ~~Authorizations granted by the County Board for such signs prior to the effective date of this revised Section 34 shall remain in effect after such effective date in accordance with their terms.~~

C. Temporary signs placed by private parties

Temporary signs installed by private parties shall be allowed only in accordance with ~~and only in accordance with~~ this section.

1. Lighting

Such signs shall not be lighted.

2. Location

Such signs may be placed only on that portion of the public right-of-way adjacent to a street, road, highway or sidewalk but not on utility poles or trees, landscaped beautification areas, traffic circles ~~or~~, control devices ~~or~~, signs, or any paved portion of a pedestrian refuge area, nor shall such signs be placed on or adjacent to any other public lands such as school sites, recreation fields, parks, and parkways.

~~3. Number at one location~~

~~To limit clutter, no person, establishment or other entity shall place or have more than two one sign within 150 feet of any intersection.~~

~~4.3. Identification~~

Each such sign shall bear a clear identification of the establishment, person or other entity placing the sign or causing it to be placed; any sign that lacks such identification shall be considered a violation of this provision, regardless of whether it conforms with the other requirements of this provision. The person or other entity named on the sign shall be responsible for placement of such sign in accordance with this Section 34.

~~5.4. Type 1 (real estate and other commercial and noncommercial) temporary signs~~

(a) Type 1 signs are limited to 1.5 square feet in size and a height of 3 feet;

(b) Type 1 signs may be displayed only from sundown on Friday to sundown on Sundays and ~~from on legal sundown the night before a legal holiday to sundown on that holiday~~ holidays;

(c) Type 1 signs may bear any noncommercial message or a commercial message providing directions to the location of a commercial activity lawfully conducted within one-half mile of the site of the sign; for purposes of this paragraph only, the offering of real or personal property for sale, rent or lease shall be considered a commercial activity conducted at the location of the property; and

~~(d)~~ To limit clutter, no more than one sign may be placed for any business activity person, establishment, candidate, political issue or ticket or other entity shall place or have more than one sign in any street intersection.

415
416
417
418
419
420
421
422
423
424
425
426
427
428
429
430

~~6-5.~~ Type 2 (noncommercial) temporary signs

- (a) Type 2 signs are limited to 4.5 square feet in size and a height of 3 feet;
- (b) Type 2 signs may bear only noncommercial messages;
- (c) Type 2 signs may be displayed up to 31 consecutive days before an election called by a duly constituted governmental body, including all primaries, which signs shall be removed within five (5) days after the election to which they pertain; ~~and~~
- ~~(e)(d) To limit clutter, no more than two signs shall be placed for any person, establishment, candidate, political issue or ticket or other entity shall place or have more than two signs in any median strip.~~

D. Other signs

~~If any sign other than those allowed by this section and/or by an encroachment agreement or permit granted by the Arlington County Department of Environmental Services is placed in, on or over the public right of way, it shall be deemed abandoned and may be removed and disposed of by the County without notice or other process. Removal of the sign by the County will not eliminate the violation that occurred from the placement of the sign; the County may separately pursue available penalties and remedies for such violation.~~

1037
1038
1039
1040

17. Median strip. A portion of the median that is surrounded by a continuous curb, or where no curb exists, is bordered by a curb cut, street, street intersection, sidewalk, utility or planting strip.