

ORDINANCE NO. 2021 - 20
TO AMEND THE CITY OF CULLMAN ZONING ORDINANCE

SECTION I. PURPOSE. The purpose of this Ordinance is to modify, amend, or delete portions of the current Zoning Ordinance.

SECTION II. (1) of Section 62-8. – Transitional Rules of the Code of Ordinances City of Cullman, Alabama, is hereby deleted in its entirety and replaced with the following:

- (1) If development, for which a subdivision plat or building permit was approved prior to the effective date of this Ordinance, fails to meet any time frames in effect for that development at the time of approval, then the approval expires (unless a subdivision has received final plat approval and the final plat has been recorded prior to the passing of this Ordinance); and future development is subject to these Regulations.

SECTION III. The following definitions of Section 62-23. - Definitions of the Code of Ordinances City of Cullman, Alabama, are added as follows:

Place of Worship means a dedicated area for religious worship or meditation.

SECTION IV. The following definitions of Section 62-23. - Definitions of the Code of Ordinances City of Cullman, Alabama, are hereby deleted and replaced with as follows:

Drive-In Restaurant means an establishment where food and drink may be ordered from and delivered to an automobile for consumption primarily on-premises.

Drive-Thru Restaurant means an establishment where food and drink may be, both, ordered from and delivered to an automobile for consumption off-premises or ordered and consumed within the principal building.

SECTION V. (2)(b) Dumpsters of Section 62-40 of the Code of Ordinances City of Cullman, Alabama, is hereby deleted in its entirety and replaced with the following:

- (2) The dumpster must be placed on a concrete pad at least 12 feet wide, 12 feet long and six inches thick and must be screened in accordance with §9.03 Screening. Pad must also have appropriate backstop in place (minimum of 8” curb along back perimeter) to protect from damages. If fencing is installed, a minimum opening width of 12 feet is required.

SECTION VI. Table 4-1: Uses Permitted in Residential Districts (Article IV) of Section 62 of the Code of Ordinances City of Cullman, Alabama, is hereby deleted in its entirety and replaced with the following:

<i>Table 4-1: Uses Permitted in Residential Districts</i>				
	R-1	R-2	R-3	R-4
Residential Uses				
Accessory dwelling, see section 62-94		SE	P	P
Caretaker dwelling	SE	SE	SE	SE
Duplex			P	P
Single-family dwelling, attached, see section 62-93			P	P
Single-family dwelling, detached	P	P	P	P
Multifamily dwelling, more than 4 units per building				P
Quadplex				P
Triplex				P

Day care facilities				
Child or adult day care center		C	C	C
Child day care group home (7—12 children)		C	C	C
Child day care home (up to 6 children)	C	P	P	P
Residential care facilities				
Assisted living facility				C
Emergency care home (see section Code of Ala. 1975, § 11-52-75.1)				P
Family care home (see section Code of Ala. 1975, § 11-52-75.1)			C	P
Independent living facility (up to 6 residents)			C	P
Independent living facility (more than 6 residents)				P
Nursing care facility				C
Transitional care home				C
Other nonresidential uses				
Amateur radio tower	P	P	P	P
Bed and breakfast, see section 62-95	C	C	C	C
Boarding house, see section 62-96			C	P
Cemetery	C	C	C	C
Golf course	C	C	C	C
Home occupation, see section 62-99	SE	SE	SE	SE
Institutional use, low intensity	C	C	C	C
Institutional use, medium intensity	C	C	C	C
Place Worship, Low Intensity	C	C	C	C
Place of Worship, Medium Intensity	C	C	C	C
Parks, playgrounds and nature preserves	C	C	C	C
Public buildings	C	C	C	C
Public utility facility	P	P	P	P
Recreation facility, public	C	C	C	C
Residential (country) club	C	C	C	C
Short-term rentals, subject to section 62-103		P	P	P
Small cell facilities	SE	SE	SE	SE
Telecommunications tower, see section 62-105	C	C	C	C

P — The use is permitted by right.

SE — Special exception, requires approval by the zoning board of adjustments per section 62-184.

C — Conditional use, requires approval by the planning commission per section 62-172.

A blank cell indicates the use is not permitted.

SECTION VII. Table 5-1: Uses Permitted in Nonresidential Districts (Article V) of Section 62 of the Code of Ordinances City of Cullman, Alabama, is hereby deleted in its entirety and replaced with the following:

Table 5-1: Uses Permitted in Nonresidential Districts
<p>P —The use is permitted by right.</p> <p>E —The use is permitted by right, if existing as of the effective date of the ordinance from which this chapter is derived. New construction of the use is prohibited.</p> <p>SE —Special exception, requires approval by the ZBA per section 62-184.</p> <p>C —Conditional use, requires approval by the commission per section 62-172.</p>

A blank cell indicates the use is prohibited in the district.

Uses	B-1	B-2	B-3	CBD	INST	M-1	M-1P	M-2
Commercial Uses								
Ambulance service	P	P	P	C				
Alternative financial service (with no outdoor storage), see section 62-91	P	P	P	P				
Alternative financial service (with outdoor storage), see section 62-91		P	P					
Automobile repair, major	C	P	P					
Automobile repair, minor	P	P	P	P				
Business or professional office	P	P	P	P				
Business support service	P	P	P	P				
Car wash	P	P	P					
Construction service, major		P	P			C	C	C
Construction service, minor		P	P			C	C	C
Farm support business	C	P	P					
Funeral home	C	P	P	C	C			
Home occupation	P	P	P	P				
Maintenance service	C	P	P					
Medical clinic	P	P	P	P	C			
Mini-storage facility		C	C					
Outdoor storage			C			P	P	P
Parking, commercial	P	P	P	P	C	P		P
Pawn shop	P	P	P	P				
Printing service	P	P	P	P				
Repair service		P	P	P				
Research laboratory	C	P	P	P		P	P	P
School, commercial		P	P	P	C			
Studio	P	P	P	P				
Truck stop			C					
Wholesaling, beer or wine			P			P	P	P
Wholesaling establishment		P	P	P				
Day Care Facilities								
Child or adult day care center	P	P	P	P	P			
Child day care center accessory to a permitted business	P	P	P	P	P	P	P	P
Adult day care home	P							
Child day care group home	P							
Child day care home	P							
Institutional Use								
Low intensity	P	P	C	P	P	C	C	C
Medium intensity	P	C	C	C	P	C	C	C
High intensity	C	C	C	C	P	C	C	C
Place of Worship	P	P	P	P	C	C	C	C
Animal shelter			C		C			
Cemetery		C	C		C			
Hospital		C	C	C	C			
Lodging Uses								
Bed and breakfast, subject to section 62-95	P			P				
Hotel		P	P	P				
Motel		P	P					
Short-term rental, subject to section 62-103	P	P	P	P				
Manufacturing and Industrial Uses								
Bakery, major						P	P	P

Heavy industry						C	C	C
Industrial training center						C	C	C
Junkyard, subject to section 62-100		C	C					
Laundering plant						C	C	C
Manufacturing, general						C	C	C
Manufacturing, light						P	P	P
Recycling center		C	C					
Recycling plant						C	C	C
Warehousing and distribution center						P	P	P
Personal Services								
Laundry services	P	P	P	P				
Personal services	P	P	P	P				
Tattoo facilities, subject to section 62-104			P					
Veterinary hospital, with no outside boarding	C	P	P	C				
Recreation and Entertainment								
Entertainment, indoor	P	P	P	P				
Entertainment, outdoor	C	C	C	C				
Golf course	P	P	P					
Parks, playgrounds and nature preserves	P	P	P	P	P			
Recreation, commercial	C	C	C	C				
Recreation facility, public	C	C	C	C	C			
Residential Care Facilities								
Assisted living facility	P	P	P		C			
Independent living facility	P	P	P					
Nursing care facility	P	P	P		P			
Residential Uses								
Caretaker dwelling	P	P	P	P				
Duplex	E	E	E	E		E		E
Multifamily dwellings (more than 4 units per bldg.)	C	C	C	C				
Quadplex	E	E	E	E		E		E
Single-family attached, subject to section 62-93	E	E	E	E		E		E
Single-family detached	E	E	E	E		E		E
Triplex	E	E	E	E		E		E
Upper-story dwellings, subject to section 62-106	P	P	P	P				
Restaurant								
Brew pub, see chapter 4, City Code, Alcoholic Beverages				P				
Fast food restaurant	P	P	P	C				
Pick-up and delivery only restaurant	P	P	P	P				
Standard restaurant	P	P	P	P				
Standard restaurant with accessory alcohol sales, see chapter 4, City Code, Alcoholic Beverages	C	P	P	P				
Retail								
General, up to 10,000 s.f.	P	P	P	P				
General, larger than 10,000 s.f.	E	P	P	P				
Bakery, minor	P	P	P	P				
Bank	P	P	P	P				
Building supply	C	P	P	C				
Gas station	C	P	P	C				
Heavy equipment and vehicle sales, rental and service						C	C	C
Liquor sales for off-premises consumption, see chapter 4, City Code, Alcoholic Beverages	C	P	C	C				
Specialty beverage store, see chapter 4, City Code, Alcoholic Beverages	P	P	P	P				

Specialty wine and beer establishment, see chapter 4, City Code, Alcoholic Beverages	P	P	P	P				
Tobacco, vape store	P	P	P	P				
Unenclosed retail		C	C					
Vehicle and equipment sales, rental and service		C	P	C				
Vehicle sales, rental and service	C	C	P	C				
Telecommunications and Utilities								
Public utility facility	P	P	P	P	P	P		P
Small cell facilities	P	P	P	P	P	P		P
Telecommunication tower, see section 62-105	C	C	C	C	C	P		P

SECTION VIII. Table 6-1: Uses Permitted in Agricultural Districts of Section 62-82 of the Code of Ordinances City of Cullman, Alabama, is hereby deleted in its entirety and replaced with the following:

<i>Table 6-1: Uses Permitted in Agricultural Districts</i>		
	AG-1	AG-2
Residential Uses		
Accessory dwelling units, subject to section 62-94	P	P
Caretaker dwelling	P	P
Manufactured home park	C	C
Single-family, detached	P	P
Day Care Facilities		
Child day care group home	P	P
Child day care home	P	P
Residential Care Facilities		
Emergency care home	P	P
Family care home	P	P
Transitional care home	C	C
Agricultural and Other Nonresidential Uses		
Amateur radio tower	P	P
Bed and breakfast, subject to section 62-95	C	C
Boarding house, subject to section 62-96	C	C
Campgrounds	C	C
Cemetery	C	C
Golf course	C	C
Home occupation, subject to section 62-99	P	P
Farm support business	C	C
Fish hatcheries	P	P
Kennel	C	C
Institutional use, low intensity	C	C
Institutional use, medium intensity	C	C
Place of Worship	C	C
Livestock farm	P	P
Parks, playgrounds and nature preserves	C	C
Public buildings	C	C
Public utility facility	P	P
Recreation facility, public	C	C

Residential (country) club	C	C
Short-term rentals, subject to section 62-103	C	C
Slaughterhouse	C	C
Stockyard	C	C
Small cell facilities	P	P
Telecommunications towers, subject to section 62-105	P	P
Veterinary hospital, with inside or outside boarding	C	C
<p>P — The use is permitted by right. E — The use is permitted by right, if existing as of the effective date of the ordinance from which this chapter is derived. New construction of the use is prohibited. SE — Special exception, requires approval by the zoning board of adjustments per section 62-184. C — Conditional use, requires approval by the planning commission per section 62-172. A blank cell indicates the use is not permitted.</p>		

SECTION IX. (f) (1) c. Additional Provisions of Section 62-85 of the Code of Ordinances City of Cullman, Alabama, is hereby deleted in its entirety and replaced with the following:

c. A reduction in the amount of open space or land designated for commercial use by more than five percent but less than 10% but in no case shall be less than the minimum amount defined in Table 6-5 of PUD Development Standards.

SECTION X. Table 6-5: PUD Development Standards of Section 62-85 of the Code of Ordinances City of Cullman, Alabama, is hereby deleted in its entirety and replaced with the following:

Table 6-5: PUD Development Standards				
Min. Setback from PUD Boundary			15 ft	
PR-1	PR-2		PM-1	PM-2
Max. Residential Density	6 du/acre	9 du/acre	12 du/acre	16 du/acre
Min. Common Open Space	10%	15%	20%	15%
Min. Land Area Designated for Commercial Uses	n/a	n/a	40%	50%
Min. front yard setback	25 ft	25 ft	25 ft	25 ft
Along arterial	15 ft	15 ft	10 ft	10 ft
Along collector	15 ft	10 ft	0 ft	0 ft
Along local street				
Minimum Building Separation for Attached and Multifamily Dwellings				
Front to front; Front to back; back to back			40 ft	
Front to end, Back to end			20 ft if end wall is unpierced 30 ft if end wall is pierced	
End to end			15 ft if end wall is unpierced 25 ft if end wall is pierced	
Any other situation			15 ft	

SECTION XI. (j) Open Space Standards of Section 62-85 of the Code of Ordinances City of Cullman, Alabama, is hereby deleted in its entirety and replaced with the following:

(j) *Open space standards.* Common open space must be provided in each PUD land use district in the amounts shown in Table 6-5. No designated common open space may be subdivided in the future, nor may it be reduced in area or used for any purpose other than those permitted as listed above unless approved through an amendment to the MDP.

(1) The following are excluded from calculation of common open space:

- a. Land within individual lots.
- b. Land encumbered by any substantial structure, enclosure or parking facility.
- c. Land within eight feet of any building.
- d. Land within a roadway, except a median that is at least 50 feet wide at its narrowest point and is designed for use as a recreational space.
- e. Land to be used as or be in any required drainage area or easement.

(2) Maintenance provisions must be included in the PUD’s Declaration of Covenants, Conditions and Restrictions, consistent with §3.07 Common Open Spaces and Facilities, for all common open spaces not left in a natural state. This includes, but is not limited to, circumstances where the developer no longer has ownership or an association of homeowners has disbanded. Common open space dedicated to the City or other governmental agency for operation and maintenance may not be for the exclusive use of the residents or patrons of the PUD.

(3) The area of common open spaces in each development phase must meet the requirements in Table 6-5 unless otherwise expressly approved as part of the MDP.

SECTION XII. (b) (4) of Section 62-112. – Off-Street Parking of the Code of Ordinances City of Cullman, Alabama, is hereby deleted in its entirety and replaced with the following:

Shared and Joint Parking. A joint parking area may contain required parking spaces for more than one use, provided the combined number of spaces complies with the parking for all uses. If the combined uses will use the same spaces at different times, the spaces may be credited to each separate use. The applicant must present a joint parking agreement; and, if sharing the same spaces, a time schedule for allocation of the spaces.

SECTION XIII. Table 8-1: Required Off-Street Parking Spaces by Use of Section 62-112 of the Code of Ordinances City of Cullman, Alabama, is hereby deleted in its entirety and replaced with the following:

Table 8-1: Required Off-Street Parking Spaces by Use	
Agricultural Uses	
Farm	1 per 1.5 employees
Farm Stand	1 per 350 sf of retail floor area
Farm Support Business	1 per 1.5 employees, plus 1 per company vehicle
Stable	1 per 4 persons of occupancy load plus 1 per 1.5 employees
Residential Uses	
Accessory Dwelling	1 per DU
Assisted Living Facility	1 per 4 residents plus 1 per employee
Boarding House	1 per BR
Duplex	2 per DU
Independent Living Facility	1 per 2 DUs plus 1 space per employee
Manufactured Home	2 per manufactured home in a manufactured home park
Multifamily Dwellings	1 per studio or 1-BR unit; 1.5 per 2-BR unit; 2.0 per 3+ BR unit
Single-family Dwelling	2 per DU
Institutional Uses	
Club, Private	1 per 200 sf of non-storage and non-service floor area
Community Center	1 per 400 sf of GLA
Country Club	1 per 4 persons of occupancy load
Day Care Center	1 per employee, plus 1 stacking or parking space per 8 persons enrolled of occupancy load
Group Care Home	1 per 4 beds plus 1 per employee

Hospital	1 per 2 patient beds plus 1 per emergency room bed plus 1 per employee
Library	1 per 500 sf of GLA
Nursing Care Facility	1 per 4 beds plus 1 per employee
Place of Assembly	1 per 4 seats in the main assembly space
Public Facility	1 per 400 sf of GLA
Rehabilitation Facility	1 per 4 beds plus 1 per employee
School, College or University	as determined by the Commission
School, Elementary or Junior High/Middle	1 per classroom, plus either 1 per employee or 1 per 4 seats in the main assembly space (whichever is greater)
School, High	1 per 8 students of occupancy load, plus either 1 space per classroom or 1 per 4 seats in the main assembly space (whichever is greater)
Commercial Uses	
Automobile Dealership	1 per 200 sf of interior sales area plus 1 per 4,000 sf of outdoor display area plus 1 stacking space per service bay
Automobile Parts Store	1 per 400 sf of GLA plus 1 per employee
Automobile Rental Establishment	1 per 400 sf of GLA plus 1 per rental vehicle
Automobile Repair Service	1 per employee plus 2 stacking spaces per service bay plus 1 per company vehicle
Bank (no drive-thru)	1 per 350 sf of GLA
Bank (drive-thru only)	1 per 2 employees plus 3 stacking spaces per teller
Bank (with drive-thru)	1 per 350 sf GLA plus 3 stacking spaces per teller
Barber or Beauty Shop	1.5 per chair
Bed and Breakfast	1 per guest bedroom plus 2 spaces
Bowling Alley	2 per bowling lane
Call Center, Telemarketing Office	1 per 150 sf of GLA or 1 per employee, whichever is greater
Car Wash (full service or automated)	1 per employee plus 4 stacking spaces per bay
Car Wash (self-service)	3 stacking spaces per approach lane plus 2 drying spaces per stall
Clinic	6 per practitioner
Commercial School	1 per 3 students of occupancy load plus 1 per employee
Dry Cleaning Pick-Up	1 per 300 sf of GLA
Funeral Home	1 per 1 employee plus 1 per 4 seats of occupancy load plus 1 per company vehicle
Furniture Store	1 per 600 sf of GLA
Service Station	2 per service bay plus 1 per company vehicle plus 1 per employee plus 1 stacking space per fuel island
Gas Station / Convenience Store	1 per 300 sf of GLA plus 1 stacking space per fuel island
General Retail Business	1 per 300 sf of GLA
Home Improvement or Appliance Store	1 per 500 sf of GLA
Hotel or Motel	1 per room plus 1 per employee
Laundromat	1 per 2 washing machines
Mini-warehouse	5 spaces (adjacent to leasing office, if any)
Office, business or professional	1 per 400 sf of GLA
Movie Theater	1 per 3 seats
Outdoor Recreation	3 per hole
Golf Course:	1 per hole
Miniature Golf:	1 per tee
Golf Driving Range:	1 per 4 persons of occupancy load
Other:	
Pool Hall	2 per 3 tables
Restaurant, Pick-up and delivery only	1 per employee plus 1 per 350 sf of GLA
Restaurant, Drive-in	1 per ordering station plus 1 per employee
Restaurant, Drive-thru	1 per 2 seats of occupancy load plus 4 stacking spaces per drive-thru window
Restaurant, Standard	1 per 2 seats of occupancy load
Shopping Center Complex	6 for each 1,000 sf of total floor area of all buildings in the complex, excluding mechanical and storage areas
Unenclosed Retail	1 per 600 sf of display area plus 1 per employee
Veterinary Hospital	1 per 300 sf of GLA
Industrial Uses	
General Industry and Manufacturing, Research Laboratory and similar uses	1 per 1,000 sf of GLA

Warehouse, distribution and wholesale Business	1 per 1 employee plus 1 per company vehicle but not less than 1 per 500 sf of GLA
Any use otherwise not specified	1 per 200 sf of floor area

SECTION XIV. Table 8-2: Typical Shared Parking Demand by Use and Time of Day of Section 62-112 of the Code of Ordinances City of Cullman, Alabama, is hereby deleted in its entirety.

SECTION XV. Table 9-1: Buffer Requirements by Use of Section 62-122 of the Code of Ordinances City of Cullman, Alabama, is hereby deleted in its entirety and replaced with the following:

Table 9-1: Buffer Requirements By Use									
Developing Land Use	Existing Abutting Use								
	Single-family		Multi-family	Lodging	Institutional			Business	Parks & greenways
	detached	attached			low/medium/high				
Residential and Lodging	Buffer Class Required								
Detached, single-family	n/a	n/a	A	A	A			A	n/a
Attached, single-family	A	n/a	A	A	A			A	n/a
Multifamily	B	A	n/a	n/a	n/a			n/a	n/a
Lodging	B	B	A	n/a	n/a			n/a	n/a
Manufactured home parks	B	B	B	B	A			B	A
Institutional									
Low intensity	A	A	n/a	n/a	n/a	n/a	n/a	n/a	n/a
Medium intensity	A	A	A	n/a	n/a	n/a	n/a	n/a	A
High intensity	B	B	B	A	A	n/a	n/a	n/a	A
Business/Commercial									
Offices up to 50,000 sf	A	A	A	n/a	A	n/a	n/a	n/a	A
Offices greater than 50,000 sf	B	B	B	A	B	A	n/a	n/a	A
Amusement; outdoor entertainment	B	B	B	A	B	A	n/a	n/a	A
Retail, shopping centers, and restaurants up to 50,000 sf	B	B	A	A	A	A	n/a	n/a	A
Retail, shopping centers, and restaurants greater than 50,000 sf	B	B	B	A	B	A	n/a	n/a	A
Heavy commercial, including repair, contractor and automotive uses	B	B	B	A	B	A	n/a	n/a	A
Industry									
Warehousing, storage, and public utility facilities	C	C	C	C	C	B	B	A	B
Other industrial uses	C	C	C	C	C	C	C	B	B
Planting Requirements by Buffer Class									
Buffer Class	Width						Required trees per 120 lf (without fence)		
	With fence/wall			Without fence/wall					
A	10 ft			15 ft			6		
B	10 ft			15 ft			8		
C	25 ft			30 ft			10		

SECTION XVI. Section 62-124. – Landscaping for Vehicular Areas of the Code of Ordinances City of Cullman, Alabama, is hereby deleted in its entirety and replaced with the following:

Section 62-124. – Landscaping for Vehicular Areas.

Landscaping must be provided in vehicular areas of nonresidential, multifamily and mixed-use developments that are used for off-street parking and loading; vehicular storage, display, maneuvering and washing; and the dispensing of motor fuels. Such landscaping shall be provided in such a manner as to break up the expanse of paving, facilitate the safe circulation of pedestrian and vehicular traffic and provide valuable shade for pedestrians and/or vehicles.

- (1) Requirements.
 - a. Required trees must be a species that reaches a mature height of at least 20 feet.
 - b. Interior Landscaping. Five percent of the area of any surface parking lot that has over twenty spaces must be interior landscaping, such as islands and peninsulas. Trees must be included within interior landscaped areas and evenly distributed in combination with other landscaping.
 - c. Perimeter Landscaping, including street frontage. Vehicular areas must be separated from lot lines by a landscaping strip at least five feet wide planted with shrubs and one tree per 100 ft. of lot line.
 1. Where this conflicts with buffer or other landscaping requirements, the greater requirement governs.
 2. Driveway connections between adjacent businesses and other compatible uses are encouraged and are not included in calculation of perimeter tree requirements.
 3. Shrubs used must be detailed on site plan submittal.
- (2) City and state rights-of-way. All landscaping within city or state rights-of-way, other than that performed by the city or state, is the sole responsibility of the adjoining property owner to maintain. The property owner should secure a written agreement with the proper authority prior to landscaping any portion of a right-of-way. The city or state will not be responsible for damages to landscaping materials in rights-of-way, during street or utility repairs or maintenance activities.

SECTION XVII. Section 62-125. – Design Standards for Fences of the Code of Ordinances City of Cullman, Alabama, is hereby deleted in its entirety and replaced with the following:

Section 62-125. – Design Standards for Fences.

Fences must be masonry, durable wood, or a combination thereof. Chain-link can be used to meet landscaping requirements but has to have prior approval from the building official as it should only be used for particular instances. Untreated wood, plastic or wire fencing cannot be used to meet landscaping requirements. No more than 25% of the fence surface may be left open. The finished side of the fence must face abutting property or public views.

SECTION XVIII. Section 62-144. Signs and advertising structure permits of the Code of Ordinances City of Cullman, Alabama, is hereby deleted in its entirety and replaced with the following:

Section 62-144. Signs and Advertising Structure Permits.

- A. Except where this ordinance explicitly exempts a sign, all signs erected shall require a sign permit issued by the Building Inspections Department.*
- B. Permit exceptions: The repairing, cleaning, touch-up painting, or bulb replacement and other normal maintenance to prolong the life of a sign shall not require a sign permit. Any maintenance to improve the structural integrity of the sign must be permitted. Changing the logo or name of any sign face shall not require a permit.*
- C. Any sign or advertising structure shall be subject to a building permit being issued. The fee for said permit shall be governed by the permit fee schedule adopted by the City of Cullman. Each permit application shall be accompanied by plans which show the following:*
 - D. Application; contents. Each permit application shall be accompanied by plans which show the:*
 - 1) Indicate the proposed site by identifying the property owner, location, present use, and zoning district.*
 - 2) Show location of the sign on the lot in relation to the property lines, existing signs and structures.*
 - 3) Show complete structural specifications for all signs including footings, anchoring, and support for projecting signs and outdoor advertising structures. Such structural specifications must comply with the latest building related codes adopted by*

the City of Cullman. Signs exceeding 60 sf or any sign in excess of 20 ft in height shall be designed by an engineer registered in the State of Alabama, and said engineer shall place his official seal and signature to said structural specifications.

4) No permit shall be required for signs measuring seven square feet or less in area.

5) Additional information needed to determine if such sign is to be erected in conformance with this ordinance.

E. Sign area shall be the total of all signs on site (including wall signs, ground/monument signs, pole/pylon sign, etc.) If double-sided sign, only one face is calculated in the sign area.

F. Individual Businesses. signs shall be limited to an area equal to 2 square feet of sign for every 1 linear foot of building face OR 1 square foot of sign for every 1 linear foot of lot frontage, whichever is greater. If a corner lot, the building face and lot frontage may be measured along all facing streets.

G. Shopping Centers. allowed to have an additional locator sign at entrance(s) to development. These signs shall be limited to an area equal to 2 square feet of sign for every 1 linear foot of building face.

H. Residential developments. Includes single-family dwellings, duplexes, apartments, etc. Signs are permitted at each side of main entrance(s) Individual signs shall be limited to 120 square feet of area and shall be of ground or monument type only.

I. Projecting signs with two or more faces extending perpendicular from the building wall shall not project more than six feet from the wall.

J. Projecting signs shall not exceed 24 square feet in area and shall provide at least nine feet clearance underneath the sign.

K. Canopy or marquee signs may be attached to roof-like structures extending from a building wall or covering a fuel service island provided such signs are made a part of the canopy or marquee and do not extend beyond its face.

L. Attached signs shall not be placed upon any roof surface unless such roof has a pitch of 45 degrees or more.

M. The height of any attached sign shall not extend above the highest point of the roof line.

N. Wall signs with a single face mounted parallel to a building face shall not project more than 12 inches from the building wall and shall not extend beyond the limits of the building face.

SECTION XIX. Chapter 44, Signs and Billboards, of the Code of Ordinances City of Cullman, Alabama, is hereby deleted in its entirety.

SECTION XX. SEVERABILITY CLAUSE. Each and every provision of this Ordinance is hereby declared to be an independent provision and that holding of any provision hereof to be void and invalid for any reason shall not affect any other provision hereof and it is hereby declared that the other provisions of this Ordinance would have been enacted regardless of any provision which might have been held invalid. This Ordinance repeals any prior Ordinance in conflict therewith.

SECTION XXI. EFFECTIVE DATE. This ordinance shall be effective following its passage, approval and publication as required by law.

ADOPTED BY THE CITY COUNCIL this the 11th day of February, 2021.

President of the City Council

ATTEST:

City Clerk

APPROVED BY THE MAYOR this the 11th day of February, 2021.

Mayor