

## Signs Bylaw - Amendment No 1 of 2008

The Auckland City Council Signs Bylaw 2007 is amended with effect from 22 December 2008 as follows (additions are underlined and deletions are struck through):

1. Amend the definition of *sign* as follows:

**Sign** means a message or notice conveyed using any visual media, which can be seen from a public place and which advertises a product, business, or service or informs or warns the public. A sign includes the frame, supporting device and any associated ancillary equipment whose principal function is to support the message or notice. It includes but is not limited to a billboard, mural, banner, flag, balloon, poster, sandwich board, wind sock, blimp or projection of light. ~~or any notice informing or warning the public. It does not include a billboard sign subject to council's Billboard Bylaw.~~

2. Replace the word *current* with the word operative in the definition of *residential zone* as follows:

**Residential zone** means any land with a residential activity zoning in the ~~current~~ operative district plan.

3. Replace *veranda* with verandah wherever it occurs in the bylaw.

4. Insert in the correct alphabetical position the following definition of *street frontage wall*:

**Street frontage wall** means a wall or façade of a building that faces, directly or obliquely, a site boundary that adjoins a public or private road.

5. Delete the explanatory note referring to the definition of street frontage wall in the Billboard Bylaw 2007.

6. Remove the word *fences* in the definition of *free standing sign* as follows:

**Free standing sign** means a sign that is independent of any premises for its primary support, and includes signs on ~~fences~~, bridges, and on any buildings that are not premises.

7. Amend clause 27.2.1.2(j) by inserting the phrase *which is on or can be seen from a road or other public place* as follows:

A person may not:

*Signs on vehicles and trailers*

display any sign on or connected to a trailer or other vehicle which is on or can be seen from a road or other public place, if the principal function of the trailer or other vehicle is to display advertising material, without the permission of an authorised officer.

8. Remove the word *permit* in clauses 27.2.1.2.f and replace it with the word *dispensation* as follows:

f. display a sign on or in front of a scheduled building, site or item or in a conservation area or in any landscaped or planted area required by the District Plan without a resource consent or ~~permit~~ dispensation;

9. Remove the word *be* from clause 27.2.1.2 h(iii) as follows:

iii. resembles, or ~~be~~ is likely to be confused with, any traffic sign or signal;

10. Correct the numbering of clause 27.2.4.7 that is incorrectly numbered as 27.2.2.7.

11. Remove the word *and* at the end of subclause 27.3.1.1.a as follows:

- a. only one sign may be located on the berm adjacent to the property being sold and only one sign is located at the nearest street corner; ~~and~~

12. Insert at the appropriate alphabetical place in the definitions the following definitions of a real estate sign and a directional real estate sign:

Directional real estate sign means a sign providing directions to a property advertised by a real estate sign, for example an "open home" sign.

Real estate sign means a sign advertising a property for sale, rental, lease or auction.

Amend clause 27.3.1.1 and clause 27.3.1.2 to state:

27.3.1.1

~~A directional real estate sign in a residential zone in the Isthmus. A sign advertising the auction or open home of a property in a residential zone in the Isthmus.~~ A sign advertising the auction or open home of a property in a residential zone in the Isthmus may be displayed on a public place during the day of the auction or open home, provided that:

- a. only one sign may be located on the berm adjacent to the property being sold and only one sign is located at the nearest street corner; and  
b. the area of each sign does not exceed 0.2 square metres;  
c. the height of each sign does not exceed 1 metre.

27.3.1.2

~~A real estate sign located on sites in a residential zone in the Isthmus. A sign advertising the sale of a property located on sites in a residential zone in the Isthmus.~~

- a. may not exceed one sign per property being sold rented or leased;  
b. may not exceed a sign area of 1 square metre;  
c. may not be more than 3 metres above ground level;  
d. may not be displayed for a period exceeding three calendar months, and not more than 7 days after the property is sold, rented or leased, and shall display the date of installation of the sign on the bottom right hand corner of the front of the sign.

13. Insert the word *more* between *be* and *than* in clause 27.3.2.4 as follows:

Real estate signs in Business 4, 5, 6, and 7 zones in the Isthmus and in the Central Area shall not be more than 2 square metres in area and should not be located more than 10 metres above ground level.

14. Remove the duplication of the word *above* in clause 27.3.3.1c as follows:

The banner shall have a minimum clearance of 6.5 metres above ~~above~~ the level of any road;

15. Amend Clause 27.3.4 by inserting a new subclause (b) and renumbering the subclauses as follows:

**27.3.4 Election Signs**

27.3.4.1

An election sign may only be displayed:

- a. on private land in business, commercial and residential zones or on council owned or controlled sites nominated by the resolution of a Community Board; or
- b. on or connected to a trailer or other vehicle if the principal function of the trailer or other vehicle is to display the election sign;
- c. for a period not exceeding two calendar months prior to and ending the day before the election or referendum day;
- d. in such a way as to ensure public safety, in the opinion of an authorised officer.

27.3.4.2

Notwithstanding clause 27.3.1(b), any person may display an election sign on a vehicle where the principal function of the vehicle is not the display of the election sign.

Election signs on vehicles such as public transport vehicles and candidates' private vehicles are not subject to the restrictions of this bylaw.

16. Correct the reference in clause 27.3.6.2 by deleting reference to clause 27.3.8.1 and substituting it with reference to clause 27.3.6.1, as follows:

An authorised officer may permit variations to the requirements of clause ~~27.3.8.1~~27.3.6.1 for temporary periods that she or he thinks appropriate.

17. Replace the current clause 27.6.5.3 with the following clause and include an explanatory note. The minimum height of the flat wall mounted sign is decreased from 2.5 metres to 2.1 metres in accordance with the current applicable standard *AS/NZS 3832:1998 Electrical installations - Cold-cathode illumination systems*. The clause should state:

27.6.5.3

Flat wall mounted signs that are neon signs shall be placed at least 2.1 metres above ground level.

*See clause 27.3.5 for the requirements for illuminated signs*

18. Remove the word *permit* in clauses 27.3.5.1.c and replace it with the word dispensation as follows:

A neon sign may not be visible from an adjoining site in a residential zone without a dispensation;

19. Insert the following explanatory note in italics at the end of clause 27.6.3.1

**27.6.3 Tavern signs**

27.6.3.1

Any sign extending more than 300mm from the face of a structure or a building (excluding signs attached to a street verandah) shall:

- h. only be placed on buildings in:
  - i. business zones in the Isthmus; and
  - ii. the Central Area except for the following precincts: Quay Park, Viaduct Harbour, Tertiary Education, Residential, Karangahape Road, Port, Public Open Space 1 - 3, Britomart, Victoria Park Market, Aotea and Transport Corridors and except on any building façade on High Street and Lorne Street.

- i. not be placed on any building in a special character area.

*Victoria Park Market means that area of land bounded by Sale Street, Wellesley Street West, Victoria Street West and Union Street.*

20. Insert the following explanatory note in Italics at the end of clause 27.6.4.6

*Free standing signs in Business 4-7 and in parts of the Central Area*

27.6.4.6

Free standing signs in Business 4, 5, 6 and 7 zones in the Isthmus and in all areas of the Central Area except the following precincts: Quay Park, Queen Street Valley, Viaduct Harbour, Tertiary Education, Residential, Karangahape Road, Port, Public Open Space 1 - 3, Britomart, Victoria Park Market, Aotea and transport corridors; shall be:

- a. not more than 6 metres high;
- b. not more than 8 square metres in area;
- c. not more than 8 metres high or more than 12 square metres in area if it is advertising 5 or more businesses on a site or is on a site with a street frontage of more than 50 metres.

*Victoria Park Market means that area of land bounded by Sale Street, Wellesley Street West, Victoria Street West and Union Street.*

21. Substitute in clause 27.6.5.6(a) the words *located below the street verandah or 3 metres or less above ground level in the absence of a street verandah, shall not cover more than 50% of the front façade (including windows and doors) of on any building with shall not cover more than 50% of the total wall area (including windows and doors) below the street verandah, or more than 50% of the total wall area below 3 metres in the absence of a street verandah* as follows:

27.6.5.6

Flat wall mounted signs in Business 1, 2, and 8 zones in the Isthmus:

- a. ~~located below the street verandah or 3 metres or less above ground level in the absence of a street verandah, shall not cover more than 50% of the front façade (including windows and doors) of on any building shall not cover more than 50% of the total wall area (including windows and doors) below the street verandah, or more than 50% of the total wall area below 3 metres in the absence of a street verandah.~~ This rule shall only apply from 1 July 2009;

22. Insert the word **(cumulatively)** in clause 27.6.5.6(c) as follows:

- c. on walls other than street frontage walls shall not cover **(cumulatively)** more than 25% of the area of the wall or 25 square metres whichever is the lesser;

23. Substitute in clause 27.6.5.7(a) the words *located below the street verandah or 3 metres or less above ground level in the absence of a street verandah, shall not cover more than 50% of the front façade (including windows and doors) of on any building with shall not cover more than 50% of the total wall area (including windows and doors) below the street verandah, or more than 50% of the total wall area below 3 metres in the absence of a street verandah* as follows:

27.6.5.7

Flat wall mounted signs in Business 3 and Mixed Use zones in the Isthmus:

- a. ~~located below the street verandah or 3 metres or less above ground level in the absence of a street verandah, shall not cover more than 50% of the front façade (including windows~~

~~and doors) of on any building shall not cover more than 50% of the total wall area (including windows and doors) below the street verandah, or more than 50% of the total wall area below 3 metres in the absence of a street verandah. This rule shall only apply from 1 July 2009;~~

24. **Insert the word (cumulatively) in clause 27.6.5.7(c) as follows:**

- c. on walls other than street frontage walls shall not cover (cumulatively) more than 25% of the area of the wall or 25 square metres whichever is the lesser;

25. **Include the heading *Wall signs in Business 4, 5, 6 and 7* in italics above clause 27.6.5.8.**

26. **Insert the word (cumulatively) in clause 27.6.5.8(a) as follows:**

- a. shall not cover (cumulatively) more than 25% of the area of the wall or 50 square metres whichever is the lesser;

27. **Insert the following explanatory note in italics at the end of clause 27.6.5.9**

*Wall signs in parts of the Central Area*

27.6.5.9

Flat wall mounted signs in all of the Central Area except:

- a. the following precincts: Quay Park, Viaduct Harbour, Tertiary Education, Residential, Karangahape Road, Port, Public Open Space 1 - 3, Britomart, Victoria Park Market, Aotea and Transport Corridors; and on any building façade on High Street and Lorne Street:
- i. if located below the street verandah or 3 metres or less above ground level in the absence of a street verandah, shall not cover more than 50% of the front façade (including windows and doors) of any building. This rule shall only apply from 1 July 2009;
  - ii. when located above the street verandah or more than 3 metres above the ground level in the absence of a street verandah shall not cover more than 10% of the street frontage walls;
  - iii. on walls other than street frontage walls shall not cover more than 25% of the area of the wall or 50 square metres whichever is the lesser;
  - iv. may include a single building naming sign covering not more than 10% of the wall on which it is placed, or 50 square metres whichever is the lesser;
  - v. shall not be allowed on a wall if a billboard sign is placed upon that wall.

*Victoria Park Market means that area of land bounded by Sale Street, Wellesley Street West, Victoria Street West and Union Street.*

28. **Insert the following explanatory note in italics at the end of clause 27.6.5.10**

27.6.5.10

Flat wall mounted signs in Quay Park, Viaduct Harbour, Karangahape Road, Port, Victoria Park Market, Aotea and Britomart precincts and on any building façade on High Street and Lorne Street:

- a. if located below the street verandah or 3 metres or less above ground level in the absence of a street verandah, shall not cover more than 50% of the front façade (including windows and doors) of any building. This rule shall only apply from 1 July 2009.

- b. if located above the street verandah or more than 3 metres above the ground level in the absence of a street verandah, shall require a dispensation from the council.

*Victoria Park Market means that area of land bounded by Sale Street, Wellesley Street West, Victoria Street West and Union Street.*

29. Remove the word *Permits* in the explanatory note of clause 27.7 and replace it with the word *Dispensations* as follows:

*The objective is to ensure that signs do not adversely affect the natural characteristics or visual amenity of maritime areas. ~~Permits~~ *Dispensations* may be granted for signs advertising services or products related to activities in maritime areas or advertising travel or tourism facilities where tourists are likely to embark or disembark.*

30. Delete the plural *metres* in clause 27.11.12 as follows:

Signs on any recreation, outdoor activity or community activity land unit shall not exceed 1 square metres in area, 3 metres in height and shall only advertise lawful activities on the site.

31. Include the word *than* between *more* and *7* in clause 27.11.16.1 as follows:

be displayed for a maximum period of 3 months and not more *than* 7 days after the property is sold, rented or leased.

32. Insert the following explanatory note in italics at the end of clause 27B.1.2 of the Billboards bylaw 2007

#### Location

27B.1.2

Subject to Clause 27B.1.3 below, billboards are only permitted under this bylaw:

- a. in the Business 4, 5 and 6 zones (Isthmus); and
- b. in all parts of the Central Area except the following precincts:
- Residential
  - Viaduct Harbour
  - Queen Street Valley
  - Transport Corridor
  - Aotea
  - Britomart
  - Victoria Park Market
  - Port
  - Tertiary Education
  - Karangahape Rd
  - Quay Park
  - Public Open Space 1, 2 and 3.

*Victoria Park Market means that area of land bounded by Sale Street, Wellesley Street West, Victoria Street West and Union Street.*