

**NOTICE OF DEVELOPMENT STANDARDS REVIEW TASK FORCE REGULAR MEETING
CITY OF SOUTH PADRE ISLAND**

TUESDAY, JULY 13, 2021
9:55 AM AT THE MUNICIPAL BUILDING,
CITY COUNCIL CHAMBERS, 2ND FLOOR
4601 PADRE BOULEVARD, SOUTH PADRE ISLAND, TX

1. Call to Order

2. Pledge of Allegiance

3. Public Comments and Announcements

This is an opportunity for citizens to speak to the Task Force relating to agenda or non-agenda items. Speakers are required to address the Task Force at the podium and give their name before addressing their concerns. [Note: State law will not permit the Task Force to discuss, debate or consider items that are not on the agenda. Citizen comments may be referred to City Staff or may be placed on the agenda of a future Development Standards Review Task Force meeting]

4. Regular Agenda

4.1. Approve Minutes of May 18, 2021 Special Meeting.

4.2. Discussion and action regarding a variance request by Craig Thomas from Chapter 15 Signs Sec. 15-2 Definitions, Sec. 15-2.1 Rules and procedures governing art in public spaces, and Sec. 15-7 Sign standard of the City's Code of Ordinances. Application is requesting the ability to provide a mural of palm trees and sea birds on the hotel located at 310 Padre Blvd. (Lot 1 Block 1 South Padre Island Beach Resort).

4.3. Discussion and action regarding a variance request by Craig Thomas from Chapter 15 Signs Sec. 15-5 Certain Signs prohibited (F) Banners of the City's Code of Ordinances. Application is requesting to allow Banners along the long driveway to the hotel located at 310 Padre Blvd. (Lot 1 Block 1 South Padre Island Beach Resort).

4.4. Discussion and action regarding a variance request by John Ferrone from Table 5.1 - Schedule of Uses (Land Use) of the Padre Boulevard and Entertainment District Code. Applicant is requesting to keep a 31 foot sailboat within the existing 10 foot setback located at 205 West Palm Street. (Lot 1 Block 1 Padre Beach Subdivision, Section I)

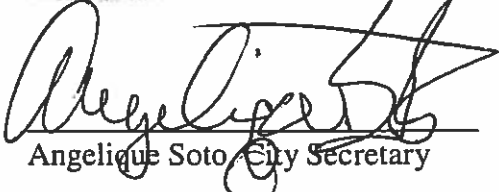
5. Adjourn

NOTE:

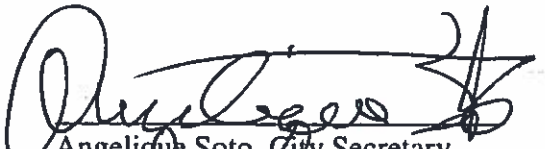
One or more members of the City of South Padre Island City Council may attend this meeting; if so, this statement satisfies the requirements of the OPEN MEETINGS ACT.

DATED THIS THE 9TH DAY OF JULY 2021




Angelique Soto, City Secretary

I, THE UNDERSIGNED AUTHORITY, DO HEREBY CERTIFY THAT THE ABOVE NOTICE OF MEETING OF THE DEVELOPMENT STANDARDS REVIEW TASK FORCE OF THE CITY OF SOUTH PADRE ISLAND, TEXAS IS A TRUE AND CORRECT COPY OF SAID NOTICE AND THAT I POSTED A TRUE AND CORRECT COPY OF SAID NOTICE ON THE BULLETIN BOARD AT CITY HALL/MUNICIPAL BUILDING ON JULY 9, 2021, AT/OR BEFORE 3:00 PM AND REMAINED SO POSTED CONTINUOUSLY FOR AT LEAST 72 HOURS PRECEDING THE SCHEDULED TIME OF SAID MEETING.



Angelique Soto, City Secretary

THIS FACILITY IS WHEELCHAIR ACCESSIBLE, AND ACCESSIBLE PARKING SPACES ARE AVAILABLE. REQUESTS FOR ACCOMMODATIONS OR INTERPRETIVE SERVICES MUST BE MADE 48 HOURS PRIOR TO THIS MEETING. PLEASE CONTACT BUILDING OFFICIAL, GEORGE MARTINEZ AT (956)761-8103.



**CITY OF SOUTH PADRE ISLAND
DEVELOPMENT STANDARDS REVIEW TASK FORCE
AGENDA REQUEST FORM**

MEETING DATE: July 13, 2021

NAME & TITLE: Marta Martinez

DEPARTMENT: Planning/Parks & Rec. Department

ITEM

Approve Minutes of May 18, 2021 Special Meeting.

ITEM BACKGROUND

Approve May 18, 2021 Special Meeting Minutes

BUDGET/FINANCIAL SUMMARY

N/A

COMPREHENSIVE PLAN GOAL

N/A

LEGAL REVIEW

Sent to Legal: No

Approved by Legal: No

RECOMMENDATIONS/COMMENTS:

**SPECIAL MEETING MINUTES
CITY OF SOUTH PADRE ISLAND
DEVELOPMENT STANDARDS REVIEW TASK FORCE**

TUESDAY, MAY 18, 2021

1. CALL TO ORDER

The Development Standards Review Task Force Members of the City of South Padre Island, Texas held a Special Meeting on Tuesday, May 18, 2021 at the Municipal Complex Building, 2nd Floor, 4601 Padre Boulevard, South Padre Island, Texas. Vice Chairman Gabriel Vanounou called the meeting to order at 11:00 a.m. A quorum was present: Task Force Member Gary Johnson, Brian Kohl, and Cindi Love. Task Force Member with an excused absence was Charles Fox.

City staff members present were: City Attorney Edmund Cyganiewicz, Public Works Director Alex Sanchez, Building Official George Martinez, and Planning Coordinator Marta Martinez. Also present were Council Member Ken Medders and Council Member Eva Jean Dalton.

2. PLEDGE OF

Vice Chairman Vanounou led the Pledge of Allegiance.

3. ELECTION OF CHAIRMAN AND VICE-CHAIRMAN.

Vice Chairman Gabriel Vanounou stated he would volunteer for Chairman, seconded by Task Force Member Kohl to nominate Gabriel Vanounou for Chairman. Motion carried unanimously.

Chairman Vanounou then made a motion, seconded by Task Force Member Kohl to nominate Task Force Member Gary Johnson for Vice Chairman. Motion carried unanimously.

4. PUBLIC COMMENTS AND ANNOUNCEMENTS.

None.

5. REGULAR AGENDA

5.1 APPROVE MINUTES OF APRIL 13, 2021 REGULAR MEETING.

Task Force Member Kohl made a motion, seconded by Chairman Vanounou to approve the April 13, 2021 regular meeting minutes as submitted. Motion carried unanimously.

5.2 DISCUSSION AND ACTION REGARDING A VARIANCE REQUEST BY MENNY AMOYAL FROM CHAPTER 15 SIGNS, SEC. 15-2.1 RULES AND PROCEDURES GOVERNING ART IN PUBLIC SPACES OF THE CITY’S CODE OF ORDINANCES. APPLICANT IS REQUESTING TO INSTALL A WHALE SCULPTURE/BUILDING INSIDE A PRIVATE COURTYARD LOCATED AT 1601 PADRE BOULEVARD.

Chairman Vanounou announced the item from the agenda and asked for a staff report. Public Works Director Alex Sanchez stated that based on the description from the owners the structure is a building and not a sculpture. Staff then and stated that the Task Force needs to determine if the request is a structure, a sculpture, and/or a sign. Chairman Vanounou then ask for the applicant’s presentation. Menashe Amoyal, Alon, Carmeli applicants, and Roberto J. Ruiz, Architect stated that they are requesting approval of Jonah & the Whale. The Task Force Members then expressed their concerns regarding the structure. After some discussion Chairman Vanounou made a motion, seconded by Task Force Member Johnson to approve and recognized the structure as a building which will have to comply all the building requirements. Motion carried unanimously.

Task Force Member Fox made motion, seconded by Task Force Member Jonson to approve a six (6) feet in width skirting. Motion carried unanimously.

5.3 REPORT FROM THE CITY ATTORNEY REGARDING AG OPINION KP-0370 RELATED TO THE GOVERNMENT CODE SEC. 3000.002 AND THE FBC REQUIRED PAINT PATTERNS.

City Attorney Cyganiewicz gave a report regarding the Attorney General opinion KP-0370 related to the Government Code Sec. 3000.002 and the Form Base Code required paint pattern to the Development Standards Review Task Force. No action was taken

6. ADJOURN.

There being no further business, Chairman Vanounou adjourned the meeting at 11:37 a.m.

Marta Martinez, Planning Coordinator

Gabriel Vanounou, Chairman

**CITY OF SOUTH PADRE ISLAND
DEVELOPMENT STANDARDS REVIEW TASK FORCE
AGENDA REQUEST FORM**

MEETING DATE: July 13, 2021

NAME & TITLE: Alex Sanchez, Public Works Director

DEPARTMENT: Planning/Parks & Rec. Department

ITEM

Discussion and action regarding a variance request by Craig Thomas from Chapter 15 Signs Sec. 15-2 Definitions, Sec. 15-2.1 Rules and procedures governing art in public spaces, and Sec. 15-7 Sign standard of the City's Code of Ordinances. Application is requesting the ability to provide a mural of palm trees and sea birds on the hotel located at 310 Padre Blvd. (Lot 1 Block 1 South Padre Island Beach Resort.

ITEM BACKGROUND

The applicant is requesting approval of mural art to help identify it as a different building from the adjacent condominium. Applicant included 2 options: Option A is a more colorful version and Option B is a simple silhouette. The Margaritaville chains tend to have some type of scheme through all of its locations.

Staff recommends approval.

BUDGET/FINANCIAL SUMMARY

N/A

COMPREHENSIVE PLAN GOAL

N/A

LEGAL REVIEW

Sent to Legal: No

Approved by Legal: No

RECOMMENDATIONS/COMMENTS:

CHAPTER 15 SIGNS

Sec. 15-2. Definitions.

For purposes of this Ordinance, the following definitions shall apply:

Abandoned Sign means a sign which no longer correctly directs or exhorts any person, advertises a bona fide business or service provided, lessor, owner, project, activity conducted, or product available on the premises where the sign is displayed. (A temporary closing of a business, not to exceed 90 days, shall not be considered an abandoned sign.)

Airborne Sign means sign on a balloon, flag, pennant, or inflatable sign.

Altered means a change of copy, logo, or other means in which the message is changed or enlarged, changing shape or location.

Animated Sign means any sign which includes action or motion.

Art includes, but is not limited to, a sculpture, monument, mural, fresco, painting, fountain, mosaic, ceramic, carving, but does not include landscaping, architectural ornamentation, or any type of sign.

Art in Public Spaces means Art located in places easily seen by the public, but which has no direct commercial connection to the structure or location in which the Art is located.

Average Grade means the grade of the finished ground level at the midpoint of each exterior surface of a sign, or a structure, in the event that the sign is attached to the structure. The height of a sign shall be computed as the distance from the base of the sign at normal grade to the top of the highest attached component of the sign. Normal grade shall be construed to be the lower of existing grade prior to construction or the newly established grade after construction, exclusive of any filing, berming, mounding, or excavating solely for the purpose of locating the sign. In cases in which the normal grade cannot reasonably be determined, sign height shall be computed on the assumption that the elevation of the normal grade at the base of the sign is equal to the elevation of the nearest point of the crown of a public street or the grade of the land at the principal entrance to the principal structure of the zone lot, whichever is lower.

Banner means a temporary sign made of fabric, plastic, paper, or other light, pliable, or non-rigid material, not enclosed in a rigid frame (not including a "fabric sign" as defined herein).

Billboard means any sign that is freestanding or attached to or part of a building and is an off-premises sign.

Building Face or Wall means all window and wall area of a building in one plane or elevation.

Business Information Sign means a sign that is permanently and professionally attached to a door or window at the entrance of a business that contains information that may include the Business Name, Address, Phone Numbers, Hours of Operation, and Trade Associations the Business is a member of, e.g. FDIC, SBA, etc. All of the information must be located within the maximum Area of Sign for Business Information Sign as defined in Table 15-1. A Business Information Sign is not a Window Sign or a Wall Sign.

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Canopy means any structure attached to a building at the inner end or a free-standing structure, with one or more supports, meant to provide shelter from the weather.

Changeable Copy Sign (Manual) means a sign on which copy is changed manually in the field, i.e., reader boards with changeable letters or changeable pictorial panels.

Changeable Copy Sign (Automatic) means a sign such as an electronically or electrically controlled public service time, temperature and date sign, message center, or reader board where different copy changes are shown on the same lamp bank.

Charitable Project or Benefit means proceeds must be for a qualified 501C entity pursuant to the Internal Revenue Code.

Commercial Art means art on commercially-used structures which draws attention from the ROW and which identifies or advertises a product or business. Since this type of art is intentionally located and chosen to draw attention to the store and/or store products, the square footage of the art will be counted towards maximum signage area requirements.

Commercial Sign means a sign other than a real estate "For Sale" or "For Lease" sign, "Open House" sign, political sign, residential nameplate sign, public information sign, traffic control sign, temporary new business opening sign, or exempted sign, which directs the attention of the general public to a business, product, service, or other commercial or business activity.

Conforming Sign means signs built and maintained in accordance with the terms of this Ordinance.

Contractor's Sign means a sign intended to identify a contractor or subcontractor on the site of a construction project where the contractor or subcontractor is conducting work.

Copy means the wording or graphics on a sign surface.

Erect means to build, construct, alter, reconstruct, pour, lay, move upon, attach, hang, place, suspend or affix, and also includes the painting of wall signs, murals or super graphics, or any physical operations on the premises which are required for the construction of a sign including excavation, site clearance, landfill and the like.

Fabric Sign means a sign made of fabric or other non-rigid material, enclosed in a permanent frame and erected as a permanent, on-site sign for a business, service, product, or person.

Facade means the front or main part of a building facing a street.

Face of Sign means the entire area of a sign on which copy could be placed. The area of a sign which is visible from one direction as projected on a plane.

Flashing Sign means any sign which contains an intermittent or flashing light source, or which includes the illusion of intermittent or flashing light by means of animation or an extremely mounted intermittent light source.

Freestanding Sign means any sign which is not attached to or on the walls, face, or exterior of a building.

Future Project Development Signs means those temporary signs announcing a future business or development on the site which the sign is located. Future Project Development Signs

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should be allowed only on the site which the project will be located and for only one (1) year. After which time the owner may apply for an extension (but only one extension) of the sign permit for one (1) additional year, but only if the permit holder shows progress in the development of the site.

Grand Opening means the initial opening of an entirely new business.

Ground level means the immediate surrounding grade.

Height of Sign means the vertical distance measured from the surrounding grade to the highest point on the sign or sign structure.

High Rise Building means a structure of more than Six (6) stories in height.

Illegal Sign means signs existing on the effective date of the adoption of this Ordinance which are not registered in accordance with the terms of Subsection 15-3A shall be categorized as illegal.

Image Sign means a two dimensional picture/poster used in lieu of models or actual merchandise displays, displayed through a window, and which has no wording other than trademark or brand name/brand logo. For example means portraits and brand name posters/product pictures portraying models wearing/using products; model wearing Nike swimming apparel or a model using a boogie board.

Indirect Lighting means a light source separated from the surface and illuminating the sign surface by means of spot lights or similar fixtures.

Joint Directory Sign means a sign which consists of a composite of several individual signs identifying the businesses located in a commercial or office complex.

Landscaping for the purposes of this Ordinance, landscaping shall include any combination of shrubs, vines, hedge plantings, plants, trees or palms located in a planting area at the base of the sign. For the purposes of this chapter, the term "landscaping" shall not mean solely turf or grass, or the total absence of vegetable matter.

Legally Non-Conforming means signs existing on the effective date of the adoption of this Ordinance which are not in conformance with the Ordinance but which are registered with the Building Department in accordance with the terms of Section 15-3, shall be categorized as legally non-conforming.

Legally Non-conforming Art and Art in Public Spaces means "Art" and "Art in Public Spaces," as defined herein, lawfully existing on the effective date of this Ordinance, which do not fully comply or do not conform with the Ordinance.

Logo means a letter, character, or symbol used to represent a person, corporation, or business enterprise.

Lot means a parcel, tract, plot or area of land accessible by means of a street or other permanently reserved principal means of access. It may be a single parcel separately described in a deed or plat, or it may include parts of or a combination of such parcels when adjacent to one another and used as a whole.

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Major Corporate Sponsor means the sponsor of a public event, listed on all advertising and other public promotions, resulting from the contribution of funds, equipment, products, and/or in-kind services to the event.

Marquee means any permanent roof-like structure at the entry to a building, which projects beyond the building or extends along and projects beyond the wall of the building, and which generally contains a commercial message(s), and is designed to provide protection from the weather.

Minimum Sight Triangle means a triangular area bounded by the right-of-way lines of a corner lot and a line connecting the two points on the right-of-way lines measured twenty (20) feet from the point of intersection of the right-of-way lines. For ingress/egress points and private roads, the minimum sight triangle shall be determined using the intersection of the curb line or edge of pavement for the ingress/egress point or private road and the public right-of-way.

Monument Sign means a freestanding sign, other than a pole sign, which has a skirt, dressed base, or other means of enclosing the structural members which support the sign, and which skirting or dressing has been approved by the Development Standards Review Task Force base must equal at least Fifty Percent (50%) of sign width and not to exceed One Hundred Twenty Percent (120%) of the width of the sign for signs up to Eight (8) feet in height. For signs proposed to be taller than Eight (8) feet in height, the width of the of the approved skirting or dressing must equal a minimum of Fifty Percent (50%) of the sign width, but shall in no case exceed Four (4) feet in width. For the purposes of this Ordinance, the terms "skirting" and/or "dressing" shall mean the enclosing of the structural members which support the sign with materials such as decorative masonry, natural and decorative stone, masonry with a stucco finish, and decorative wood such as redwood or cedar when appropriately finished to prevent decay and discoloration; no skirting may be made from metal or plastic materials. No signage is permitted on the skirting except street address.

Multi-Pole, Single Pole Sign means a sign whose only structural support consists of exposed poles, posts, beams, or other devices mounted in the ground.

Office Complex/Multi-Tenant Shopping Center means two (2) or more offices or stores sharing customer parking area, regardless of whether said offices or office establishments occupy separate structures or are under separate ownership.

Official Sign means any sign erected by or at the direction of any governmental body.

Off-Premises Sign means any sign other than an on-premises sign.

On-Premises Sign means a sign which advertises only goods, services, facilities, events or attractions available on the premises where located, or identifies the owner or occupant or directs traffic on the premises. All other signs are off-premises signs.

Owner means a person recorded as such on official records and including duly authorized agent, notary, purchaser, lessee, devisee, or judiciary; anyone having a vested or contingent interest in the property or business in question.

Painting means the application of paint in the course of normal maintenance which in no way shall alter the message or group of works or letters.

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Parasite Sign means any sign not exempted by the sign code, for which no permit has been issued, and which is hung from, attached to, or added onto an existing sign.

Permanent Multi-Family or Subdivision Identification Sign means a sign which designates the name of a project, subdivision, or other residential district, and which is located at or in close proximity to the main entrance.

Person means any natural person, firm, partnership, association, corporation or organization of any kind.

Place of Business means one enclosed structure with a Certificate of Occupancy regardless of the number of commercial uses within. For the purposes of this chapter regulating signage, each place of business must be separated from other places of business with non-penetrable walls in such a manner that the public must enter and/or exit the business through an exterior door.

Political Sign means any sign which is designated to influence the action of voters for the passage or defeat of a measure appearing on the ballot in connection with any national, state or local election.

Portable Sign means any sign not permanently affixed to a building, structure or the ground, and designed or constructed in such a manner that it can be moved or relocated without involving any structural or support changes. This definition includes, but is not limited to, A-frame signs, sandwich signs, curb signs, sail flag signs, feather flag signs and signs on trailers with or without wheels or on other vehicles which are primarily used as signs.

Premises means an area of land, with its appurtenances and buildings, which, because of its unity of use, may be regarded as the smallest conveyable unit of real estate.

Project Development Sign means a temporary sign for a commercial or multi-family tract during the construction of the proposed development which may identify a project under construction and includes the project's name and address, general contractor, architect, financing, and contact agent, with appropriate phone numbers. These signs should not be allowed until or unless the property owner receives a Building Permit for the site, and should be removed either immediately after receipt of the Certificate of Occupancy or immediately after the expiration or revocation of a Building Permit. (see also Future Project Development Sign)

Projecting Sign means a wall-mounted sign, erected in lieu of the permitted, free-standing monument sign, which projects from the face of a structure, meeting the following requirements:

- (1) The sign shall be pinned away from the wall of the structure a minimum of six (6) inches.
- (2) The sign shall not extend over any adjacent right-of-way or property line.
- (3) Projecting signs shall be designed as an integral architectural element of the building to which it principally relates. The mounting brackets of such signs will be an integral part of the sign and complementary to the design of the sign. No projecting sign shall be entirely supported by an unbraced parapet wall.
- (4) No unshielded lights will be permitted. All lighting fixtures shall be placed in such a way as they will not be struck or otherwise damaged by the sign in the event of high wind.

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- (5) Projecting signs shall be designed to meet the wind resistance requirements of Section 15-10.

Public City Art means Art as reviewed and approved by the Development Standards Review Task Force, which is created by a recognized artist and displayed in or on property owned or leased by the City of South Padre Island.

Public Information Sign means any sign or banner which is intended to identify community, civic and social events, special events, facilities, no-trespassing areas and is not a commercial sign or official sign as defined herein.

Reader Board means a sign that has changeable or removable lettering.

Real Estate "For Sale," "For Lease," or "Open House" Sign means a temporary sign designating that the premises upon which it is erected is for sale, rent, or lease or that an open house is being held on the day on which the sign is displayed.

Reflective Surface means any material or device which has the effect of intensifying reflected light, including, but not limited to, scotch light, day glow, glass beads and luminous paint.

Required Signs means any sign required by law for the protection of the general health, safety and welfare of the public. For the purposes of this Ordinance, numbers attached to the front plane of a facing and visible from the adjacent public right-of-way or private ingress/egress for the purpose of identifying the street address of the structure shall be considered a required sign. Such numbers shall be a minimum of four (4) inches in height, shall be of a color in distinct contrast to the color of the wall to which it is attached, and shall be plainly visible from the adjacent public right-of-way or private ingress/egress.

Residential Nameplate Sign means a sign permitted for the sole purpose of identifying the inhabitant residing therein, the house name, or identifying the address of the house. The sign may contain no advertising of any kind.

Roof Line means the highest point of the coping on a flat roof, false mansard, or parapet wall; the decline of a true mansard roof; the ridge line between the upper and lower slopes of a gambrel roof; or the mean height level between the eaves and the ridge of a gable or hip roof.

Roof Sign means a sign attached to, and wholly or partially dependent upon, the roof of a structure for support, or attached to the roof in any way, but not extending above the roof line, as defined by this Ordinance. Such signs will be completely enclosed between the sign and the corresponding roof, and shall be designed to meet the wind resistance requirements of Section 15-10.

Sign means anything of visual appearance primarily used for, or having the effect of, attracting attention from the streets, sidewalks, curbside or any other public areas including waterways for identification purposes, whether illuminated or non-illuminated. An identification logo, description, illustration or device which is affixed to or represented directly or indirectly upon a building, structure or land, and which directs attention to a product, place, activity, person, service, institution or business, whether illuminated or non-illuminated. For the purposes of removal, the definition of "sign" shall include all of the sign structure. For the purposes of this Ordinance, this definition shall also include paintings directly upon a building, other structure or

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vehicle and any manufacture incorporated or added to a building or property that is not a normal structural or architectural component of a building shall be considered a "sign" (i.e. to attract attention from public right-of-way) and must comply with all the commercial sign regulations of this Chapter pertaining to either a monument sign or a projecting sign. (Ord. 02-14; Nov. 20, 2002) The basic intent behind this definition is not to discourage product displays, design, or art from epitomizing simplicity, good taste, and compatibility with the community's desired image.

Sign Area means the area of a sign face (which is also the sign area of a wall sign or other sign with only one face) shall be computed by means of the smallest square, circle, rectangle, triangle, or combination thereof that 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, or decorative fence or wall when such fence or wall otherwise meets zoning ordinance regulations and is clearly incidental to the display itself. The sign area for a sign with more than one face shall be computed by adding together the area of all sign faces visible from 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 such sign faces are part of the same sign structure and are not more than 42 inches apart, the sign area shall be computed by the measurement of one of the faces. For buildings that are not on public rights-of-way and/or near to property boundaries (e.g. building structures on a pier), sign areas shall be calculated on the basis of the most visible building frontage.

Sign Structure means the sign and all parts associated with its construction.

Snipe Sign means a sign which is tacked, nailed, posted, pasted, glued or otherwise attached to trees, utility poles, stakes, or fences or to other objects, and whose message is not associated with the premises upon which such sign is located.

Suspended Sign means a sign, other than a parasite sign, that is suspended from and supported by the underside of an awning, a marquee, a fascia, an umbrella, or a building overhang.

Temporary Signage means a sign erected for a special purpose and for a specifically stated short term of duration, as regulated by Sections 15-6(G), 15-7, and 15-12. Temporary signage may include such otherwise prohibited forms of signage as portable signs [Section 15-5(E)] and banners [Section 15-5(F)].

Traffic Control Sign means a permitted sign for the purpose of identifying parking areas and directing the flow of traffic on private property.

Umbrella means a device, often round or square in shape that is supported by a center pole that provides shade or protection. For purposes of this article, any device, structure, canopy, etc. that is handheld, or that is totally or partially enclosed, or that projects from or is connected to a building shall not be deemed to be an umbrella.

Umbrella Sign means a sign that is painted, installed, or otherwise applied to or located directly on an umbrella at an establishment. The sign, which is a combination of letter and/or

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logo, height is limited to 8 inches. Signage may only be displayed on the flap of the umbrella that is maximum 8 feet in diameter and 8 feet in height. Umbrella that is larger than the size limit shall not have any signs on it. The copy on an umbrella sign is limited to the name and/or logo of a single appurtenant business/residential establishment. For purposes of this article, signs that are suspended from umbrellas (suspended signs) shall not be considered to be umbrella signs. Suspended signs are prohibited.

Wall Sign means a sign attached to, painted on, or erected against the wall of a building or structure with the exposed face of the sign in a plan parallel to the face of the wall and not projecting more than Nine (9) inches from the face of the wall at any point.

Window Sign means a sign-printed, painted, neon or otherwise—no greater than thirty-two (32) square feet, displayed in or through a window or glass door and which can be seen from the front property line/right-of-way line. All windows signs except open or closed, name of store or business and national product logos (Image signs are permitted) are prohibited after February 1, 2012.

(Ord. No. 10-02; Ord. No. 04-03, 3-17-2004; Ord. No. 05-13; Ord. No. 20-09 , §§ 1, 2, 4, 10-21-2020)

Sec. 15-2.1. Rules and procedures governing art in public spaces.

- (A) All applications for approval to install, erect, or in any manner display art in public spaces must comply with all Rules and Regulations listed below.
- (1) The proposed art must not be attached to any type of structure and must be a minimum of five (5) feet from any type of structure.
 - (2) The total maximum size of the proposed art, including any base or stand shall be eight (8) feet in height, three feet (3) in width with a maximum depth of three (3) feet.
 - (3) All proposed Art must be a minimum of five (5) feet from any City, State, or any other right-of-way.
 - (4) All proposed Art must comply with all other City Codes.
 - (5) All applications for Art in Public Spaces must be reviewed by City Staff and approved by the Development Standards Review Task Force, with appeal rights, if denied, as outlined in Section 15-14. The Development Standards Review Task Force has the authority to grant variances in accordance with Section 15-14.
 - (6) All proposed Art in Public Spaces must be directly related to, and compatible with the local area theme and the immediate local environment.
 - (7) All proposed Art in Public Spaces must comply and meet the definition of "Art" in Section 15-2.
 - (8) All proposed Art in Public Spaces shall be created by a recognized artist.
 - (9) All applicants and all persons or entities shall be limited to one display of Art in Public Spaces per location.
 - (10) All proposed Art in Public Spaces shall not be allowed to involve or contain any kind of movement or vibration of any kind, and must be stationary.
 - (11) All proposed Art in Public Spaces shall not involve or contain any type of lighting, illumination, or lasers, except for some type of spot lighting to allow the display to be visible in the dark.
- (B) (1) Approved Art in Public Spaces shall not be counted towards maximum signage area requirements.
- (2) Art in Public Spaces shall not have any direct commercial connection to the structure or location in which the Art is located and cannot be used for any type of advertising.
 - (3) The Development Standards Review Task Force shall have the discretion to approve or deny an application to display Art in Public Spaces and has the authority to grant variances in accordance with Section 15-14.

(Ord. No. 20-09 , § 3, 10-21-2020)

Sec. 15-7. Sign standard.

(A) General:

1. All signs, temporary or permanent, must appear to be professionally made and/or printed.
2. No sign that appears to be hand printed will be allowed.
3. No awning, wall and/or roof signage may be used for advertising prices of products or services.
4. The following tables contain standards which are applicable to all signs permitted under the terms of this Ordinance.
5. The provisions of Tables 15-3A & 15-3B become effective midnight December 1, 2004.
6. Backlit signs with removable letters shall be allowed only on monument-style signs. In such cases, no more than 70% of the sign face can be used for marquee/removable letter area, and the remaining 30% or greater area may be used only for background color, the business name and/or logo.
7. Wall signs cannot be painted directly on the walls or surfaces of any structure and can include only the name of the on-premises business, business logo, business byline, and/or business products and services.

**TABLE 15-1
Sign Number, Area and Height Regulations*****

SIGN TYPE	MAX. NO. SIGNS PER LOT	MAX. AREA OF SIGN	MAX. HEIGHT	SETBACK
Residential Signs				
1) Residential Nameplate signs	1 per dwelling unit	2 sq. ft per residence OR 0.5 sq. ft per multi-family unit	6 ft from average grade	15 ft from ROW & Property Line (PL)
2) Permanent multi-family or subdivision identification signs	1 per project or subdivision	24 sq. ft	16 ft from average grade	15 ft from ROW & PL
Commercial Signs for Multi-Tenant Centers & Office Complexes				
1) Monument Signs (Doubled Faced)	1 sign per center	72 sq. ft per face	16 ft from average grade	15 ft from ROW & PL
2) Awning, Wall & Roof Signs	As determined by tenant**	64 sq. ft. total		15 ft from ROW & PL
3) Joint directory commercial signs	1 per tenant	2 sq. ft per tenant	16 ft from average grade	15 ft from ROW & PL
4) Nameplate Sign	1 per tenant	2 sq. feet		15 ft from ROW & PL
5) Window Sign Prohibited after Feb 1, 2012; Ord 10-02	4—As per Table 15-3A & 15-3B	32 sq. ft. per sign		No closer than 6 inches from glass of window or door

6) Business Information Sign	1 Per Business	9 sq. ft. & no portion of the sign more than 5 ft. from the entrance		
Commercial Signs for Single Business Use				
1) Monument (Double Faced)	1 sign per lot*	50 sq. feet per face	16 ft from average grade	15 ft from ROW & PL
2) Projecting Sign	1 sign per lot in lieu of monument sign	36 sq. ft. per face	16 ft from average grade	15 ft from ROW & PL
3) Awning, Wall, Roof Signs	As determined by business**	64 sq. ft total		15 ft from ROW & PL
4) Nameplate Sign	1 per tenant	2 sq ft.		15 ft from ROW & PL
5) Window Sign Prohibited after Feb 1, 2012 Ord 10-02	4 As per Table 15-3A & 15-3B	32 sq. ft. per sign		No closer than 6 inches from glass of window or door
6) Business Information Sign	1 Per Business	9 sq. ft. & no portion of the sign more than 5 ft. from the entrance		
High Rise Buildings				
1) Monument Double-Faced	1 sign per lot*	72 sq. ft. per face	16 ft from average grade	15 ft from ROW & PL
2) Awning & Wall Signs	1 sign per lot	10% of the wall plane surface area, or 250 sq. ft., whichever is less.	Height of the wall	15 ft from ROW & PL
Traffic Control Signs located on Private Property				
	Comply with state standards	2 sq. ft.	8 ft. from average grade	
Political Signs				
		No greater than 36 sq. ft.	No greater than 8 ft tall	
Temporary Signage				
1) Future Project Development Signs (issued prior to construction of project)	1 per Development (not allowed in addition to Project Dev. Sign)	32 sq. ft.	8 ft from average grade	15 ft from side property line
2) Project Development Signs (Issued during construction of project)	1 per Development (not allowed w/ Future Project Dev. Sign)	32 sq. ft.	8 ft from average grade	15 ft from side property line
3) Freestanding Real Estate Signs, For Sale, For Lease	1 per lot	Sites with less than 1 acre = max of 6 sq. ft.	3 ft. from average grade	15 ft from ROW & PL
		Sites > 1 acre and < 5 acres = max of 16 sq. ft.	8 ft from average grade	15 ft from ROW & PL

		Sites 5+ acres = max of 32 sq. ft.	8 ft. from average grade	15 ft from ROW & PL
4) Open House Signs	1 per lot	6 sq. ft.	3 ft. from average grade	15 ft from ROW & PL
5) Contractor's Signs	1 per contractor and subcontractor	6 sq. ft.	3 ft. from average grade	15 ft. from ROW & PL
6) Miscellaneous Allowed Business Marketing/Advertising Temporary Signs—See Section 15-6(G)(6)	1 per business per permit [see Section 15-6(G)(6)]	36 sq. ft. per sign	16 ft from average grade, if free standing	15 ft. from ROW & PL
7) Sail Flag Signs and Feather Flag Signs	2 per business except multi-tenant center only 1 per business	18 sq. ft. per sign	16 ft. from average grade	15 ft. from ROW and property line

* One per property, except where a business owns, under single ownership, the entire street frontage of a block, that is, the entire frontage of a public street between two other intersecting public streets, may be permitted two, free-standing monument signs, as defined by this Ordinance, providing the signs are placed a minimum of 150 feet apart. In those areas on the north and south ends of the community where the "C" District is not divided in the traditional grid pattern of "blocks," a business which owns, under single ownership, a minimum of 200 feet of lineal street frontage, as measured on a single street (i.e., the measurement shall not be made around the corner of one street onto another), the business may be permitted two, free-standing monument signs, provided they are placed a minimum of 150 feet apart. In no instance shall a business with a(n) existing non-conforming free-standing sign(s) be permitted the two free-standing monument signs permitted under this provision unless and until the non-conforming free-standing sign(s) is (are) first removed.

**Single businesses and tenants of multi-tenant centers and office complexes may have any number of awning, wall, or roof signs, as defined and permitted by this Ordinance provided the total square footage of all such signs does not exceed the allowed square footage as defined by this chapter as seen from the public right-of-way from any line of sight.

***A variance of the requirements of this Table may be granted by the Development Standards Review Task Force. [See Section 15-14]

TABLE 15-2
Review, Lighting, Landscaping, and Duration Requirements for Signs***

SIGN TYPE	REVIEW REQUIRED?	OPTIONAL LIGHTING TYPE	DURATION LIMIT (Subject to Section 15-3G)
Residential Signs			
1) Residential Nameplate	No	Direct or Indirect	None

2) Permanent multi-family or subdivision identification	Yes	Direct or Indirect	None
Commercial Signs for Multi-tenant Centers and Office Complexes			
1) Monument	Yes	Direct or Indirect	None
2) Awning, Wall, Roof	Yes	Direct or Indirect	None
3) Joint Directory Commercial	Yes	Direct or Indirect	None
4) Nameplate	Yes	Direct or Indirect	None
5) Window*	Yes	Neon only	None
Commercial Signs For Single Business Use			
1) Monument Double-Faced	Yes	Direct or Indirect	None
2) Projecting	Yes	Direct or Indirect	None
3) Awning, Wall, Roof	Yes	Direct or Indirect	None
4) Nameplate	Yes	Direct or Indirect	None
5) Window*	Yes	Neon only	None
High Rise Buildings			
1) Monument Double-Faced	Yes	Direct or Indirect	None
2) Awning, Wall, Roof	Yes	Direct or Indirect	None
Traffic Control Signs Located on Private Property			
	Yes	Not Applicable	
Political Signs			
	No	Not permitted	
Temporary Signage			
1) Future Project Development Signs (issued prior to construction of project)	Yes	Not permitted	Up to one year OR until receipt of Building Permit for project, whichever is the lesser time period. One (1) extension may be granted with proof of satisfactory progress of on-site development.
2) Project Development Signs (Issued during construction of project; after receipt of Building Permit)	Yes	Direct or Indirect	Valid for the life of the project until/unless the Building Permit expires, OR no longer than 30 days after receipt of Certificate of Occupancy
3) Freestanding Real Estate Signs, For Sale, For Lease	If less than 6 sq. ft.— No.	Not permitted	30 days after sale or lease

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	All Others—Yes.	Not permitted	30 days after sale or lease
4) Open House signs	No	Not permitted	The day of the Open House Only
5) Contractor's Sign	No	Not permitted	With issuance of certificate of occupancy OR 15 days if building permit not required
6) Miscellaneous Allowed Business Marketing/Advertising Signs—See Section 15-6(G)(6)	Yes	Direct or Indirect	15 days per permit
7) Sail Flag Signs and Feather Flag Signs	Yes	Not permitted	6 months per permit

* All windows signs are prohibited after February 1, 2012 except open or closed, name of store or business and national product logos (Image sign(s) are permitted).

***A variance of the requirements of this Table may be granted by the Development Standards Review Task Force. [See Section 15-14]

Table 15-3A Window Signage*

Allowing the name of the business, byline, logo, and/or specials & advertising
All windows signs are prohibited after February 1, 2012 except open or closed, name of store or business and national product logos (Image signs are permitted).

Total Linear ft. per street side with windows per place of business	Max. No. of Window Signs Per Place of Business	Max. area Per window/image sign	Max. total area of Window Signage	Minimum distance between window signs
100 ft. or less	1	32 sq. ft.	32 sq. ft.	N/A
101 ft. or greater	2	32 sq. ft.	64 sq. ft.	10 ft. or equally spaced whichever is greater.
150 ft. or greater	3	32 sq. ft.	96 sq. ft.	10 ft. or equally spaced whichever is greater.
200 ft. or greater	4	32 sq. ft.	128 sq. ft.	10 ft. or equally spaced whichever is greater.

Table 15-3B Image Signage
Allowing 2D images of models and product display

Total Linear ft. per street side with windows per place of business	No. of Image Signs Per Place of Business	Max. area per each image sign	*Maximum possible area of Image Signage
100 ft. or less	1	32 sq. ft.	64 sq. ft.
101 ft. or greater	2	32 sq. ft.	128 sq. ft.
150 ft. or greater	3	32 sq. ft.	192 sq. ft.
200 ft. or greater	4	32 sq. ft.	256 sq. ft.

* Businesses can substitute window signage (Table 15-3A) for display of additional image signage (Table 15-3B), but cannot substitute allowable image signage for additional window signage. For example, a business allowed to have 4 window signs and 4 image signs, may choose to have 2 window signs and 6 images signs; however they may NOT have 6 window signs and 2 image signs. Under no circumstance may a business have more than four (4) window signs.

The provisions of Table 15-3A & 15-3B become effective midnight December 1, 2004.

*All windows signs are prohibited after February 1, 2012 except open or closed, name of store or business and national product logos (Image signs are permitted).

(B) Multi-tenant Structures: Unified sign plans are requested by the Design Review Committee in order to promote a compatible style or theme between all signs within a single multi-tenant development. The unified sign plan, which will include a plan for all monument and awning, wall, or roof signage, is not intended to prevent multi-tenant establishments from self-expression or creative advertisement. Each business within the multi-tenant center will still be required to obtain individual sign permits. Approval of a unified sign plan will only set the parameters for the future signs within a multi-tenant development.

- The proposed sign type should be complimentary to the architectural style of the development.
- The lettering style, sign background color and/or awning color should be compatible with one another.

(1) New Construction: All new multi-tenant commercial developments are required to provide a unified sign plan (to include all monument signage, and awning, wall or roof signage) at the time of site plan submission, to be reviewed by the Development Standards Review Task Force. This plan shall include the following information.

- (a) Sign locations.
- (b) Sign dimensions.
- (c) Sign background and/or awning colors.
- (d) Sign materials/lighting.

(2) Existing Developments: All existing multi-tenant developments will be required to submit a unified sign plan by December 1, 2004 (to include all monument and awning, wall or roof signage). No new sign permits will be issued to any tenant or to the owner of a multi-tenant development until such plan has been submitted

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and approved by the Development Standards Review Task Force. The Development Standards Review Task Force will review proposed sign plans with input and cooperation from the owners and/or existing tenants of the development. A time line and future sign plan may be established in order to reasonably phase in changes needed to comply with a unified sign plan. The existing sign plan will include the following information for each tenant currently located within the center and for all vacant tenant space within the center:

- (a) Sign locations.
 - (b) Sign dimensions.
 - (c) Sign background and/or awning colors.
 - (d) Sign materials/lighting.
- (3) Sign Dimensions: Businesses located within a multi-tenant development must comply with the submitted and approved unified sign plan for that multi-tenant development. Owners/tenants may not combine the use of awning, wall and roof signage; they must instead choose one kind of signage of the three. The table below should be used as a general policy to determine the maximum amount of awning, wall or roof signage per place of business.

Another suggested alternative for multi-tenant owners to determine the maximum area of signage for each place of business is to divide the total linear feet of store frontage of the multi-tenant structure by the number of places of business located within the structure, and using the table below, determine the average maximum square footage of signage allowed for each place of business.

Total Linear Feet of Store Frontage per Place of Business	Proposed Total Square Footage of Awning, Wall or Roof Signage
18 feet or less	24 square feet or less
Over 18 feet to 36 feet	32 square feet or less
Over 36 feet to 54 feet	48 square feet or less
Over 54 feet	64 square feet or less

* Awning, wall, and roof signs can only be business identity signs which may include the name of the on-premises business, business logo, business byline, and/or business product and services but under no circumstance shall a business use awning, wall and/or roof signage for the purpose of advertising prices of their products (i.e. 4 T-shirts for \$20.00; beer bong for \$9.99, etc.).

** A business may potentially have more than 64 square feet of signage, but no more than 64 square feet can be seen at any one time from any one line of sight.

(Ord. No. 04-03, 3-17-2004; Ord. No. 20-09 , § 4, 10-21-2020)



CITY OF SOUTH PADRE ISLAND

Development Standards Review Task Force Application

Meeting date on the 2nd Tuesday of every month.

To be considered a complete application this form must be COMPLETELY filled out and ten (10) copies of the form and supporting documentation must be submitted two (2) weeks before the meeting date. **\$250 application fee per variance request.**

SITE LOCATION FOR REQUEST:

Physical Address (Street Name & Number): 310 Padre Blvd

Legal Description (Lot/Block/Subdivision): Lot 1 BLK 1 South Padre Island Beach Resort

Is this property part of a shopping center (i.e. one tenant of many?) | YES / NO

Linear footage of any walls facing a street: Approximately 75'

I hereby request the following from the Development Standards Review Task Force: _____

We are requesting the ability to provide a mural of palm trees and sea birds on the West (primary) and South Elevations of the hotel, to provide some color to the building to help identify it as a different building from the condominium adjacent.

We are including 2 options: Option A is a more colorful version and Option B is a simple silhouette.

***SIGNS & STRUCTURES:** person pulling sign permit is required to have a \$10,000 license and permit bond made out to the City of South Padre Island.

PROPERTY OWNER: HOSP SOUTX MARG, LLC. Attn: Steve Phuvasitkul

OWNER MAILING ADDRESS: 2900 Highway 280 S STE 300

CITY, STATE, ZIP: Birmingham, AL 35223

PHONE NUMBER: (212) 940-8505 (E-mail address) sphuvasitkul@highlinehp.com

Steve Phuvasitkul
Signature of Property Owner (required) _____ Date 06/13/2021

APPLICANT: Craig Thomas

APPLICANT MAILING ADDRESS: 310 Padre Blvd

CITY, STATE, ZIP: South Padre Island, TX 78597

PHONE NUMBER: (832)-305-3344 (E-mail address) Craig.Thomas@pearlsouthpadre.com

[Signature]
Signature of Applicant (if different from owner) _____ Date 6/22/2021

FACADE GRAPHIC EMBELLISHMENT REFERENCES / MARGARITAVILLE RESORTS & HOTELS

Reference Images from other Margaritaville Hotel Properties



TheMcBrideCompany
CREATIVE DESIGN

The McBride Company
62 Highland Avenue
Marquette Center
Marquette 62253
Phone: (607) 361-0700
www.mcbridecompany.com

Date: 3/22/21
Scale:
A 2
A 3
A 4

Title:
Description:

MARGARITAVILLE RESORTS & HOTELS

FACADE GRAPHIC REFERENCES

These drawings are for the sole purpose of providing visual information and are not intended for construction purposes. Any contractor accepting these drawings shall be responsible for all errors and omissions.

△ Approved with comments
△ Approved with comments
△ Not Approved - see number

EXISTING CONDITIONS REFERENCE PHOTOS



TheMcBrideCompany
CREATIVE DESIGN

© 2010-2020

The McBride Company
42 Highland Avenue
Manchester, CT 06105
Phone: (860) 343-0700
www.mcbridedesign.com

Date: 3/7/21
Scale:
A 1
A 2
A 3
A 4

Title: MARGARITAVILLE BEACH RESORT / SOUTH PADRE ISLAND, TEXAS
Description: SITE REFERENCE PHOTOS

Approved: [Signature]
A Approved
A Not Approved

This drawing is for the purpose of information only and does not constitute a contract. The contractor accepts full responsibility for any errors or omissions.

NEW WEST ELEVATION MOCKUP



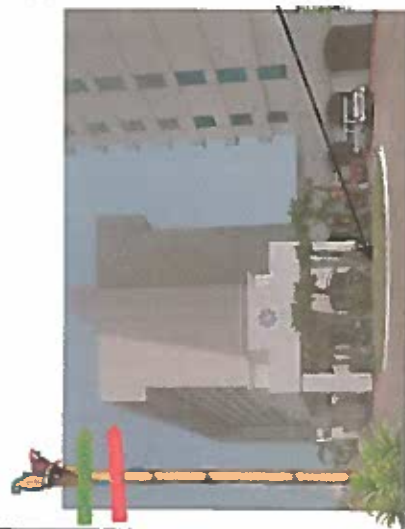
FACADE SUPER GRAPHIC OPTION

Option A (preferred)

NEW WEST & EAST FACADE COLOR STUDY



NEW ISLAND-STYLE WAYFINDING SIGN (TO LANDSHARK...)



GENERAL NOTES:
 ELEVATIONS ARE NOT AS BUILT,
 COLOR INDICATED IS STRICTLY
 FOR GENERAL DESIGN-INTENT.
 -ALL EXISTING SIGNAGE IS TO BE
 REMOVED, ALL AREAS PATCHED &
 PAINTED WITH NEW, APPROVED
 PAINT COLORS AS NEEDED.



TheMcBrideCompany
 CREATIVE DESIGN

60 Highland Avenue
 Manchester Center
 Vermont 05255
 Phone: (802) 343-0700
 www.mcbridecompany.com

COMPACT 2020

Date:	3/7/21
Scale:	3/3/21
Revision:	A 1 3/7/21
	A 2 3/7/21
	A 3 3/7/21
	A 4
	A 4

Title: **MARGARITAVILLE BEACH RESORT / SOUTH PADRE ISLAND, TEXAS**

Description: **FACADE COLOR STUDY**

These drawings are for the general purpose of illustrating the design intent only and are not to be used for construction or other purposes. Site contractors accept full responsibility for material quantities and installation.

Approved: [Signature]

Not Approved: [Signature]

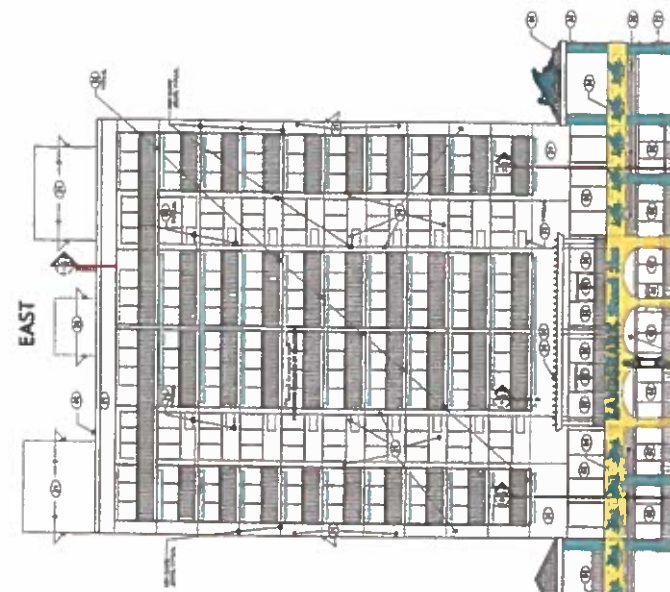
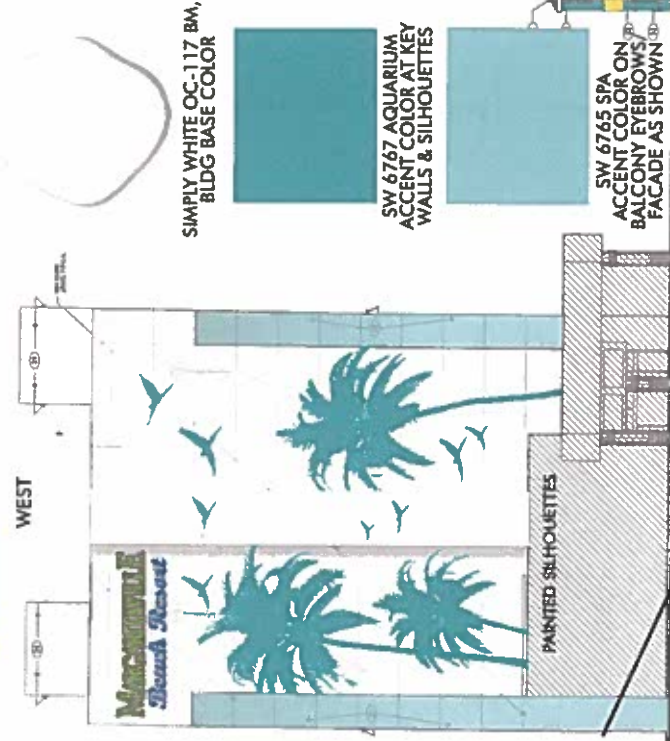
WEST ELEVATION MOCKUP



NEW 'ISLAND-STYLE' WAYFINDING SIGN (TO LANDSHARK...)

Option B

WEST & EAST FACADE COLOR STUDY



GENERAL NOTES:
 ELEVATIONS ARE NOT AS BUILT,
 COLOR INDICATED IS STRICTLY
 FOR GENERAL DESIGN-INTENT
 -ALL EXISTING SIGNAGE IS TO BE
 REMOVED, ALL AREAS PATCHED &
 PAINTED WITH NEW, APPROVED
 PAINT COLORS AS NEEDED.



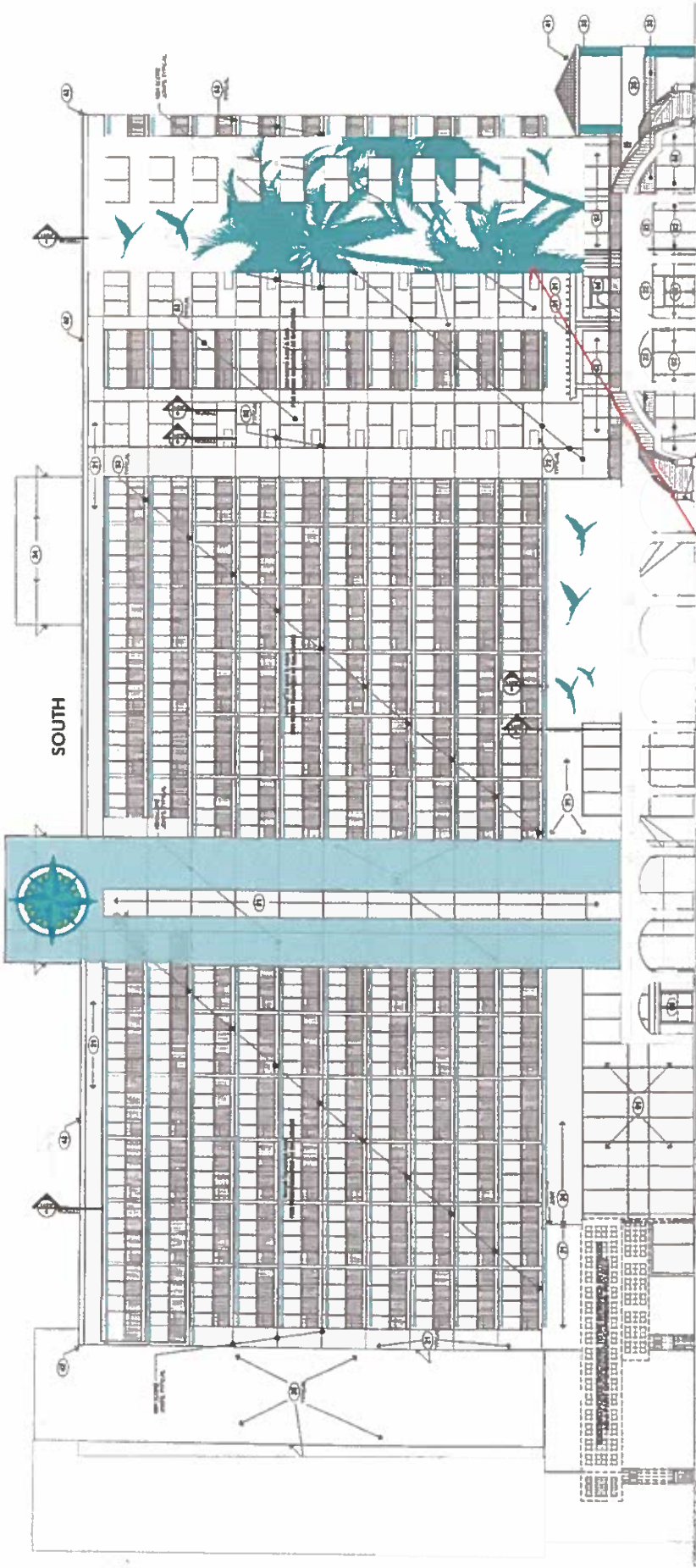
TheMcBrideCompany
 CREATIVE DESIGN
 copyright 2020

Date: 3/2/21
 Scale: 3/3/21
 Revision: 3/11/21
 A 1
 A 2
 A 3
 A 4

Title: MARGARITAVILLE BEACH RESORT / SOUTH PADRE ISLAND, TEXAS
 Description: FACADE COLOR STUDY

This drawing is for the use of the architect only and is not to be used for construction purposes. The contractor accepts full responsibility for materials, installation and labor.
 A Approved
 A Not Approved (intermediate)

SOUTH FACADE COLOR STUDY



SW 6765 SPA
ACCENT COLOR ON
BALCONY FLOORS/
FACADE AS SHOWN



SW 6767 AQUARIUM
ACCENT COLOR AT KEY
WALLS & SILHOUETTES



SIMPLY WHITE OC-117 BM,
BLDG BASE COLOR

TheMcBrideCompany
CREATIVE DESIGN
CORPORATE 300

MARGARITAVILLE BEACH RESORT / SOUTH PADRE ISLAND, TEXAS
FACADE COLOR STUDY

Date: 3/7/21
Scale: Revolutions:
A 1
B 2
C 3
D 4

The McBride Company
63 Highland Avenue
Manalapan Center
Venice 33595
Phone: (888) 343-0700
www.mcbriedesign.com

Title: Description:

Approved with comments
Not Approved with comments

These drawings are for the use
purpose of engineering and
design team only and are not
to be used for construction
program. The contractor accept
full responsibility for materials
selection.

**CITY OF SOUTH PADRE ISLAND
DEVELOPMENT STANDARDS REVIEW TASK FORCE
AGENDA REQUEST FORM**

MEETING DATE: July 13, 2021

NAME & TITLE: Alex Sanchez, Public Works Director

DEPARTMENT: Planning/Parks & Rec. Department

ITEM

Discussion and action regarding a variance request by Craig Thomas from Chapter 15 Signs Sec. 15-5 Certain Signs prohibited (F) Banners of the City's Code of Ordinances. Application is requesting to allow Banners along the long driveway to the hotel located at 310 Padre Blvd. (Lot 1 Block 1 South Padre Island Beach Resort.

ITEM BACKGROUND

The applicant is requesting to place banners on private road going into the hotel by using a sign grade rigid aluminum with graphics applied to resemble the look of a banner.

BUDGET/FINANCIAL SUMMARY

N/A

COMPREHENSIVE PLAN GOAL

n/a

LEGAL REVIEW

Sent to Legal: No

Approved by Legal: No

RECOMMENDATIONS/COMMENTS:

Chapter 15 Signs

Sec. 15-5. Certain signs prohibited.

The following signs shall be prohibited in the Town of South Padre Island:

- (A) Airborne signs.
- (B) Illegal signs as defined by the terms of Section 15-2(29), above, or any other sign constructed after the enactment of this Ordinance and which is not in compliance with the terms of this Ordinance.
- (C) Moving, Swinging, Flashing Signs, including electronic message centers, with the exception of time and temperature signs, however, such time and temperature signs shall be for that purpose only, shall be constant in nature, and shall not grow, melt, x-ray, up or down scroll, write-on travel, inverse, roll, snow or present pictorial or other animation.
- (D) Off-Premise signs.
- (E) Portable signs, except those used for temporary purposes as authorized by this Ordinance.
- (F) Banners.
- (G) Sidewalk sandwich signs.
- (H) Pole signs.
- (I) Snipe signs.
- (J) Signs with a reflective surface as herein defined.
- (K) Signs which contain or display any type of illustration, representation, statements, words, or characters of an obscene, prurient, immoral or vulgar nature or character.
- (L) Signs which contain or are an imitation of an official traffic sign or signal, or which are of a size, location, movement, content, coloring, or manner of illumination which may be confused with or construed as a traffic control device, or which may hide from view any traffic or street sign or signal.
- (M) Any sign construed or located in such a manner that is or becomes an immediate hazard or danger to persons or property because of being in an unsafe condition, or which obstructs any window, door, or fire escape of any building. Such signs will be subject to immediate removal by the City Manager, or his designee, without notice, at the expense of the owner.
- (N) Signs attached directly to a door or window. The only exceptions to this provision are a Business Information Sign, "Open" and "Closed" signs, Credit Card signs, ATM signs, and "Help Wanted" signs. [Ord 05-13]
- (O) Signs painted on or affixed to benches.

(Ord. No. 20-09 , § 6, 10-21-2020)



CITY OF SOUTH PADRE ISLAND

Development Standards Review Task Force Application

Meeting date on the 2nd Tuesday of every month.

To be considered a complete application this form must be COMPLETELY filled out and ten (10) copies of the form and supporting documentation must be submitted two (2) weeks before the meeting date. **\$250 application fee per variance request.**

SITE LOCATION FOR REQUEST:

Physical Address (Street Name & Number): 310 Padre Blvd

Legal Description (Lot/Block/Subdivision): Lot 1 BLK 1 South Padre Island Beach Resort

Is this property part of a shopping center (i.e. one tenant of many?) | YES / NO

Linear footage of any walls facing a street: Approximately 75'

I hereby request the following from the Development Standards Review Task Force: _____

Under section 15-5 subparagraph (F) it states that banners are not allowed. We are requesting to provide the attached "Banners" along the long driveway to the hotel, by using a sign grade rigid aluminum with graphics applied to resemble the look of a banner.

***SIGNS & STRUCTURES:** person pulling sign permit is required to have a \$10,000 license and permit bond made out to the City of South Padre Island.

PROPERTY OWNER: HOSP SOUTX MARG, LLC. Attn: Steve Phuvasitkul

OWNER MAILING ADDRESS: 2900 Highway 280 S STE 300

CITY, STATE, ZIP: Birmingham, AL 35223

PHONE NUMBER: (212) 940-8505 (E-mail address) sphuvasitkul@highlinehp.com

Steve Phuvasitkul _____
Signature of Property Owner (required) Date 06/13/2021

APPLICANT: Craig Thomas

APPLICANT MAILING ADDRESS: 310 Padre Blvd

CITY, STATE, ZIP: South Padre Island, TX 78597

PHONE NUMBER: (832)-305-3344 (E-mail address) Craig.Thomas@pearlsouthpadre.com

Craig Thomas _____
Signature of Applicant (if different from owner) Date 6/20/2021

PROPOSED LOCATIONS ALONG THE ENTRY RD:



TREE LOCATIONS ARE NOT ACTUAL



EXTERIOR SIGNAGE DETAIL SHEET

OVERALL SIZE (EA): 6'H x 3'W (+/-)
SCALE PROPORTIONATELY

INDUSTRY-STANDARD BANNER POLES,
BRACKETS & ATTACHMENT METHODS.
MATCH THE DESIGN-INTENT SHOWN.



SET A



SET B



SITE CONDITIONS REFERENCE:



DIGITALLY IMPRINTED BANNER MATERIAL*
BRACKETS & DETAILS ARE PER FABRICATOR'S
APPROVED RECOMMENDATIONS. OWNERSHIP
TO VERIFY 1 OR 2-SIDED IMPRINTING. 2-SIDED
REQUIRES 'BLOCK-OUT' VINYL BANNER MATERIAL.
***Banner Material Proposed as Sign Grade Aluminum**



TheMcBrideCompany
CREATIVE DESIGN

CONTRACT 2020

DRG: 3/7/21
Scale: 1/8" = 1'-0"
DATE: 3/7/21
DATE: 3/7/21
DATE: 3/7/21

The McBride Company
67 Highland Avenue
Auriferous Center
Newport 05255
Phone: (603) 343-0300
www.mcbridecompany.com

Title: MARGARITAVILLE BEACH RESORT / SOUTH PADRE ISLAND, TEXAS

Description: BRANDED BANNERS ALONG THE ARRIVAL ROAD

These drawings are for the job
design shown only and are not
intended for actual fabrication or
construction. The user assumes
total responsibility for such work
including, but not limited to,
modifications.

Approved with comments
Approved with comments
Not Approved - see revisions

EXTERIOR SIGNAGE DETAIL SHEET

INDUSTRY-STANDARD BANNER POLES, BRACKETS & ATTACHMENT METHODS. MATCH THE DESIGN-INTENT SHOWN.



OVERALL SIZE (EA): 6'H x 3'W (+/-)
SCALE PROPORTIONATELY



SET C



SET D



SITE CONDITIONS REFERENCE:



DIGITALLY IMPRINTED BANNER MATERIAL*
BRACKETS & DETAILS ARE PER FABRICATOR'S
APPROVED RECOMMENDATIONS. OWNERSHIP
TO VERIFY 1 OR 2-SIDED IMPRINTING. 2-SIDED
REQUIRES 'BLOCK-OUT' VINYL BANNER MATERIAL.
***Banner Material Proposed as Sign Grade Aluminum**



TheMcBrideCompany
CREATIVE DESIGN

COMP-04 3/20

Date:	3/17/21
Scale:	As Shown
Revision:	A 2
	A 3
	A 4

Title: MARGARITAVILLE BEACH RESORT / SOUTH PADRE ISLAND, TEXAS

Description: BRANDED BANNERS ALONG THE ARRIVAL ROAD

These drawings are for the sole use of the client and are not to be used for any other purpose without the written consent of The McBride Company. All other uses are prohibited.

- A Approved
- AP Approved with comments
- APR Approved after revisions

EXTERIOR SIGNAGE DETAIL SHEET

OVERALL SIZE (EA): 6'H x 3'W (+/-)
SCALE PROPORTIONATELY

INDUSTRY-STANDARD BANNER POLES,
BRACKETS & ATTACHMENT METHODS.
MATCH THE DESIGN-INTENT SHOWN.



SET E



SET F



DIGITALLY IMPRINTED BANNER MATERIAL*
BRACKETS & DETAILS ARE PER FABRICATOR'S
APPROVED RECOMMENDATIONS. OWNERSHIP
TO VERIFY 1 OR 2-SIDED IMPRINTING. 2-SIDED
REQUIRES 'BLOCK-OUT' VINYL BANNER MATERIAL.
***Banner Material Proposed as Sign Grade Aluminum**

SITE CONDITIONS REFERENCE:



The McBride Company
62 Highland Avenue
Manchester, CT 06255
Phone: (860) 362-0200
www.mcbrideco.com

Date: 3/27/11
Scale:
Revisions:
A 2
A 3
A 4

Title: MARGARITAVILLE BEACH RESORT / SOUTH PADRE ISLAND, TEXAS
Description: BRANDED BANNERS ALONG THE ARRIVAL ROAD

These drawings are for the job
designated above only and are not
intended for construction or
other purposes without the
written consent of the
designer. The designer
assumes no responsibility for
errors, omissions, or
incomplete information.

A. Approved with comments
A. Not Approved under revision

**CITY OF SOUTH PADRE ISLAND
DEVELOPMENT STANDARDS REVIEW TASK FORCE
AGENDA REQUEST FORM**

MEETING DATE: July 13, 2021

NAME & TITLE: Alex Sanchez, Public Works Director

DEPARTMENT: Planning/Parks & Rec. Department

ITEM

Discussion and action regarding a variance request by John Ferrone from Table 5.1 - Schedule of Uses (Land Use) of the Padre Boulevard and Entertainment District Code. Applicant is requesting to keep a 31 foot sailboat within the existing 10 foot setback located at 205 West Palm Street. (Lot 1 Block 1 Padre Beach Subdivision, Section I)

ITEM BACKGROUND

The applicant is requesting to keep his 31 foot sailboat (Callipygous) and stated that the sailboat will be replacing the food truck which was in the exact location. The sailboat will be an attraction but primarily, it will be a flag pole.

Staff is considering this as art; therefore recommends to deny the variance since it exceeds the Art requirements.

BUDGET/FINANCIAL SUMMARY

N/A

COMPREHENSIVE PLAN GOAL

N/A

LEGAL REVIEW

Sent to Legal: No

Approved by Legal: No

RECOMMENDATIONS/COMMENTS:

Table 5.1 – Schedule of Uses (Land Use)

Character Zone	Bayfront	Entertainment District Core	Neighborhood Crossing	Town Center Crossing	Padre Boulevard North/Central	Padre Boulevard South	Neighborhood Transition	Northern Resort District
Commercial Uses (Office, Retail, Restaurant, Sales and Service Uses)								
Retail Sales with no drive through facility_(includes alcohol sales; bicycle, vehicle, and water sport sales & rental; general merchandise; pharmacy; cigarette & cigar sales; hardware stores, etc.) Excluded from this category are retail sales and service establishments geared towards the automobile.	P	P	P	P	P	P	NP	P
Head Shop (a retail outlet with the sale of paraphernalia related to the consumption of cannabis, other recreational drugs and/or new age herbs. Products typically include but are not limited to, water pipes, bong, roach clips, pipes, rolling papers, rolling machines, and whipped cream chargers containing nitrous oxide.)	NP	NP	NP	NP	NP	SE	NP	NP
Auto-related Sales or Service establishments (includes gasoline sales)	NP	NP	P/C	P/C	P/C	P/C	NP	P/C
Marine repairs	NP	NP	NP	NP	NP	NP	NP	NP
Finance, Insurance, and Real Estate establishments (with no drive through facility)	P	P	P	P	P	P	NP	P
Offices for business, professional, administrative, and technical services	P	P	P	P	P	P	P	P
Research laboratory headquarters, laboratories and associated facilities	NP	NP	NP	NP	P	P	NP	P
Food Service Uses such (includes seating on a sidewalk areas with no pedestrian obstruction; includes alcohol sales; with no drive through facility)	P	P	P	P	P	P	NP	P
Bar or drinking place	P	P	P	P	P	P	NP	P
Personal Services such as laundry, dry cleaners, hair care, etc.	P	P	P	P	P	P	NP	P
Tattoo and body piercing (with a state license)	NP	NP	NP	NP	NP	P	NP	NP
Permanent Makeup Application (with a state license)	NP	NP	NP	NP	NP	P	NP	NP
Retail bait stands	P	P	NP	NP	P	NP	NP	P
Pet and animal sales or service	P	P	P	P	P	P	NP	P
Any permitted use with a drive through facility	NP	NP	P/C	NP	P/C	P/C	NP	P/C
Arts, Entertainment, and Recreation Uses								
Indoor amusement or theme park establishment including bowling alleys, bingo parlor, games arcades, skating, etc.	P	P	P	P	P	P	NP	P
Outdoor amusement or theme park establishment including miniature golf, go-cart tracks, etc.	P/SUP	P/SUP	NP	NP	P/SUP	P/SUP	NP	P/SUP
Art galleries	P	P	P	P	P	P	P	P
Art, antique, apparel, appliance, furniture or electronics studio (includes retail, repair or fabrication uses)	P	P	P	P	P	P	NP	P
Fitness, recreational sports, gym, or athletic club	P	P	P	P	P	P	NP	P
Private clubs, fraternities, sororities and lodges that operate solely for the benefit of their members only	P	P	P	P	P	P	NP	P
Art, dance & music schools	P	P	P	P	P	P	NP	P
Marina or yachting club facility	P/SUP	NP	NP	NP	P/SUP	P/SUP	NP	P/SUP
Boat docks	P	NP	P	NP	P	P	NP	P
Museums and other special purpose recreational institutions	P	P	NP	P	P	P	NP	P
Parks, greens, plazas, squares, and playgrounds	P	P	P	P	P	P	P	P
Performing arts, theater, cinema, dance or music establishment	P	P	P	P	P	P	NP	P
Educational, Public Administration, Health Care and Other Institutional Uses								
Business associations and professional membership organizations	P	P	P	P	P	P	NP	P
Child day care and preschools	P	P	P	P	P	P	P	P

Character Zone	Bayfront	Entertainment District Core	Neighborhood Crossing	Town Center Crossing	Padre Boulevard North/Central	Padre Boulevard South	Neighborhood Transition	Northern Resort District
Schools, libraries, and community halls	P	P	P	P	P	P	NP	P
Universities and Colleges	P	P	P	P	P	P	NP	P
Technical, trade, and specialty schools	P	P	P	P	P	P	NP	P
Hospitals (General and Special), primary care office, urgent care centers, and dental clinics	NP	NP	P	P	P	P	NP	P
Nursing, supervision, and other rehabilitation services (including Substance Abuse Clinics)	NP	NP	P/SUP	P/SUP	P/SUP	P/SUP	NP	P/SUP
Civic uses	P	P	P	P	P	P	NP	P
Social and fraternal organizations	P	P	P	P	P	P	NP	P
Social services and philanthropic organizations	P	P	P	P	P	P	NP	P
Public administration uses (including government uses, public safety, health and human services)	P	P	P	P	P	P	NP	P
Religious Institutions	P	P	P	P	P	P	P	P
Funeral homes	P	P	P	P	P	P	NP	P
Residential Uses								
Home Occupations such as a dressmaker, physician/surgeon/dentist offices, a musician/artist studio etc.	P/A	P/A	P/A	P/A	P/A	P/A	P/A	P/A
Single family	SE	SE	SE	SE	SE	SE	SE	P
Multi-family residential (including apartment and condominiums)								
Ground floor	P/C	P/C	P/C	P/C	P/C	P/C	P	P
Upper floors	P	P	P	P	P	P	P	P
Residential Lofts	P	P	P	P	P	P	P	P
Weekend cottages	NP	NP	NP	NP	NP	NP	NP	P
Single-family residential attached dwelling unit (Townhomes)	SE	SE	P	P	P	P	P	P
Accessory residential unit (accessory building not exceed 50% of the floor area of the principal structure)	SE	SE	P/A	P/A	P/A	P/A	P/A	P/A
Residential accessory uses in a vacant lot that is contiguous with a residential single family lot having a principal building under common ownership	NA	NA	NA	NA	NA	NA	NA	NA
Short-term (less than 30 days) rentals	P	P	P	P	P	P	P	P
Mixed use structure (with uses allowed in the district)	P	P	P	P	P	P	P	P
Trailer parks (travel trailers)	NP	NP	NP	NP	NP	NP	NP	NP
Live-work unit	P	P	P	P	P	P	P	P
Other Uses								
Accessory uses (the sum of all accessory uses shall not constitute a total area larger than twenty (20) percent of the total building area of the principal use)	NP	NP	NP	NP	NP	NP	NP	P
Publishing (newspaper, books, periodicals, software)	P/C	P/C	P	P	P	P	NP	P
Motion picture and sound recording	P/C	P/C	P	P	P	P	NP	P
Telecommunications and broadcasting	P/C	P/C	P	P	P	P	NP	P
Information services and data processing	P/C	P/C	P	P	P	P	NP	P
Model homes or field offices for sales and promotion (until all the homes are sold; building permit is required and shall be valid for a one (1) year period; renewable if sales are still active)	P	P	P	P	P	P	P	P
Bed and Breakfast Establishments	NP	NP	NP	NP	P	P	P	P
Hotels and motels	P	P	P	P	P	P	NP	P
Hotels, motels and condominiums with more than twelve (12) units may include within the premises such businesses as bars, food establishments, barber shops, beauty parlors and other similar businesses	P	P	P	P	P	P	NP	P
Commercial parking	P/C	P/C	P/C	P/C	P/C	P/C	NP	P/C
Temporary commercial parking*	P	P	P	P	P	P	NP	P

Character Zone	Bayfront	Entertainment District Core	Neighborhood Crossing	Town Center Crossing	Padre Boulevard North/Central	Padre Boulevard South	Neighborhood Transition	Northern Resort District
Parking, surface (primary use of property)	P/C	P/C	P/C	P/C	P/C	P/C	P/C	P/C
Parking, surface (accessory use of property)	P	P	P	P	P	P	P	P
Parking, structured	P	P	P	P	P	P	NP	P
Private attached garage	P/A	P/A	NP	NP	NP	NP	P/A	P/A
Private detached garage	P/A	P/A	NP	NP	NP	NP	P/A	P/A
Impound lot	NP	NP	NP	NP	NP	NP	NP	NP
Outdoor storage	NP	NP	NP	NP	NP	NP	NP	NP
Helicopter landing/take-off pads	NP	NP	NP	NP	NP	NP	NP	NP
Community garden	P/C	P/C	P/C	P/C	P/C	P/C	P/C	P/C
Antennas including cell, accessory, and mounted on top of buildings.	P/A/C	P/A/C	P/A/C	P/A/C	P/A/C	P/A/C	P/A/C	P/A/C
Utility equipment (includes electrical transformers, gas meters, etc)	P/A/C	P/A/C	P/A/C	P/A/C	P/A/C	P/A/C	P/A/C	P/A/C
Wind energy equipment	P/A	P/A	P/A	P/A	P/A	P/A	P/A	P/A
Rain harvesting equipment	P/A/C	P/A/C	P/A/C	P/A/C	P/A/C	P/A/C	P/A/C	P/A/C
Solar energy equipment	P/A	P/A	P/A	P/A	P/A	P/A	P/A	P/A
Special Event	P/SUP	P/SUP	P/SUP	P/SUP	P/SUP	P/SUP	NP	P/SUP
Temporary buildings for construction (shall be removed upon completion or abandonment of construction work)	P	P	P	P	P	P	P	P

P: Permitted by right

P/C: Permitted with design criteria per Table 5.2

P/A: Permitted accessory use

P/A/C: Permitted as an accessory use with design criteria per Table 5.2

P/SUP: Permitted with a Specific Use Permit

SUP shall meet standards in Chapter 20-24 of the City Code of Ordinances

A: Accessory use to not exceed 25% of the primary use building square footage

SE: Special Exception

NA: Not applicable

NP: Not permitted

*All parking and maneuvering areas on a non-residential lot shall have dustproof paving or vegetative coverage. (Usage of Caliche or similar materials that may cause clogs in drainage system or create dust in the area are not allowed.)

5.2 Use Criteria: All uses listed as P/C in Table 5.1 shall also meet the following standards in Table 5.2

Table 5.2 – Use Criteria	
<i>Use</i>	<i>Location & Design Criteria</i>
Non-Residential Uses	
Auto-related Sales and Service	<ul style="list-style-type: none"> • The building design shall conform to the requirements of the Padre Boulevard and Entertainment District Design Guidelines. • Accessory structures, including canopies, kiosks, and car wash buildings, shall conform to or compliment the project architectural theme. This includes similar roof styles, column types, materials, textures, and colors. • Service bays and car wash tunnel openings shall be oriented away from street view and screened from adjacent sites. If service bays and car wash openings toward street view are necessary, dense landscaping and/or architectural treatments shall be provided to screen and/or mitigate unattractive views and features from the street. • Cross access connection shall be required for a mechanic shop to achieve a better screening. • Building colors should emphasize earth tones. The use of highly reflective or glossy materials should be limited and will not be appropriate in all contexts. • Such uses shall be designed so as to mitigate any negative impact on residential uses, including orientation and buffers. • Where adjacent to residential zoning or residential uses, self-service or automatic car washes shall have sound attenuation devices, such as doors or screen walls, located at the entrances and/or exits of the car wash. • All equipment within car wash tunnels shall be contained within the building. • All vehicles under repair and equipment within repair bays shall be contained within the building and shall not be visible from outside. • Canopy lighting shall be recessed and flush with its underside (ceiling). • Full-service car washes shall provide shaded plazas and/or indoor waiting areas for customers. • Gas pumps, canopies, and/or service bays shall not be located along any Pedestrian Priority Street frontage. • Any buildings associated with the use shall also have a pedestrian entrance at a Pedestrian Priority Street and/or the Boulevard. • No outdoor storage of vehicles or other products sold shall be permitted. All auto-related sales display shall be inside storefronts.
Any permitted use with a drive through facility	<ul style="list-style-type: none"> • All drive through access (driveways) shall be from a street with a higher hierarchy. • Drive through lanes and/or canopies shall not have frontage along any Pedestrian Priority Streets.
Residential Uses	
Multi-family residential Ground Floor	<ul style="list-style-type: none"> • All ground floors along all Pedestrian Priority and Boulevard Frontages shall be built to Commercial Ready standards. Ground floors may be occupied by residential uses.
Other Uses	
Publishing (newspaper, books, periodicals, software)	<ul style="list-style-type: none"> • Shall only be permitted on the upper floors of buildings
Motion Picture and sound recording	
Telecommunications and broadcasting (radio, TV, cable, wireless communications, telephone, etc)	
Information services and data processing	
Parking, surface (primary use of property)	<ul style="list-style-type: none"> • Shall be permitted as an interim use of property (3 year increments) • New surface parking shall be set back a minimum of 30' from the edge of the right-of-way of Pedestrian Priority Streets. • New surface parking shall not be located at a street intersection for minimum of 30' along each street.
Sales from Kiosks	<ul style="list-style-type: none"> • Kiosks shall only be permitted on civic/open spaces. • Kiosks shall be no larger than 150 sq.ft. in area and no taller than 18' in height. • Kiosk locations shall not impede pedestrian pathways or entrances to buildings • Kiosks from which merchandise or food is sold shall be attended when open for business. • Kiosks shall be constructed of similar materials or given a similar finish as adjacent buildings.

Table 5.2 – Use Criteria	
<i>Use</i>	<i>Location & Design Criteria</i>
	<ul style="list-style-type: none"> • All sides of a kiosk shall have a finished look with no externally visible utility equipment.
Community Garden	<ul style="list-style-type: none"> • Shall be no larger than 0.5 acres • Gardens shall be enclosed by a fence on all open sides. • Fences should be installed straight and plumb, with vertical supports at a minimum of 8' on center. Chicken wire, if used, should be continuously supported along all edges. • Fencing Materials: <ul style="list-style-type: none"> ○ <u>Permitted</u>: pressure treated wood (must be painted or stained medium to dark color), chicken wire, wrought iron, painted galvanized steel ○ <u>Not permitted</u>: chain link, bobbed wire, vinyl, un-painted/stained pressure treated wood, plywood
Antennas including cell, accessory and mounted (Excluded from this category are freestanding and commercial antennas and equipment buildings)	<ul style="list-style-type: none"> • Antennas shall be permitted on rooftops. • Antennas shall be screened entirely with a screen of same color as the principal building. • Antennas shall not be visible from adjacent Pedestrian Priority Street.
Rain water harvesting equipment	<ul style="list-style-type: none"> • Rain water harvesting equipment may not be installed along Pedestrian Priority Streets. • On all other frontages, they shall be screened with a Street Screen at least as high as the equipment being screened.
Utility equipment (includes electrical transformers, gas meters, etc)	<ul style="list-style-type: none"> • Utility equipment shall not be installed with frontage on Pedestrian Priority Streets. • On all other frontages, they shall be screened with a Street Screen at least as high as the equipment being screened.
Commercial Parking	<ul style="list-style-type: none"> • New surface parking shall be set back a minimum of 30' from the edge of the right-of-way of Pedestrian Priority Streets. • New surface parking shall not be located at a street intersection for minimum of 30' along each street. • Commercial parking shall not be allowed along any pedestrian priority street frontage.

Chapter 15 Signs

Sec. 15-2.1. Rules and procedures governing art in public spaces.

- (A) All applications for approval to install, erect, or in any manner display art in public spaces must comply with all Rules and Regulations listed below.
- (1) The proposed art must not be attached to any type of structure and must be a minimum of five (5) feet from any type of structure.
 - (2) The total maximum size of the proposed art, including any base or stand shall be eight (8) feet in height, three feet (3) in width with a maximum depth of three (3) feet.
 - (3) All proposed Art must be a minimum of five (5) feet from any City, State, or any other right-of-way.
 - (4) All proposed Art must comply with all other City Codes.
 - (5) All applications for Art in Public Spaces must be reviewed by City Staff and approved by the Development Standards Review Task Force, with appeal rights, if denied, as outlined in Section 15-14. The Development Standards Review Task Force has the authority to grant variances in accordance with Section 15-14.
 - (6) All proposed Art in Public Spaces must be directly related to, and compatible with the local area theme and the immediate local environment.
 - (7) All proposed Art in Public Spaces must comply and meet the definition of "Art" in Section 15-2.
 - (8) All proposed Art in Public Spaces shall be created by a recognized artist.
 - (9) All applicants and all persons or entities shall be limited to one display of Art in Public Spaces per location.
 - (10) All proposed Art in Public Spaces shall not be allowed to involve or contain any kind of movement or vibration of any kind, and must be stationary.
 - (11) All proposed Art in Public Spaces shall not involve or contain any type of lighting, illumination, or lasers, except for some type of spot lighting to allow the display to be visible in the dark.
- (B) (1) Approved Art in Public Spaces shall not be counted towards maximum signage area requirements.
- (2) Art in Public Spaces shall not have any direct commercial connection to the structure or location in which the Art is located and cannot be used for any type of advertising.
 - (3) The Development Standards Review Task Force shall have the discretion to approve or deny an application to display Art in Public Spaces and has the authority to grant variances in accordance with Section 15-14.

(Ord. No. 20-09 , § 3, 10-21-2020)

Chapter 15 Signs

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(Ord. No. 20-09 , § 3, 10-21-2020)



CITY OF SOUTH PADRE ISLAND
Development Standards Review Task Force Application
Meeting date on the 2nd Tuesday of every month.
To be considered a complete application this form must be COMPLETELY filled out and ten (10) copies of the form and supporting documentation must be submitted two (2) weeks before the meeting date. \$250 application fee per variance request.

SITE LOCATION FOR REQUEST:

Physical Address (Street Name & Number): 205 W. PALM STREET

Legal Description (Lot/Block/Subdivision): LOT 1, BLOCK 1, PADRE BEACH SUBDIVISION SECTION I

Is this property part of a shopping center (i.e. one tenant of many?) | YES / NO

Linear footage of any walls facing a street: N.A.

I hereby request the following from the Development Standards Review Task Force: _____

SEE ATTACHED LETTER

***SIGNS & STRUCTURES:** person pulling sign permit is required to have a \$10,000 license and permit bond made out to the City of South Padre Island.

PROPERTY OWNER: JOHN FERRONE

OWNER MAILING ADDRESS: 205 WEST PALM STRET

CITY, STATE, ZIP: SOUTH PADRE ISLAND, TX 78597

PHONE NUMBER: 956-639-6899 (E-mail address) john@sailspi.com

[Signature]
Signature of Property Owner (required)

7.6.21
Date

APPLICANT: JOHN FERRONE

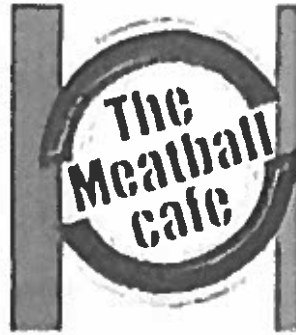
APPLICANT MAILING ADDRESS: PO BOX 833 P

CITY, STATE, ZIP: PORT ISABEL TX 78578

PHONE NUMBER: _____ (E-mail address) JOHN@SAILSPI.COM

[Signature]
Signature of Applicant (if different from owner)

7.6.21
Date



City of South Padre
Building Permit Dep

Dear Sirs/Madam,

I respectfully request a variance to display an accessory to my business, Long Board Bar and Grill at 205 West Palm Street, South Padre Island, Texas. I proposed to securely fasten the accessory along my north property line within the existing 10-foot building setback line. The accessory is a decommissioned 31 foot unique sailboat, "Callipygous", that is approximately 350 sf or 0.06% of the total area of the 5,916 sf facility. The area of this accessory is considerably less than the 20% maximum area of the principal use, as stated in the ordinance on page 14 of the Padre Boulevard and Entertainment District Code.

Additionally, if the use of "accessory" cannot be permitted, I request that, in the alternative, this unique, hand carved decommissioned vessel be considered a work of Art that enhances and conforms with the Bay Front aesthetics and character. I would ask that the rules appropriated for Art be applied with a variance for the size requirements set forth within code, section 15-2.1 (2)(3) and any other sub sections that may apply.

I am enclosing a most recent plan and layout of my property for your reference. Please see attached exhibits.

Should you have any further questions, please do not hesitate to contact me.

A handwritten signature in black ink, appearing to read "John Ferrone".

John Ferrone
(956) 639-6899
john@sailspi.com



City of South Padre
Building Permit Dept

Dear Sirs,

Attached are 3 documents.

- 1) The permit application
- 2) Sketch A is a close up of our proposed restrooms and sailboat location
- 3) Sketch B of the Longboard property showing location of sailboat.

Our architects and engineers are working on adding restrooms to the north side of our property. Within a few weeks, we'll present completed plans for the restroom additions.

Added to these sketches is the location of our 31' sailboat, Callipygous. The sailboat will replace the food truck which was in the exact location. We expect the sailboat to be an attraction but primarily, it will be a flag pole and hopefully we can have it up and running by July 4th.

The sailboat was lifted by a 60T crane and placed in its spot. It is supported by jack stands and blocks, exactly the same system used in all boat storage facilities and marina around the country. All boats supported in this manner are stored for months and sometimes years. In addition, we'll be adding concrete in the base for extra measure.

You may be aware that everything we do at our three companies are built correctly and usually over built. The comfort and safety of our staff and customer is a priority. The restrooms we'll be building shortly are not a necessity but rather extra comfort for our customers and visitors to our Island. We want to be part of making this Island a first-class destination.

Please feel free to call if you have any questions.

John Ferrone
(956)639-6899
John@sailspi.com

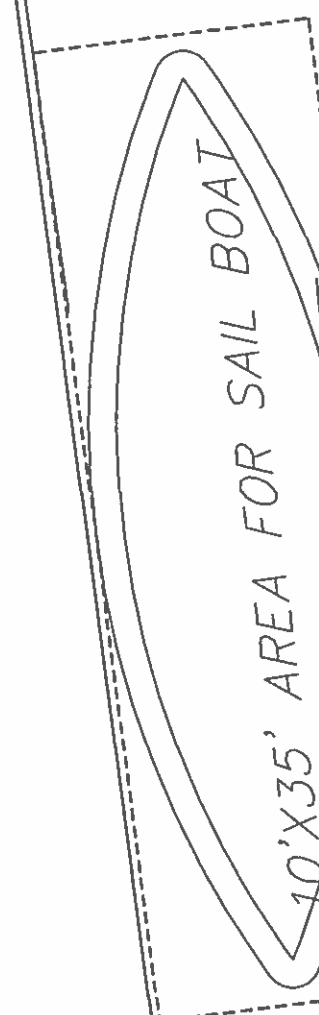
Received

JUN 23 2021

**City of South Padre Island
Inspections Department**

SERVICE LIGHT AND GUY WIRE

AREA



10'X35' AREA FOR SAIL BOAT

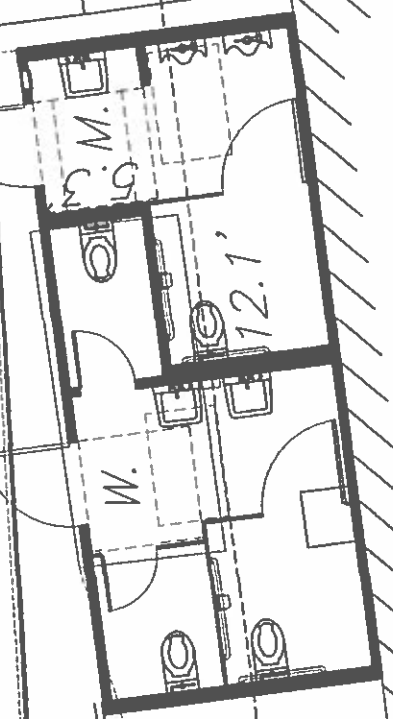
LANDSCAPE AREA

WALK WAY TO TO RESTROOMS

BRICK BASE

WOOD STAIRS

WOOD STAIRS



M.M.

W.

12.1'

41.8'

15.4'

14.4'

A

BALCONY

BASE

9'

5.5'

13.5'

5.4'

10.4'

LCONY AREA

CONC. BASE

TRASH BIN AREA

Received

JUN 23 2021

City of South Padre Island
Inspections Department

METAL STAIRS

TWO STORY
FRAME BLDG

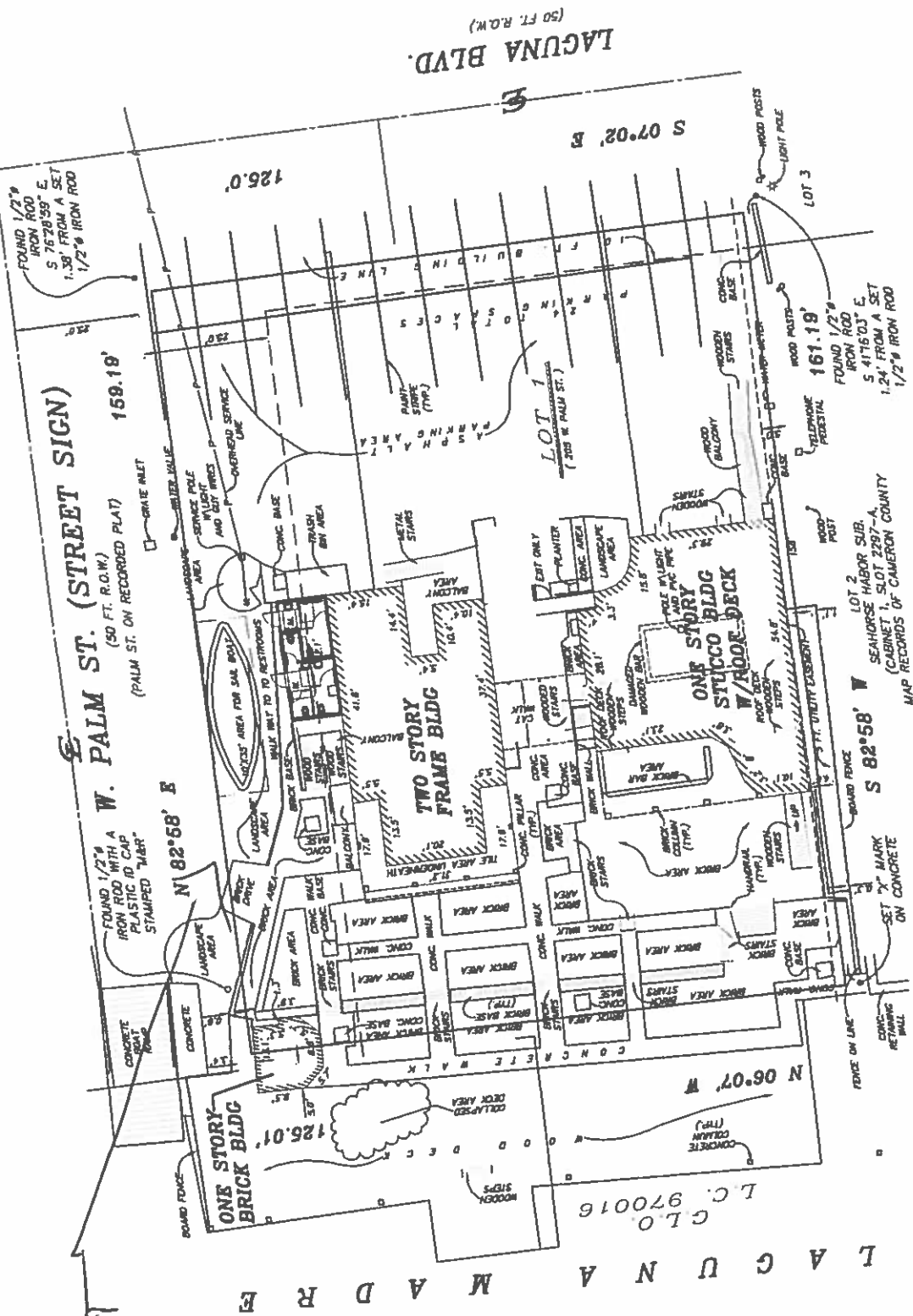
SAIL BOAT

Received

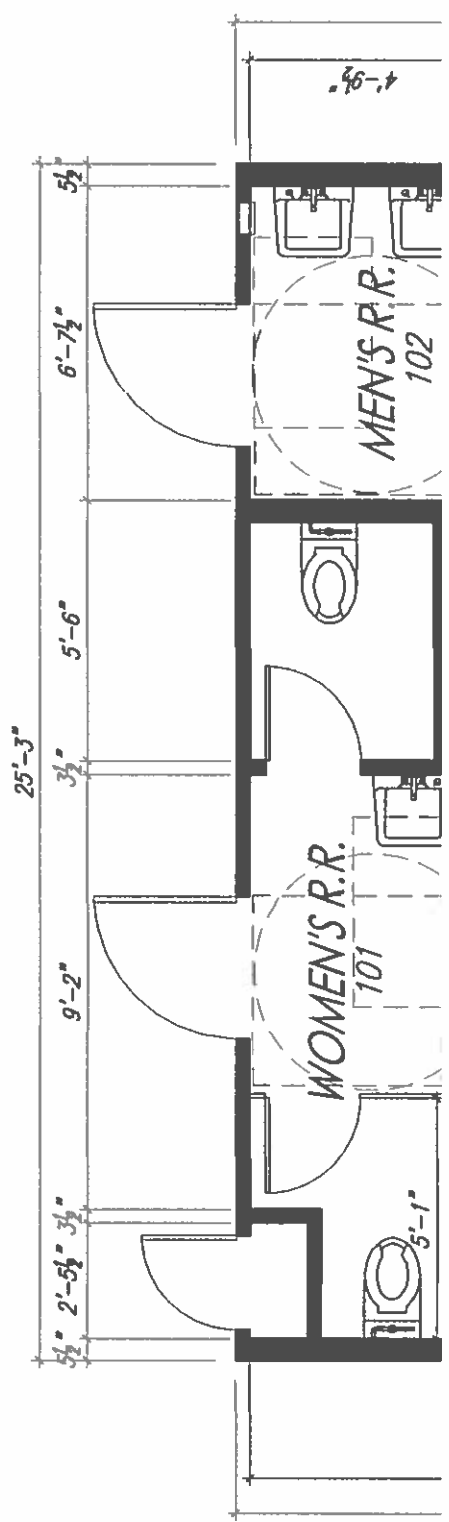
JUN 23 2021

City of South Padre Island
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AB



PRELIMINARY SITE PLAN



LAGUNA BLVD.
(50 FT. R.O.W.)

W. PALM ST. (STREET SIGN)
(50 FT. R.O.W.)
159.19'

FOUND 1/2" IRON ROD S 76°28'59" E 1.38' FROM A SET 1/2" IRON ROD

FOUND 1/2" IRON ROD WITH A PLASTIC ID CAP STAMPED "148"

FOUND 1/2" IRON ROD S 41°16'03" E 1.24' FROM A SET 1/2" IRON ROD

FOUND 1/2" IRON ROD S 16°03' E 1.24' FROM A SET 1/2" IRON ROD

FOUND 1/2" IRON ROD S 16°03' E 1.24' FROM A SET 1/2" IRON ROD

FOUND 1/2" IRON ROD S 16°03' E 1.24' FROM A SET 1/2" IRON ROD

Bermuda Survey

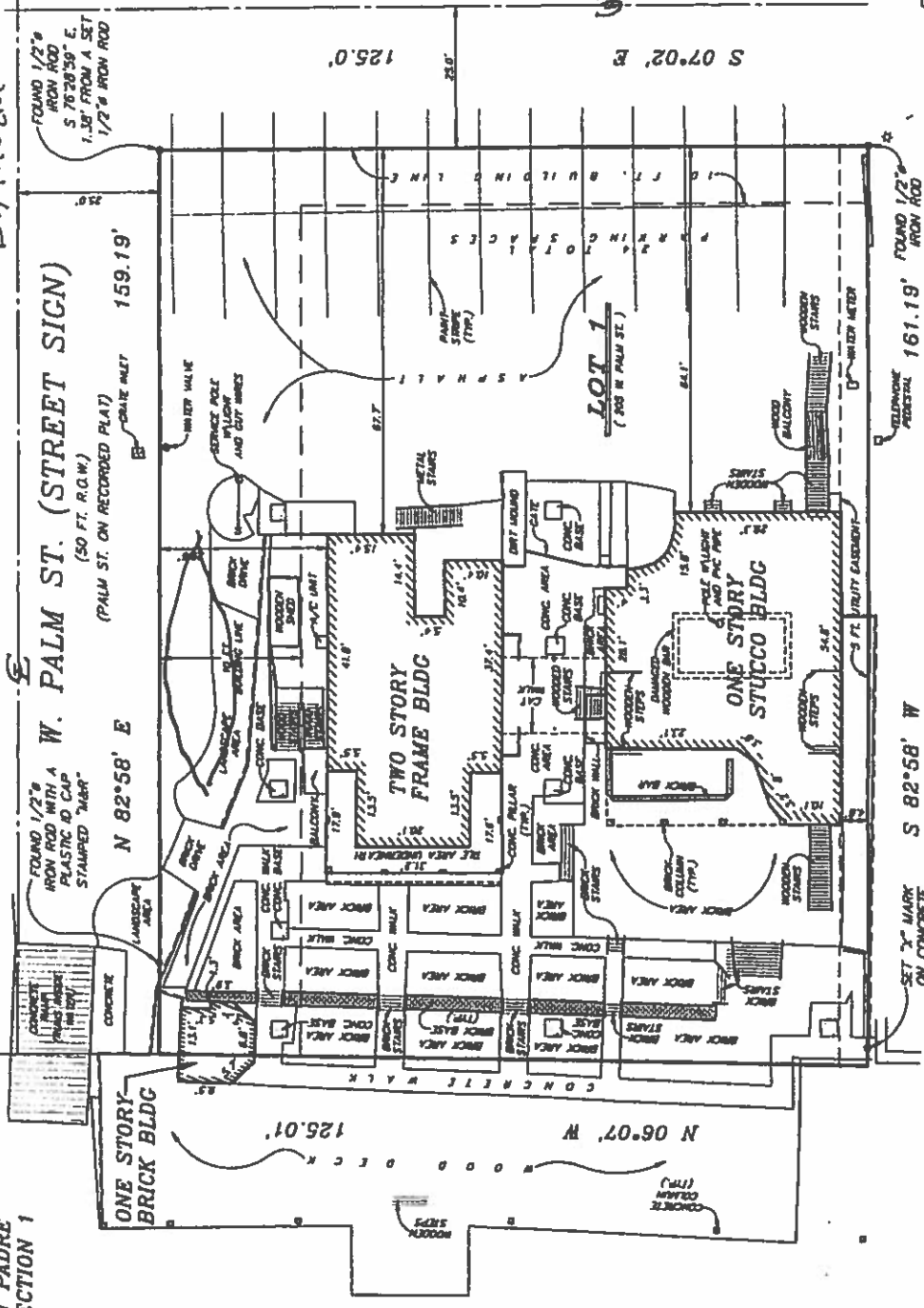
MERIDIAN PADRE BEACH SECTION 1

W. PALM ST. (STREET SIGN)
(50 FT. R.O.W.)

FOUND 1/2" IRON ROD WITH A PLASTIC ID CAP STAMPED "M&R" N 82°58' E 159.19'

FOUND 1/2" IRON ROD S 76°20'59" E 1.38' FROM A SET 1/2" IRON ROD

NOTES:
1. HOLD IRON RODS ALONG THE SURFACE OF THE GROUND FOR BASIS OF BEARING.
2. THIS TRACT LIES IN ZONE 14° 42' (T.L. 4) EAST OF THE MERIDIAN PADRE BEACH MAP OF COMMUNITY NO. 480113, FRAME NO. 0001 & REVISED MARCH 9, 1988.
3. SOME IMPROVEMENTS ALONG THE BOUNDARY LINES HAVE BEEN CONSIDERED FOR CLARITY PURPOSES AND ARE NOT TO SCALE.
4. ALL IRON RODS SET HAVE A YELLOW PLASTIC ID CAP STAMPED "M&R" SURVEYING INC.
5. THIS SURVEY IS THE PROPRIETARY WORK PRODUCT OF M&R SURVEYING INC. ANY REPRODUCTION OR TRANSMISSION OF THIS DOCUMENT FOR ANY PURPOSE OTHER THAN THAT FOR WHICH IT WAS SURVEYED IS STRICTLY PROHIBITED. REPRODUCTION OF THIS DOCUMENT WITHOUT THE WRITTEN PERMISSION OF M&R SURVEYING INC. WILL BE SUBJECT TO CLAIMS AND DAMAGES.



LAGUNA BLVD.
(50 FT. R.O.W.)

SURVEYED FOR:
David Swissa

SCALE: 1" = 20'

THE DIMENSIONS SHOWN ON THE BALDING FOOTPRINT HAVE BEEN ROUNDED UP TO THE NEAREST TENTH OF A FOOT.
ALL DIMENSIONS ARE IN DECIMALS OF A FOOT UNLESS OTHERWISE NOTED.

MASQUEZ
4000 BOCA CHICA BLVD.
BROWNSVILLE, TEXAS 78681
Phone: (956) 541-9926
FIRM NO. 10084100
SURVEYING INC.
Cell: (956) 466-9880
Fax: (956) 544-4177

FOUND 1/2" IRON ROD S 41°16'03" E 1.24' FROM A SET 1/2" IRON ROD
FOUND 1/2" IRON ROD S 07°02' E 125.0'
FOUND 1/2" IRON ROD S 82°58' W 161.19'

SURVEY OF

TRACT 1: LOT NUMBER ONE (1), BLOCK NUMBER ONE (1), RESUBDIVISION OF LOTS ONE (1), TWO (2), AND THREE (3), BLOCK NUMBER ONE (1), PADRE BEACH, SECTION 1, IN THE TOWN OF SOUTH PADRE ISLAND, CAMERON COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF RECORDED IN VOLUME 14, PAGE 7, MAP RECORDS OF CAMERON COUNTY, TEXAS AND AMENDED IN VOLUME 14, PAGE 12, MAP RECORDS OF CAMERON COUNTY, TEXAS; AND ACCORDING TO RESUBDIVISION RECORDED IN CABINET 1, PAGE 623-A, MAP RECORDS OF CAMERON COUNTY, TEXAS.

PRELIMINARY
FOR REVIEW
ONLY





