



MAG Draft Pattern Outdoor Lighting Code

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Section 1. Purpose and Intent.

It is the purpose of this Code to define practical and effective measures by which the obtrusive aspects of outdoor light usage can be minimized, while preserving safety, security, and the nighttime use and enjoyment of property. These measures are intended to curtail the degradation of the nighttime visual environment, **light trespass**, energy and resource waste, and to preserve the naturally dark skies relied upon by Arizona's world-class astronomical facilities by encouraging lighting practices that direct appropriate amounts of light where and when it is needed, increasing the use of energy-efficient sources, and decreasing wasted light from overlighting and poorly shielded or inappropriately directed lighting fixtures.

It is further recognized that naturally dark landscapes and star-filled skies are valued by many and that poor practices in outdoor lighting hamper the reasonable use and enjoyment of property and can endanger the public welfare by producing unnecessary glare.

Section 2. Conformance with Applicable Codes.

All **outdoor lighting fixtures** shall be **installed** in conformance with the provisions of this Code, the Building Code, the Electrical Code, the Sign Code and all other applicable laws and regulations of the jurisdiction.

Section 3. Applicability.

3.1. New Uses and Major Modifications. All **outdoor light fixtures** for new uses, developments or structures for which a permit or other approval is issued or given after the effective date of this Code, shall meet the requirements of this Code. Cumulative modification or replacement of outdoor lighting constituting twenty-five (25) percent or more of the permitted lumens for the parcel, regardless of the actual amount of lighting already on a non-conforming site, shall be deemed a major modification for purposes of this section and must meet the requirements of this Code.

3.2. Minor Additions. Alterations, additions or modifications to **outdoor lighting fixtures** of less than twenty-five (25) percent in the value or intensity,¹ and that require a permit, shall require the submission of a complete inventory and site plan detailing all existing and any proposed new outdoor lighting. Any new lighting on the site shall meet the requirements of this Code with regard to shielding and lamp type; the **total outdoor light output** after the modifications are complete shall not exceed that on the site before the modification, or that permitted by this Code, whichever is larger.

¹ The actual percentage that triggers the requirement to bring outdoor lighting fixtures into compliance with this Code may be that specified in each jurisdiction's zoning ordinance.

- 3.3. Nonconforming Outdoor Lighting Fixtures; Nonconforming Uses. If a use, building or structure loses its nonconforming status, or if **outdoor lighting fixtures** are modified in excess of twenty-five percent (25%) of their value, or total outdoor light output whether all at once, or in a series of cumulative changes, then the **outdoor lighting fixtures** must be restored, reconstructed, altered or replaced in conformance with the requirements of this Code.
- 3.4. Resumption of Use After Abandonment. If a use, building or structure is abandoned [as defined in Section ____ of the Zoning Ordinance], then all outdoor lighting shall be brought into compliance with this Code before the use is resumed.
- 3.5. Public Roadways. Lighting for public roadways and pedestrian lighting must comply with Code, except the lumen caps of Section 4.2.
- 3.6. Alteration of Non-conforming Use. All light fixtures may be maintained as provided in Section __ of the Zoning Ordinance, but shall not be re-erected, relocated, or replaced unless brought into compliance with this Code. Nothing in this Code shall affect existing property or the right to its continued use for the purpose used at the time the Code takes effect, nor to make any reasonable repairs or alterations in light fixtures, property, or uses for such legal existing purposes.

Section 4. Shielding, Total Outdoor Light Output and Lamp Type Standards.

4.1. Shielding Standards. All nonexempt **outdoor lighting fixtures** shall comply with the shielding standards provided in Table 4.1; outdoor **luminous tube** lighting does not require shielding but total output from unshielded lighting is subject to the limits set forth in Section 4.2. The distance from fixture to the nearest residential property line means the distance to the nearest parcel with any kind of residential use.

Use Codes:

A = all types of fixtures allowed; **fully shielded** recommended

F = only **fully shielded fixtures** allowed

X = not allowed

Table 4.1 **LUMINAIRE** SHIELDING STANDARDS

| LIGHTING CLASS and lamp output | Shielding | | Notes |
|--|--|-------|-------|
| | Distance from Fixture to Nearest Residential Property Line | | |
| | < 50' | ≥ 50' | |
| Commercial, Industrial and Multi-Family | | | |

| | | | |
|---|----------|----------|-------|
| Residential | | | |
| Class 1 lighting (Color Rendition): | | | |
| Initial lamp output \geq 2,000 <i>lumens</i> | F | F | |
| Initial lamp output $<$ 2,000 <i>lumens</i> | F | A | 1 |
| Class 2 lighting (General Illumination): | | | |
| Initial lamp output \geq 2,000 <i>lumens</i> | F | F | |
| Initial lamp output $<$ 2,000 <i>lumens</i> | F | A | 1 |
| Class 3 lighting (Decorative): | | | |
| Initial lamp output \geq 2,000 <i>lumens</i> | X | X | |
| Initial lamp output $<$ 2,000 <i>lumens</i> | F | F | 2 |
| Residential Lighting : | | | |
| All lighting classes | | | |
| Initial lamp output \geq 1,000 <i>lumens</i> | F | F | |
| Initial lamp output $<$ 1,000 <i>lumens</i> | F | A | 1,2,3 |

Notes to Table 4.1

Please refer to section 16.34 for a definition of “residential.”

1. **Spot** and **flood lamps** must be aimed no higher than 45 degrees above straight down (half-way between straight down and straight to the side) when the lamp is visible from any off-site residential property or public roadway (Figure 4.1).

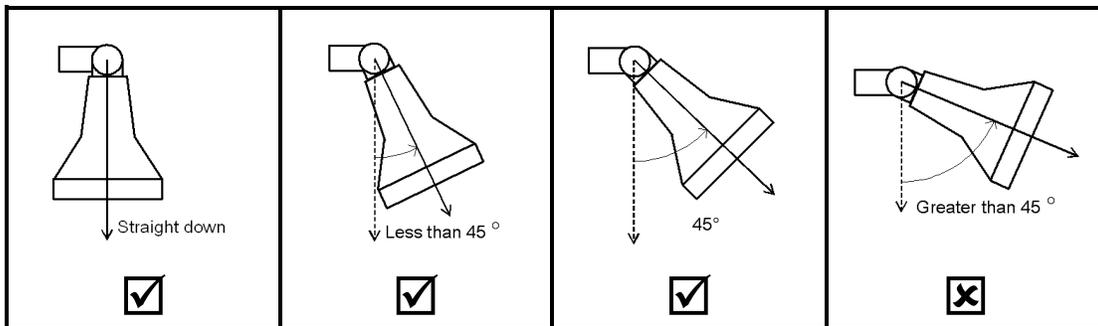


Figure 4.1. Spot light aiming

2. Seasonal decorations using typical unshielded low-wattage lamps shall be permitted from Thanksgiving through January 15.
3. Examples of lamp types of 2,000 and 1,000 lumens and below (The acceptability of a particular light is determined by initial lumen output, not wattage; values listed are approximate; check manufacturer’s specifications).

Lamp Type and Wattage with Outputs below 2000 lumens (lm) and 1000 lm

| Lamp Type | 2000 lumens | 1000 lumens |
|------------------------------------|-------------|-------------|
| Standard incandescent and less | 100 watt | 60 watt |
| Tungsten-halogen (quartz) and less | 100 watt | 60 watt |

| | | |
|------------------------------|---------|---------|
| Fluorescent and less | 25 watt | 15 watt |
| Compact Fluorescent and less | 26 watt | 13 watt |
| Metal Halide | 40 watt | N/A |
| High-Pressure Sodium | N/A | N/A |

4.2. *Total Outdoor Light Output Standards.* **Total outdoor light output** shall not exceed the limits set forth in Table 4.2. (The values in this table are upper limits and not design goals; design goals should be the lowest levels that meet the requirements of the task.)

Table 4.2 MAXIMUM TOTAL OUTDOOR LIGHT OUTPUT STANDARDS
LUMEN CAPS

| Land Use and Fixture Shielding | Lighting Zone | | Notes |
|---|---------------|-------------------|-------|
| | LZ 1 | LZ 2 | |
| Commercial, Industrial, Multi-family residential (lumens per net acre) | | | |
| total (<i>fully shielded + unshielded</i>) | 50,000 | 150,000 – too low | |
| <i>unshielded</i> component | 5,000 | 10,000 | |
| Residential (lumens per residence) | | | 1 |
| total (<i>fully shielded + unshielded</i>) | 20,000 | 20,000 | |
| <i>unshielded</i> component | 5,000 | 5,000 | |

Notes to Table 4.2

1. Each residential single-family detached home or duplex is allowed up to 5,500 lumens of unshielded lighting or the lighting provided in this Table based on the parcel's acreage, whichever is larger, provided Table 4.1 allows the fixture to be unshielded. Residential spot or flood lamps are to be aimed no higher than 45 degrees above straight down (see Note 1 to Table 4.1).

4.3. Lamp **CCT** Standards. All lamps must conform to the **CCT** limits listed in Table 4.3.

Table 4.3 ALLOWED LAMP **CCT**

| LIGHTING CLASS | Allowed CCT | Notes |
|---|-------------|-------|
| Class 1 lighting (Color Rendition): | | |
| All initial outputs | ≤ 4,200K | 1 |
| Class 2 lighting (General Illumination): | | |
| Initial lamp output ≥ 2,000 lumens | ≤ 2,200K | 1 |
| Initial lamp output < 2,000 lumens | ≤ 4,200K | 1,2 |
| Class 3 lighting (Decorative): | | |
| All initial outputs | all CCT | |
| Residential lighting (all Classes): | | 3 |
| All initial outputs | ≤ 4,200K | |

Notes to Table 4.3

1. Examples of lamp types with typical **CCT** $\leq 2,200\text{K}$ and $\leq 4,200\text{K}$ (the acceptability of a given lamp is determined by the **CCT** listed in the manufacturer’s specifications):

Lamp Types:
 HPS = high-pressure sodium
 LPS = low-pressure sodium
 MH = metal halide

Lamp Types with Typical **CCT** below 2,200K and 4,200K

| CCT | Lamp Types |
|----------------------|--|
| $\leq 2,200\text{K}$ | HPS; LPS; some amber LED |
| $\leq 4,200\text{K}$ | HPS; LPS; most MH; some fluorescent; some white LED |

2. **Class 2 lighting** using lamps with **CCT** $> 2,200\text{K}$ is limited to 5,000 lumens per **net acre** in **Lighting zone LZ 1** and 10,000 lumens per **net acre** in **Lighting zone LZ 2**.
3. Residential refers to all residential land-use zoning, including all densities and types of housing such as single-family detached and duplexes. Multiple-family residential uses and mixed-use must use standards for **Class 1, 2 and 3** lighting.
- 4.4. **Effective Shielding Standard.** All light fixtures that are required to be **fully shielded** shall be **installed** and maintained in such a manner that the shielding is effective as described in the definition for **fully shielded** fixtures.
- 4.5. **“House Side” Shielding Standard.** Beyond the shielding requirements of Section 4.1, any privately or publicly owned outdoor light fixture with a lamp of initial output over 10,000 lumens located within 50 feet of any residential (including multi-family residential) property or public right-of-way shall utilize an internal or external “house-side” shield, with the light fixture and shield oriented to minimize light trespass over the adjacent property or right-of-way line (Figure 4.5). The surface of any external shield must have a black or bronze finish on the side facing the lamp to minimize reflection.

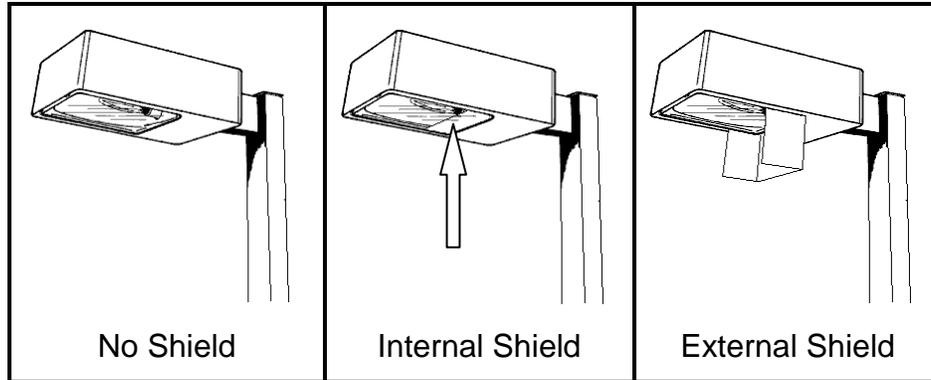


Figure 4.5. House-side shield configurations

4.6. **Multi-Class Lighting** Standard. **Multi-Class lighting** must conform to the shielding and timing restrictions, if any, that apply to the most restrictive included Class.

4.7. Curfews.

A. **Class 3 lighting** shall be extinguished between 10:00pm (or when the business closes, whichever is later) and the time the business re-opens.

B. **Class 2 lighting** located 75 feet or more from the nearest building, **display area** or storage area shall be extinguished between 10:00pm (or within 30 minutes of the business closing, whichever is later) and the time the business re-opens.

Section 5. Outdoor Advertising Signs.

5.1. **Externally Illuminated Sign** Standards. External illumination for signs, including **billboards**, shall conform to the provisions of this Code. Such lighting shall be treated as **Class 1 lighting** and shall conform to the lamp source, shielding restrictions and lumen caps of Section 4 (except as provided in Section A below). All upward-directed sign lighting is prohibited.

A. Lighting for externally illuminated **billboards** is limited to 200 initial lamp lumens per square foot of sign face. Externally illuminated **billboards** are permitted lighting up to 200 initial lamp lumens per square foot, even when the lumen allowance set forth in Section 4.2 would not otherwise permit such lighting.

5.2. **Internally Illuminated Sign, Neon Sign, Multicolor Fixed-Copy LED Sign** and **Single-Color LED Sign** Standards.

A. Outdoor **internally illuminated signs** must either be constructed with an **opaque** background and translucent text and symbols, or with a colored background and generally LIGHTER text and symbols (Figure 5.2.A).

Colored backgrounds shall not be white, off-white, light grey, cream, or yellow. Lamps used for internal illumination of such signs shall not be counted toward the lumen caps in Section 4.2.

| Light Background <input type="checkbox"/> | Colored Background <input checked="" type="checkbox"/> | Opaque Background <input checked="" type="checkbox"/> |
|--|--|--|
|  |  |  |
|  |  |  |
|  |  |  |

Figure 5.2.A *Internally illuminated sign* styles

B. **Neon signs, multicolor fixed-copy LED Signs** and **single-color LED signs** (Figure 5.2.B) shall be treated as internally illuminated signs for the purposes of this Code, and shall not have their luminous outputs counted toward the lumen caps in Section 4.2. Any lighting extending beyond the area considered to be the sign area (as defined in the Sign Code of this jurisdiction) shall conform to all provisions of this Code. In particular, such lighting shall be treated as Class 3 lighting (decorative) and shall conform to the lumen caps of Section 4.

| Neon | Multicolor Fixed-Copy LED | Single-Color LED |
|---|---|---|
|  |  |  |

Figure 5.2.B *Neon, multicolor fixed-copy LED and single-color LED signs*

C. Other internally-illuminated panels or decorations not considered to be signage according to the sign code of this jurisdiction (such as illuminated canopy margins or building faces), shall be considered Class 3 lighting (decorative), and shall be subject to the standards applicable for such lighting, including but not limited to the lamp source, shielding standards and lumens per acre caps of Section 4.

5.3. **Multicolor Changeable-Copy LED Sign** Standards. Lighting for **multicolor changeable-copy LED signs** must meet the following:

A. [ALTERNATIVE A] **Multicolor changeable-copy LED signs** must include photocell technology to control and vary the intensity of lighting depending on the amount of ambient light that is present to prevent overly bright **luminance** at night: automatic controls must limit night luminance to a maximum of 100 nits when the display is set to show maximum brightness white (100% full white mode). The applicant shall provide a written certification from the sign manufacturer that the nighttime light intensity has been factory pre-set not to exceed this level, and that this setting is protected from end-user modification by password-protected software or other method as deemed appropriate by the Planning Director.

[ALTERNATIVE B] **Multicolor changeable-copy LED signs** are not permitted.



Figure 5.3.A **Multicolor changeable-copy LED sign**

5.4. Curfews. Illumination for all **on-site advertising signs** except **billboards**, both externally and internally illuminated, shall be turned off at the curfew times listed in Table 5.4 or when the business closes, whichever is later. Signs subject to curfews are required to have functioning and properly adjusted automatic shut-off timers. Light background (white, off-white, light gray, cream or yellow) **internally illuminated signs, installed** legally before enactment of this code [enter date], may continue to be used and illuminated but must conform to the curfews as indicated.

Table 5.4 ILLUMINATED SIGN CURFEWS

| Land Use Zoning and Sign Type | Curfew |
|---|--------|
| Commercial and Industrial zoning | |
| Opaque Background | 10pm |
| Colored Background | 10pm |
| Light Background | 8pm |
| All residential and mixed-use zoning | |
| Opaque Background | 9pm |
| Colored Background | 9pm |
| Light Background | 6pm |

Note to Table 5.4

Land Use Zoning refers to the predominant use of land by area within 1,000 feet of the parcel on which the sign is located.

Section 6: Special Uses.

6.1. Recreational Facilities.

- A. Class of Play: Fields designed primarily for use by municipal or amateur leagues, training, recreational or social levels, shall be considered **Sports Class IV** as defined by the Illuminating Engineering Society of North America (IESNA). Fields designed primarily for college, semiprofessional, professional or national levels shall be considered **Sports Class I**, **Sports Class II** or **Sports Class III** as defined by IESNA.
- B. Lighting Class and Amount: Lighting for outdoor athletic fields, courts or tracks shall be considered **Class 1 lighting** (Color Rendition), and shall be exempt from the **lumens** per acre limits of Section 4.2.
- C. Shielding: **fully shielded** lighting is required for fields designed for **Sports Class III** and **Sports Class IV** levels of play. Facilities designed for **Sports Class I** and **Sports Class II** levels of play shall utilize **luminaires** with minimal uplight consistent with the illumination constraints of the design. Where **fully shielded** fixtures are not utilized, acceptable **luminaires** shall include those which:
 - 1. Are provided with internal and/or external glare control louvers and **installed** so as to minimize uplight and offsite light trespass, and;
 - 2. Are **installed** and maintained with aiming angles that permit no greater than five percent (5%) of the light emitted by each fixture to project above the horizontal.

- D. **Illuminance:** All lighting installations shall be designed to achieve no greater than the minimal **illuminance** levels for the activity as recommended by the Illuminating Engineering Society of North America (IESNA) for the **Sports Class** as described in Section 6.1.A.
- E. Off-site spill: The installation shall also limit off-site spill (off the parcel containing the sports facility) to the maximum extent possible consistent with the illumination constraints of the design.
- F. Certification: Every such lighting system design and installation shall be certified by a registered engineer, architect or landscape architect as conforming to all applicable restrictions of this Code.
- G. Curfew: All events shall be scheduled so as to complete all activity before 11pm. Illumination of the playing field, court or track shall be permitted after the curfew only to conclude a scheduled event that did not conclude before the curfew due to unusual circumstances.

6.2. **Frontage Row of Vehicle Display Areas.**

- A. Lighting Class: Lighting for **frontage row of vehicle display areas** shall be considered **Class 1 lighting** (Color Rendition).
- B. Shielding: All **frontage row vehicle display area** lighting shall utilize **fully shielded luminaires** that are **installed** in a fashion that maintains the **fully shielded** characteristics.
- C. **Lumen** Limit: **Total outdoor light output** for the **frontage row of vehicle display areas** shall not exceed 60 **lumens** per square foot.
- D. Curfew: The **frontage row of vehicle display area** lighting exceeding the **lumens** per acre cap of Section 4.2 shall be turned off at the curfew listed in Section 6.1 or within thirty minutes after closing of the business, whichever is later. Lighting in the **frontage row of vehicle display areas** after curfew shall be considered **Class 2 lighting**, and shall conform to all restrictions of this Code applicable for **Class 2 lighting**, including the lumens per acre caps in Section 4.2.

6.3. Service Station Canopies.

- A. Lighting for service station canopies shall be considered **Class 2 lighting** (General Illumination).

- B. Shielding: All **luminaires** mounted on or recessed into the lower surface of service station canopies shall be **fully shielded** and utilize flat lenses.
 - C. Total Under-Canopy Output: The total light output used for illuminating service station canopies, defined as the sum of all under-canopy initial bare-lamp outputs in **lumens**, shall not exceed 60 **lumens** per square foot of canopy. All lighting mounted under the canopy, including but not limited to **luminaires** mounted on the lower surface or recessed into the lower surface of the canopy and any lighting within signage or illuminated panels over the pumps, is to be included toward the total at full initial **lumen** output.
 - D. The **lumen** output of lamps mounted on or within the lower surface of a canopy is included toward the **lumen** caps in Section 4.2 according to the method defined for **total outdoor light output**. Other lighting located under a canopy but not mounted on or within the lower surface is included toward the **lumen** caps in Section 4.2 at full initial output.
- 6.4. Other Lighting on Parcels with Special Uses. All lighting not directly associated with the special use areas above shall conform to the lighting standards described in this Code at all times, including but not limited to the shielding requirements of Section 4.1, the **lumens** per acre limits of Section 4.2 and the lamp type standards of Section 4.3. The **net acreage** for the determination of compliance with Section 4.2 shall not include the area of the athletic field or outdoor **automobile display frontage area**; the area of any service station canopy shall be included in the **net acreage**.

Section 7. Submission of Plans and Evidence of Compliance with Code, Subdivision Plats.

- 7.1. Submission Contents. The applicant for any permit required by any provision of the laws of this jurisdiction in connection with proposed work involving **outdoor lighting fixtures** shall submit (as part of the application for permit) evidence that the proposed work will comply with this Code. Even should no other such permit be required, the installation or modification of any exterior lighting (except for routine servicing and same-type lamp replacement) shall require submission of the information described below. The submission shall contain but shall not necessarily be limited to the following, all or part of which may be part of or in addition to the information required elsewhere in the laws of this jurisdiction upon application for the required permit:
- A. plans indicating the total number and location on the premises of all **outdoor lighting fixtures**, both proposed and any already existing on the site;

- B. description of all **outdoor lighting fixtures**, both proposed and existing. The description may include, but is not limited to, catalog cuts and illustrations by manufacturers (including sections where required); lamp types, wattages and initial **lumen** outputs;
- 7.2. Additional Submission. The above required plans, descriptions and data shall be sufficiently complete to enable the designated official to readily determine whether compliance with the requirements of this Code will be secured. If such plans, descriptions and data are not sufficient, the applicant shall submit such additional evidence as reasonably requested by the jurisdiction, including certified reports of tests performed and certified by a recognized testing laboratory.
- 7.3. Subdivision Plats. If any subdivision proposes to have **installed** street or other common or public area outdoor lighting, submission of the information as described in Section 7.1 shall be required for all such lighting.
- 7.4. Lamp or Fixture Substitution. Should any **outdoor light fixture** or the type of light source therein be changed after the permit has been issued, a change request must be submitted to the designated official for approval, together with adequate information to assure compliance with this Code. Approval must be received prior to substitution.
- 7.5. Plan Approval. If the designated official determines that the proposed lighting does not comply with this Code, the permit shall not be issued or the plan approved.
- 7.6. Certification of Installation. For all projects where the **total outdoor light output** of the proposed lighting equals or exceeds 300,000 **lumens**, certification that the lighting, as **installed**, conforms to the approved plans shall be provided by a registered engineer, architect or landscape architect before the certificate of occupancy is issued.

Section 8. Approved Materials and Methods of Construction or Installation/Operation.

- 8.1. Approval of Alternatives. The provisions of this Code are not intended to prevent the use of any design, material, or method of installation or operation not specifically prescribed by this Code, provided any such alternate has been approved by the designated official. The designated official may approve any such proposed alternate providing he/she finds that it:
- A. provides at least approximate equivalence to that applicable specific requirements of this Code, and
 - B. is otherwise satisfactory and complies with the intent of this Code.

Section 9. Prohibitions.

- 9.1. **Laser Source Light.** The use of laser source light or any similar high intensity light for outdoor advertising or entertainment, when projected above the horizontal, is prohibited.
- 9.2. **Searchlights.** The operation of **searchlights** for advertising purposes is prohibited.
- 9.3. **Mercury Vapor.** Mercury vapor lights in use for outdoor lighting on the effective date of this Code shall not be used after January 1, 2011 (ARS 49-1104).

Section 10. Temporary Exemption.

- 10.1. **Request; Renewal; Information Required.** Any person may submit, on a form prepared by the jurisdiction, to the designated official, a temporary exemption request. The request shall contain the following information:
 - A. specific Code exemption(s) requested;
 - B. purpose of proposed lighting;
 - C. duration of requested exemption(s);
 - D. information for each luminaire and lamp combination as required in section 7.1;
 - E. proposed location on premises of the proposed outdoor light fixture(s);
 - F. previous temporary exemptions, if any, and addresses of premises hereunder;
 - G. such other data and information as may be required by the designated official.
- 10.2. **Approval; Duration.** The designated official shall, within five (5) business days from the date of submission of the request for temporary exemption, approve or delay the request in writing. If approved, the exemption shall be valid for not more than thirty (30) days from the date of issuance of the approval. The approval shall be renewable upon further written request, at the discretion of the designated official, for a maximum of one (1) additional thirty (30) day period. The designated official is not authorized to grant more than one (1) temporary permit and one (1) renewal for a thirty (30) day period for the same property within one (1) calendar year.
- 10.3. **Disapproval; Appeal.** If the request for temporary exemption or its extension is disapproved, the applicant may appeal as provided in Section 12.

Section 11. Other Exemptions.

A. Nonconformance. All outdoor light fixtures lawfully *installed* prior to and operable on the effective date of this Code are exempt from all requirements of this Code. There shall be no change in use or lamp type, or any replacement (except for same-type and same-output lamp replacement) or structural alteration or fixture relocation made, without conforming to all applicable requirements of this Code. If the property is abandoned, or if there is a change in use of the property, the provisions of this Code will apply when the abandonment ceases or the new use commences.

11.1. State and Federal Facilities. Compliance with the intent of this Code at all State and Federal facilities is encouraged.

11.2. Emergency Lighting. Emergency lighting, used by police, firefighting, or medical personnel, or at their direction, is exempt from the requirements of this Code, for as long as the emergency exists.

11.3. Swimming Pool and Fountain Lighting. Underwater lighting used for the illumination of swimming pools and fountains is exempt from the lamp type and shielding standards of Section 4.1, though it must conform to all other provisions of this code.

Section 12. Appeals.

Any person substantially aggrieved by any decision of the designated official made in administration of the Code may appeal that decision to the Advisory/Appeals Board of this jurisdiction.

Section 13. Law Governing Conflicts.

Where any provision of federal, state, county, township or city statutes, codes, or laws conflicts with any provision of this Code, the most restrictive shall govern unless otherwise regulated by law.

Section 14. Violation and Penalty.

It shall be a civil infraction for any person to violate any of the provisions of this Code. Each and every day or night during which the violation continues shall constitute a separate offense. A fine shall be imposed of not less than fifty dollars nor more than seven hundred dollars for any individual or not less than 100 nor more than ten thousand dollars for any corporation, association, or other legal entity for each offense. The imposition of a fine under this Code shall not be suspended.

Section 15. Severability.

If any of the provisions of this Code or the application thereof is held invalid, such invalidity shall not affect other provisions or applications of this Code which can be given effect, and to this end, the provisions of this Code are declared to be severable.

Section 16. Definitions.

As used in this Code, unless the context clearly indicates otherwise, certain words and phrases shall mean the following:

- 16.1. **Abandoned.** Abandonment shall be determined as provided in Section _____ of the City/Town's Zoning Ordinance.
- 16.2. **Billboard.** Any sign designed for use with changeable advertising copy and which is normally used for the advertisement of goods produced or services rendered at locations other than the premises on which the sign is located.
- 16.3. **CCT.** See **Correlated Color Temperature.**
- 16.4. **Class 1 Lighting.** All outdoor lighting used for, but not limited to, outdoor sales or eating areas, assembly or repair areas, advertising and other signs, recreational facilities and other similar applications where COLOR RENDITION IS IMPORTANT to preserve the effectiveness of the activity. Designation of lighting as **Class 1 lighting** requires a finding by the Planning Director of the essential nature of color rendition for the application. Recognized **Class 1 lighting** uses are: outdoor eating and retail food or beverage service areas; outdoor maintenance areas where maintenance activity occurs after dark; **display areas**; assembly areas such as concert or theater amphitheaters.
- 16.5. **Class 2 Lighting.** All outdoor lighting used for, but not limited to, illumination for walkways, roadways, equipment yards, parking lots and outdoor security where GENERAL ILLUMINATION for safety or security of the grounds is the primary concern.
- 16.6. **Class 3 Lighting.** Any outdoor lighting used for DECORATIVE effects including, but not limited to, architectural illumination, flag and monument lighting, and illumination of trees, bushes, etc.
- 16.7. **Correlated Color Temperature.** (of a light source) The temperature (in Kelvins - K) of a black-body radiator (e.q. the tungsten filament in an incandescent lamp) that radiates light of comparable hue to that light source. Higher CCT sources appear bluer or "cooler," lower CCT sources appear yellower or "warmer."

- 16.8. **Development Project.** Any residential, commercial, industrial or mixed use subdivision plan or development plan which is submitted to the City for approval.
- 16.9. **Direct Illumination. Illumination** resulting from light emitted directly from a lamp or **luminaire**, not light diffused through translucent signs or reflected from other surfaces such as the ground or building faces.
- 16.10. **Directly Visible.** Allowing a direct line-of-sight to the light source or lamp.
- 16.11. **Display Area.** Outdoor areas where active nighttime sales activity occurs AND where accurate color perception of merchandise by customers is required. Recognized **display area** uses include automobile and recreational vehicle sales, boat sales, tractor sales, building supply sales, gardening or nursery sales, swap meets. Uses not listed here must be approved as display lot uses by the Planning Director.
- 16.12. **Frontage Row of Vehicle Display Area.** That portion of a **display area** used for vehicles located adjacent to the parcel frontage. Includes only the front row of vehicles adjacent to the parcel frontage; does not include the driving area located behind the parked vehicles or the remainder of the **display area** not adjacent to the frontage. (Figure 16.10)

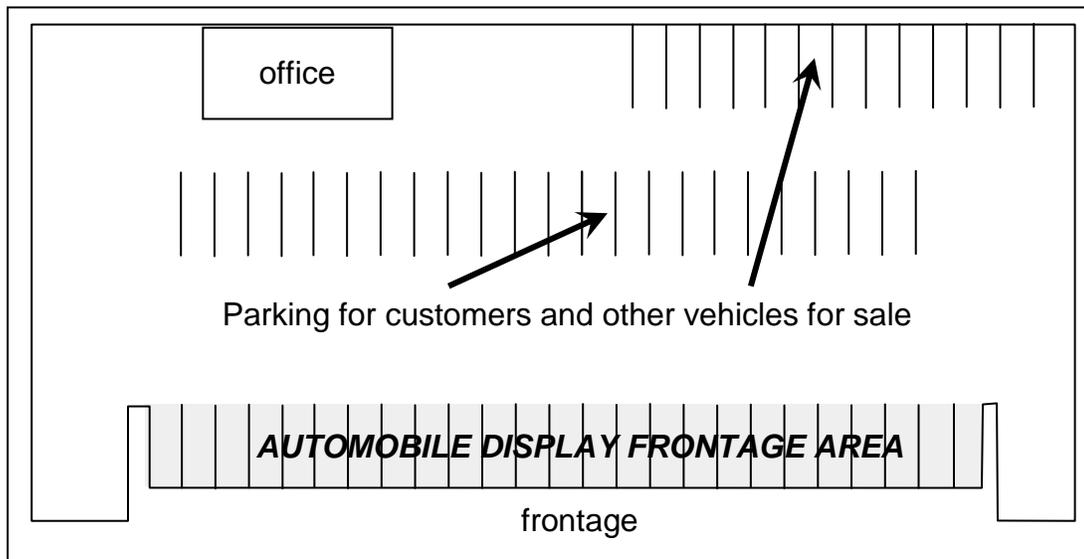


Figure 16.10. **Frontage Row of Vehicle Display Area**

- 16.13. **Flood Lamp.** See **Spot Lamp.**
- 16.14. **Footcandle.** The standard imperial unit used to measure **illuminance**, or the amount of light falling onto a surface, such as a roadway or athletic field.

One **footcandle** equals one **lumen** per square foot. One **footcandle** equals approximately 10 **lux**.

16.15. **Fully Shielded (Light Fixture)**. A lighting fixture constructed in such a manner that all light emitted by the fixture, either directly from the lamp or a diffusing element, or indirectly by reflection or refraction from any part of the **luminaire**, is projected below the horizontal. Any structural part of the light fixture providing this shielding must be permanently affixed and part of the fixture, not part of any surrounding building or architectural elements.

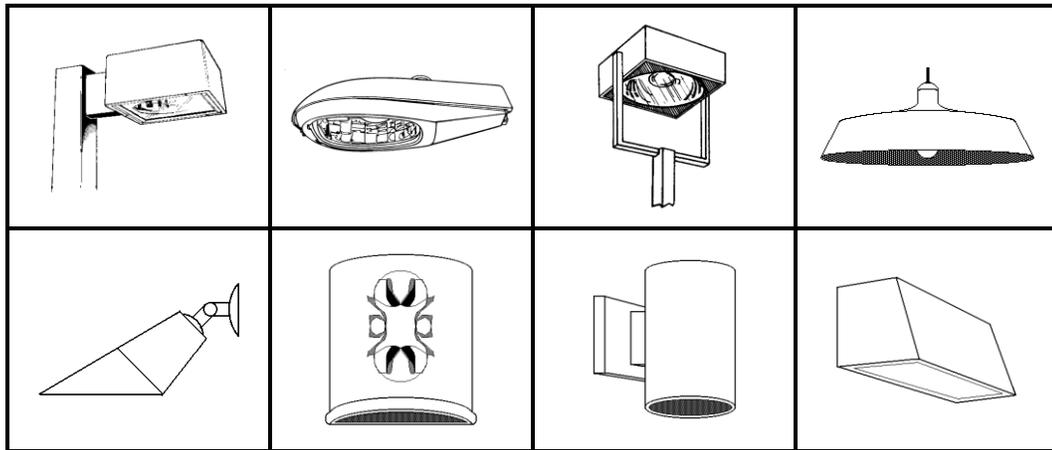


Figure 16.13a. Examples of fully shielded fixtures.

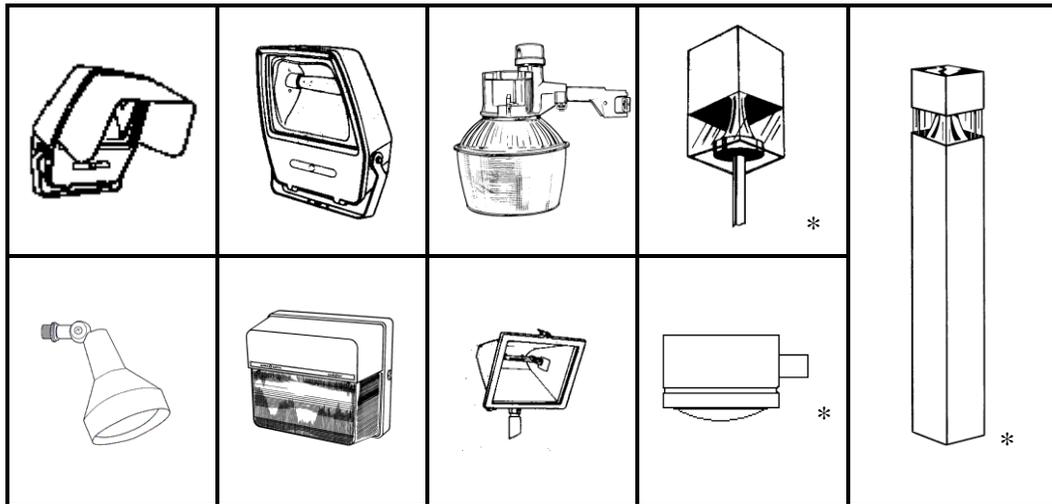


Figure 16.13b. Examples of fixtures that are NOT **fully shielded** (*even though the lamp in these fixtures is shielded from direct view when viewed from the side or above, reflective surfaces and/or lens covers are directly visible from the side).

16.16. **Illuminance.** The amount of light falling onto a unit area of surface (luminous flux per unit area) - measured in **footcandles** or **lux**.

16.17. **Installed.** The attachment, or assembly fixed in place, whether or not connected to a power source, of any **outdoor light fixture**.

16.18. **LED.** Light emitting diode.

16.19. **Light Fixture.** See **Luminaire**.

16.20. **Light Trespass.** Light falling across property boundaries, on property not containing the originating light source.

16.21. **Lighting Zones.** The two **lighting zones** are defined on the Lighting Zone Map, by this reference made a part of this Code. Guidelines used to guide the delineation of the **lighting zones** are:

A. **Lighting Zone LZ 1.** This Zone includes predominantly residential areas, including small neighborhood commercial or industrial areas mostly surrounded by residential areas.

B. **Lighting Zone LZ 2.** This Zone includes urban areas with primary land uses for commercial, business and industrial activity, including urban multi-family residential areas mostly surrounded by commercial areas.

16.22. **Lumen.** Unit of luminous flux; used to measure the amount of light emitted by lamps.

16.23. **Luminaire.** A complete lighting assembly (including the lamp, housing, reflectors, lenses and shields), less the support assembly (pole or mounting bracket); a **light fixture**. Includes **luminous tubes**, lamps or similar devices, permanently **installed** or portable, used for illumination, decoration, or advertisement. Such devices shall include, but are not limited to lights used for:

- A. parking lot or **parking garage** lighting;
- B. roadway and driveway lighting;
- C. pedestrian or walkway lighting;
- D. entryway lighting;
- E. buildings and structures;
- F. recreational areas;
- G. landscape lighting;
- H. **billboards** and other signs (advertising or other);
- I. product **display area** lighting;
- J. building or structure decoration;
- K. building overhangs and open canopies.

For purposes of determining **total outdoor light output** from a **luminaire** (see Table 4.1), lighting assemblies which include multiple lamps within a single **luminaire** or on a single pole or standard shall be considered as a single unit (Figure 16.20).

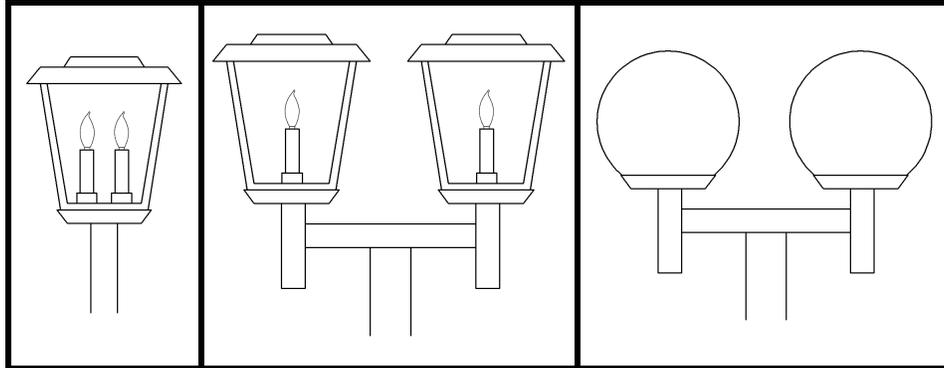


Figure 16.20. **Light fixtures** with multiple lamps in a single fixture (left) and on a single pole (center, right)

- 16.24. **Luminance.** The intensity of light reflected or emitted from a unit area of surface, such as a sign face - measured in **nits**.
- 16.25. **Luminous Tube.** A glass tube filled with a gas or gas mixture (including neon, argon, mercury or other gasses), usually of small diameter (10-15 millimeters), caused to emit light by the passage of an electric current, and commonly bent into various forms for use as decoration or signs. A "neon" tube. Does not include common fluorescent tubes.
- 16.26. **Lux.** The standard metric unit used to measure **illuminance**, or the amount of light falling onto a surface, such as a roadway or athletic field. One **lux** equals one **lumen** per square meter. One **lux** equals approximately 0.1 **footcandles**.
- 16.27. **Multi-Class Lighting.** Any outdoor lighting used for more than one purpose, such as security and decoration, such that its use falls under the definition of two or more Classes as defined for **Class 1, 2 and 3 lighting**.
- 16.28. **Neon Tube.** See **Luminous Tube**.
- 16.29. **Net Acreage.** The remaining area after deleting all portions for proposed and existing streets within a parcel, subdivision, or multiple contiguous parcels proposed for development.
- 16.30. **Nit.** The standard unit used to measure the brightness of a surface, such as of a sign.

16.31. **Opaque.** **Opaque** means that a material does not transmit light from an internal illumination source. Applied to sign backgrounds, means that the area surrounding any letters or symbols on the sign allows no light from any internal source to shine through it.

16.32. **Outdoor Light Fixture.** See **Luminaire**.

16.33. **Outdoor Light Output, Total.** The initial total amount of light, measured in **lumens**, from all lamps used in **outdoor light fixtures**. Includes all lights and **luminous tubes** used for **Class 1, Class 2, Class 3** and **multi-Class lighting**, and lights used for external illumination of signs, but does not include lights used to illuminate **internally illuminated signs, luminous tubes** used in neon signs, or seasonal lighting from typical low-output lamps permitted between Thanksgiving and January 15th. For lamp types that vary in their output as they age (such as high pressure sodium, fluorescent and metal halide), the initial lamp output, as defined by the manufacturer, is the value to be considered. For determining compliance with Section 4.2 [**Total Outdoor Light Output**] of this Code, the light emitted from lamps and **luminous tubes** is to be included in the total output as follows:

A. **outdoor light fixtures** and **luminous tubes installed** on poles (such as parking lot **luminaires**) and light fixtures **installed** on the sides of buildings or other structures, when not shielded from above by the structure itself as defined in parts B, C or D below, are to be included in the **total outdoor light output** by simply adding the initial **lumen** outputs of the lamps and tubes;

B. **outdoor light fixtures** and **luminous tubes installed** under canopies, buildings (including **parking garage** decks), overhangs or roof eaves where all parts of the lamp, tube or **luminaire** are located at least five (5) feet but less than ten (10) feet from the nearest edge of the canopy, building edge or overhang are to be included in the **total outdoor light output** as though they produced only one-quarter (0.25) of the lamp's or tube's rated initial **lumen** output;

C. **outdoor light fixtures** and **luminous tubes installed** under canopies, buildings (including **parking garage** decks), overhangs or roof eaves where all parts of the lamp, tube or **luminaire** are located at least ten (10) feet but less than thirty (30) feet from the nearest edge of the canopy, building edge or overhang are to be included in the **total outdoor light output** as though they produced only one-tenth (0.10) of the lamp's or tube's rated initial **lumen** output.

D. **outdoor light fixtures installed** under canopies, buildings (including **parking garage** decks), overhangs or roof eaves where all parts of the lamp, tube or **luminaire** are located thirty (30) or more feet from the nearest edge of the canopy, building edge or overhang are not to be included in the **total**

outdoor light output. Such lamps must however conform to the lamp source and shielding requirements of Section 4.

- 16.34. **Parking Garage.** A multi-level or covered structure for parking that is open to the outside air. Includes parking facilities under buildings when the area is open to the outside at more locations than just the automobile entries and exits.
- 16.35. **Person.** Any individual, tenant, lessee, owner, or any commercial entity including but not limited to firm, business, partnership, joint venture, or corporation.
- 16.36. **Residential.** All single-family residential land uses, including all densities and types of housing such as single-family detached and duplexes, but excluding multi-family housing.
- 16.37. **Searchlight.** A lighting assembly designed to direct the output of a contained lamp in a specific tightly focused direction (a beam) with a reflector located external to the lamp, and with a swiveled or gimbaled mount to allow the assembly to be easily redirected. Such lights are used commonly to sweep the sky for advertisement purposes.
- 16.38. **Sign, Externally Illuminated.** A sign illuminated by light sources from the outside.
- 16.39. **Sign, Internally Illuminated.** A sign illuminated by light sources enclosed entirely within the sign cabinet and not directly visible from outside the sign.
- 16.40. **Sign, Multicolor Changeable-Copy LED.** A sign composed of **LEDs** of more than one color and programmable to allow changing displays.
- 16.41. **Sign, Multicolor Fixed-Copy LED.** A sign composed of **LEDs** of more than one color with a fixed (not changeable or programmable) copy display.
- 16.42. **Sign, Neon.** A sign including **luminous tubes** formed into text, symbols or decorative elements and directly visible from outside the sign cabinet.
- 16.43. **Sign, On-Site Advertising.** A sign used primarily to advertise goods or services offered on the same parcel on which the sign is located. Such a sign may include incidental non-advertising information (for example time and temperature; does not include publicly owned signs providing general interest information exclusively (such as road names or highway conditions).
- 16.44. **Sign, Single-Color LED.** A sign composed of single-color **LEDs**, including signs with fixed and changeable copy.

16.45. **Sports Class I/II/III/IV.** Level of sports play as defined by the Illuminating Engineering Society of North America. This level is primarily determined by the number and distance of spectators; the higher recommended illumination levels facilitate the spectator's ability to view the action. **Sports Class IV** is the most common level, and is typical of municipal and amateur league and social level sports, with minimal accommodations for spectators, typically including bleachers located close to the field. **Sports Class III** includes increased accommodation for spectators. **Sports Class II** and **Sports Class I** apply to large sports facilities where thousands of spectators may be located hundreds of feet from the field, and television broadcasting may be a consideration.

16.46. **Spot Lamp.** A specific form of lamp designed to direct its output in a specific direction (a beam) with a reflector formed from the glass envelope of the lamp itself. Such lamps are so designated by the manufacturers and are often used in residential outdoor area lighting (Figure 16.36).

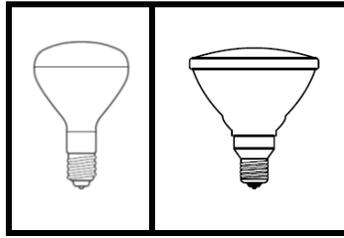


Figure 16.36. **Spot lamps**

16.47. **Temporary Lighting.** Lighting which does not conform to the provisions of this Code and which will not be used for more than one thirty (30) day period within a calendar year, with one thirty (30) day extension. Temporary lighting is intended for uses which by their nature are of limited duration; for example holiday decorations, civic events, or construction projects.

16.48. **Unshielded (Light Fixture).** A **lighting fixture** constructed in such a manner that a fraction of the light emitted by the fixture, either directly from the lamp or a diffusing element, or indirectly by reflection or refraction from any part of the **luminaire**, is projected above the horizontal.

MAG Draft Pattern Outdoor Lighting Code

Lighting Zone Map