

ORDINANCE NO. 2026-XX

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AMENDING THE NORTH MIAMI BEACH SIGN CODE AS TO POLITICAL SIGNS; SHORTENING THE TIME TO REMOVE SIGNS POST ELECTION AND INCREASING THE AMOUNT OF THE SIGN BOND; PROVIDING CONFLICTS; SEVERABILITY; CODIFICATION; AND FOR AN EFFECTIVE DATE.

Whereas, the City of North Miami Beach currently regulates the placement and removal of political signs related to candidates and ballot issues; and

Whereas, the mayor and city commission desire to strengthen the city's regulation of political signs; and

Whereas, the mayor and city commission desire to amend the code of ordinances to provide for earlier pick up of political signs after an election, and for an increased bond for failure to comply with the city's regulations.

NOW THEREFORE IT BE ORDAINED BY THE MAYOR AND CITY COMMISSION AS FOLLOWS:

Section 1. The foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and are incorporated herein by this reference as the legislative intent of this Ordinance.

Section 2. Chapter 24-147.2(D) is hereby amended as follows:

PROPOSED REVISIONS TO NORTH MIAMI BEACH SIGN CODE RELATING TO POLITICAL SIGNS

(D) *Political Signs.*

- (1) Temporary signs advertising a candidate for public office, or a political campaign, measure or issue scheduled for an election are only permitted subject to the following requirements:

- (a) *Standards.*

1. *Residential Zoning Districts.* Temporary political signs shall not exceed six hundred sixteen (616) square inches per sign on any residential property.
Furthermore, signs shall only be displayed with the consent of the owner or tenant. No more than one (1) sign per candidate per residential property shall be allowed, unless the property is on a corner, then the property may have up to two (2) signs per candidate. Double-sided signs shall be considered as one (1) sign. No sign shall exceed three (3) feet from the ground. The maximum height to the top of the sign, including posts, other sign membranes or appendages shall not be more than three (3) feet above the ground in residential areas.

2. *Nonresidential Districts.* Temporary political signs displayed in any nonresidential area shall not exceed sixteen (16) square feet per sign. A candidate for public office may display signs of a size not to exceed sixteen (16) square feet per sign on nonresidential private property with the consent of the owner or tenant. No more than one (1) sign per candidate per nonresidential private property shall be allowed, unless the property is on a corner. Corner properties may have up to two (2) signs per candidate. No more than twenty-five (25) signs of any size exceeding six hundred sixteen (616) square inches per sign per candidate shall be allowed in nonresidential areas citywide, including signs placed on nonresidential private property, bus benches, bus shelters or street furniture. Double-sided signs shall be considered as one (1) sign. No sign shall exceed six (6) feet from the ground. The maximum height to the top of the sign, including posts, other sign membranes or appendages shall not be more than six (6) feet above the ground in commercial areas.
 3. *Placement on Utility Poles, Trees, Fences, Buildings, or in Public Right-of-Way.* No sign, poster, banner or placard of any type shall be affixed, painted, tacked, or nailed to any utility poles, trees, fences, or buildings, or otherwise displayed, placed or located on any state, County or City rights-of-way and/or median strips within the City limits.
 4. *Signs on Vehicles.* Bumper strips or stickers affixed to vehicles shall be safely and securely attached.
 5. *Prohibited Signs.* Except for pole signs, which are permitted as provided in this section, all signs prohibited by Section 24-143 of the Code of Ordinances of the City of North Miami Beach remain prohibited for all purposes.
 6. *Illumination Prohibited.* Signs or sign posts shall not be illuminated or constructed of a reflective material and shall not contain any signs, streamers, movable items, fluttering, spinning, totaling or similar attention attractors or advertising devices.
- (b) *Location of Signs.* No sign shall be placed within five (5) feet from the property line, and no sign shall block corner visibility or be located in a required sight

visibility triangle. All signs shall be placed and erected in a safe and appropriate manner.

(c) *Procedures.*

1. *Removal of Illegal and/or Improper Political Signs.* Political campaign signs not posted in accordance with these regulations shall be subject to removal by the candidate, the property owner or the City. If the City removes the sign, the City shall deduct the cost and expense of removal from the posted cash bond.
2. *Bond.* Every candidate for public office, except (a) those who qualify to run by the alternative method and (b) a candidate placing less than four temporary signs not exceeding a size of ten (10) square feet per sign, who wishes to display signs on real property located in the City of North Miami Beach must post a cash bond or a performance bond in the amount of five ~~two~~ hundred (\$500~~ifty (\$250.00)~~) dollars with the City of North Miami Beach before posting any such sign in the City. Failure to post a bond shall result in a citation being issued for fifty (\$50.00) per day against the candidate. This requirement is not applicable to signs and bumper stickers affixed to or located in or on automobiles.
3. *Date of Installation.* No political sign shall be displayed, erected or installed prior to the March 1 immediately preceding any election which is the subject matter of such sign.
4. *Date of Removal.* Each and every sign posted by said candidate or his supporters must be removed within seven (7~~ten (10)~~) days from the day of the election in which said candidate's victory or defeat is actually determined.
5. *Responsibility for Removal.* For purposes of this chapter, each political candidate is responsible for each sign advertising his or her candidacy, regardless of who posted the sign or whether the sign is posted with authorization from the political candidate. The person or persons posting a political candidate's campaign sign shall be regarded as an agent of said candidate.
6. *Forfeiture of Bond.* Any violation of this section will result in the forfeiture of the bond posted, regardless of the number or size of signs

remaining. Said forfeiture shall be automatic, without notice, on the (8th) ~~eighth~~ ~~eleventh~~ day following the election in which the political candidate's victory or defeat is actually and finally determined for that election.

Additionally, each candidate shall be liable to the City for the actual cost of sign removals.

(2) Violation; Penalty. For signs on commercial property only.

(a) The person(s) to be charged with violation of Section 24-147.2(D) shall be the candidate(s) whose name(s) appears and is advertised on the prohibited sign, poster, banner or placard or the campaign treasurer and sponsors of any other type of political campaign or issue which campaign or issue appears and is advertised on the prohibited sign, poster, banner or placard. Notice shall be given to the person(s) described herein of violation of Section 24-147.2(D). After notice is given, unless access to the sign is restricted, compliance must be achieved within forty-eight (48) hours. If compliance is not achieved within forty-eight (48) hours, a civil citation may be issued by a Code Enforcement Officer pursuant to Section 14-8.22 of this Code.

(b) In addition to the bond forfeiture specified in Section 24-147(D)(b)(6) above, violation of any of the provisions of Section 24-147.2(D) shall be punishable by a fine of fifty dollars (\$50.00) per violation. Each prohibited sign shall constitute a separate offense. Each day that a violation is permitted to exist shall constitute a separate offense.

(c) Any and all outstanding fines for violating this section assessed against a candidate must be satisfied prior to his or her qualification to run in any future city election.

Section 3. **Codification.** It is the intention of the City Commission of the City of North Miami Beach, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of North Miami Beach, Florida. The sections of this Ordinance may be renumbered or re-lettered to accomplish such intentions; and the word “ordinance” may be changed to “section,” “article” or any other appropriate word.

Section 4. The City Manager or designee is authorized to do all things necessary to effectuate this Resolution.

Section 5. **Conflict.** If the provisions of this Ordinance conflict with any other ordinance, rule or regulation, the provisions of this Ordinance shall prevail. All ordinances or parts of ordinances in conflict herewith are repealed.

Section 6. **Scrivener Errors.** Any typographical errors that do not affect the intent of this Ordinance may be corrected with notice to and authorization of the City Attorney and City Manager without further process.

Section 7. **Severability.** The provisions of this Ordinance are declared to be severable, and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance, but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section 8. **Effective Date.** This Ordinance shall become effective immediately upon adoption on second reading.

APPROVED on first reading this ____ **day of** _____, 2026

APPROVED AND ADOPTED on second reading this ____ **day of** _____, 2026.

ATTEST:

ANDRISE BERNARD, MMC
CITY CLERK

MICHAEL JOSEPH
MAYOR

(CITY SEAL)

APPROVED AS TO FORM &
LANGUAGE & FOR EXECUTION

GREENSPOON
MARDER CITY
ATTORNEY

SPONSORED BY: Commissioner Lynn Su