

ORDINANCE 15-33

**AN ORDINANCE AMENDING THE SIGN REGULATIONS CHAPTER
OF THE WEST DUNDEE MUNICIPAL CODE**

WHEREAS, the Village of West Dundee, Kane County, Illinois, is a home rule municipality as contemplated under Article VII, Section 6 of the Constitution of the State of Illinois, and the passage of this Ordinance constitutes an exercise of the Village's home rule powers and functions as granted in the Constitution of the State of Illinois; and

WHEREAS, the Appearance Review Commission has reviewed regulations for electronic signs as included in Title 9, Chapter 4 of the Municipal Code at a public meeting on December 1, 2015 and has recommended changes for electronic sign displays; and

WHEREAS, the President and Board of Trustees have carefully considered the recommendations of the Appearance Review Commission as well as the information presented and have determined that the changes will correspond with changes in the technology for electronic displays and will improve administrative and enforcement procedures for the betterment of the Village.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of West Dundee, Kane County, Illinois, as follows:

SECTION 1: That Chapter 4 Sign Regulations Section 9-4-7 Signs Requiring Permit Changeable Copy be amended per Exhibit A attached to this Ordinance.

SECTION 2: That Chapter 4 Sign Regulations Section 9-4-13 Appeals and Exceptions be amended per Exhibit A attached to this Ordinance.

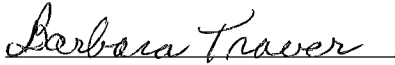
SECTION 3: If any section, paragraph, subdivision, clause, sentence, or provision of this Ordinance shall be adjudged in any Court of competent jurisdiction to be invalid, such judgment shall not effect, impair, invalidate or nullify the remainder thereof, which remainder shall remain in full force and effect.


SECTION 4: This ordinance shall be in full force and effect upon its passage, approval, and publication in pamphlet form which publications is hereby authorized as provided by law.

PASSED by the Board of Trustees of the Village of West Dundee, Kane County, Illinois, and approved by the President of said Village this 21st day of December, 2015.

AYES: Trustees Price, Hanley, Yuscka, Pflanz, Wilbrandt and Kembitzky
NAYES: None

ATTEST:


Barbara Traver
Village Clerk


Christopher Nelson
Village President

PASSED: December 21, 2015

PUBLISHED: December 21, 2015

Prepared by:

Village of West Dundee
100 Carrington Drive
West Dundee, IL 60118

EXHIBIT A

9-4-7: SIGNS REQUIRING SIGN PERMIT:

Changeable Copy Signs, ~~Electronic And Manual~~: Must be incorporated into freestanding signs used for identification of an establishment. The changeable copy section shall not occupy more than twenty five percent (25%) of the copy area for signs with display areas measuring greater than one hundred (100) square feet; shall not occupy more than thirty percent (30%) of the copy area for signs with display areas measuring one hundred (100) square feet to forty one (41) square feet; and shall not occupy more than fifty percent (50%) of the copy area for signs with display areas measuring forty (40) square feet or less and shall be in proportion to the entire sign and shall have similar treatment so it is integrated into the sign face. Changeable copy signs are not permitted as wall or window signs.

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~~Electronic Changeable Copy Signs~~: Are also subject to the following regulations:

A. ~~Display area:~~

- ~~1. Repealed.~~
- ~~2. Electronic copy may not flash, blink, fade, scroll or roll or have any type of continuous movement. Intensity of illumination shall be adjusted to coincide with natural light conditions.~~
- ~~3. Copy must be of a nonmoving persistent nature with a single message displayed for at least ten (10) seconds.~~

B. ~~Permitted locations:~~

- ~~1. Changeable copy, electronic signs are allowable for fuel station price signs at service stations in all areas of the community except for the historic area. Such signs are subject to the display regulations above but the fuel price must be a nonmoving display at all times.~~
- ~~2. Changeable copy electronic signs are permitted in certain areas according to the size of the site measured by linear footage as follows:~~
 - ~~a. Mall and mall surrounding area: For single buildings, shopping centers or planned developments with linear footage of five hundred feet (500') on a single roadway.~~
 - ~~b. Route 31 commercial area: For single buildings, shopping centers or planned developments with linear footage of five hundred feet (500') on a single roadway.~~
 - ~~c. Randall Road area: For single buildings, shopping centers or planned development with linear footage of one thousand feet (1,000') of linear frontages.~~

Electronic Changeable Copy Signs: Appearance Review Commission approval required for new signs including electronic sign panels and for retrofitting existing signs with electronic sign panels. Electronic changeable copy signs are also subject to the following regulations:

A. Route 31 Business Corridor

1. Permitted locations:

- a. Electronic signs are permitted for properties with underlying business zoning or with a businesses component within a Special Development District.
- b. Only one electronic sign is permitted per zoning lot.
- c. Changeable copy, electronic signs are allowable for fuel station price signs at service stations in all areas of the community except for the historic area. Such signs are subject to the display regulations below but the fuel price must be a nonmoving display at all times.
- d. Changeable copy electronic signs are permitted in certain areas according to the size of the site measured by linear footage as follows:
 1. For single buildings, shopping centers or planned developments with linear frontage of less than three hundred feet (300') on a single roadway:
 - a. Maximum sign copy area is fifty (50) square feet.
 - b. An electronic sign may not exceed thirty-five percent (35%) of the maximum sign copy area.
 2. For single buildings, shopping centers or planned developments with linear frontage of three hundred and one feet (301') or greater on a single roadway:
 - a. Maximum sign copy area is one-hundred (100) square feet.
 - b. An electronic sign may not exceed twenty-five (25%) of the maximum sign copy area.

2. Base:

- a. Electronic signs may only be incorporated into monument or ground signs with solid masonry bases.
- b. Unfinished concrete masonry units (CMU) or unfinished poured concrete are not permissible masonry base materials.
- c. Minimum base height shall be twenty-four inches (24").
- d. The electronic sign panel must be placed at the bottom of the overall sign panel immediately above the masonry base.
 1. Masonry base shall extend the full width of the sign panel.

3. Display area:

- a. Electronic copy may not contain any symbols, icons, characters, ideograms, or product representations.

- b. Electronic copy shall be restricted to a maximum of two (2) colors displaying dark background and light or contrasting text.
- c. Electronic copy may not flash, blink, fade, scroll or roll or have any type of continuous movement.
- d. Copy must be of a nonmoving persistent nature with a single message displayed for at least ten (10) seconds.

4. Minimum Design Standards:

- a. Higher resolution display panels are encouraged but an electronic sign panel shall not have more than nineteen millimeters (19mm) pixel pitch spacing (medium resolution).
- b. The unit must be equipped with both a programmed dimming sequence as well as an additional overriding mechanical photocell that adjusts the brightness of the display to the ambient light at the all times of day. Such programming and mechanical equipment shall be set so that the unit, at night or in overcast conditions, will be no more than 40% of the daytime brightness level.
- c. All electronic signs must be equipped with a default mechanism that will stop the messaging or freeze the image in one position when a malfunction in electronic programming occurs.

5. Ancillary Use/Function:

- a. Electronic signs to be equipped to override commercial messages for emergency situations or to accommodate community messages.

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Ground Signs: Shall be integrated into landscape features. ~~with the bottom of the copy area no higher than twenty four inches (24") from grade.~~

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9-4-13: APPEALS AND EXCEPTIONS:

3. Authorized Exceptions: The appearance review commission may grant exceptions as follows:

- a. To increase the sign area of a sign by no more than twenty five percent (25%).
- b. To allow a direct illumination sign in the historic area.
- e. ~~To reduce frontage requirements for display of electronic signs by ten percent (10%).~~
- d. To permit an exception from the sign location restrictions or minimum setback provided that any setback exception does not inhibit line of sight for vehicles or pedestrians.

- e. To allow exceptions to permanent window sign regulations.
- f. To grant an exception to the rule in the historic area to allow a property to display both a surface mounted sign and a freestanding sign.
- g. To allow painted wall signs.
- h. To allow one additional, an alternative type or to increase the size by up to ten percent (10%) for a residential home based business sign.
- i. To increase the height and display area of a monument sign when four (4) or more tenant names are to be displayed. The height may not be increased in excess of twenty five feet (25') or higher than the principal structure.
- j. To allow the display of a surface mounted sign for an office tenant or building.
- ~~k. To allow for the display of alternative colors in an electronic copy sign.~~
- l. To allow deviation from the prescribed placement of an electronic sign panel at the bottom of an overall sign panel immediately above the sign base only in the case of a potential retrofitting of an existing monument/ground sign.
- m. To allow deviation from the required two-foot (2') minimum height of a masonry base only in the case of a potential retrofitting of an existing monument/ground sign with an electronic sign panel.
- n. To allow deviation from the prescribed minimum resolution standard (pixel pitch spacing) in electronic signs.