

Stafford and Rosenbaum Recommendation: Based on recent court cases, I have significant concerns about its (Sign Ordinance) enforceability. The Village can regulate sign location and the size of signs, but the current ordinance has many content restrictions that would likely be deemed unconstitutional. I would recommend updating the sign code to bring it into compliance with those recent court decisions.

## 14.23 SIGNS

### 14.23.01 PERMIT REQUIRED

No sign shall hereafter be located, erected, moved, reconstructed, extended, enlarged, converted, or structurally altered without a zoning permit except those signs excepted in Section 7.2 and without being in conformity with the provisions of this ordinance. The sign shall also meet all the structural requirements of the building code.

### 14.23.02 SIGNS ACCEPTED IN RESIDENTIAL AND AGRICULTURAL DISTRICTS

All signs are prohibited in all residential and agricultural districts except the following:

Signs over show windows or doors of a nonconforming business establishment announcing without display or elaboration only the name and occupation of the proprietor and not to exceed two feet in height and ten feet in length.

Real Estate Signs not to exceed eight square feet in area which advertise the sale, rental, or lease of the premises upon which said signs are temporarily located.

Name, Home, Occupations, Professional office, and Warning Signs not to exceed two square feet located on the premises.

Farm Signs giving the name of the farm, farm owner, or commodities produced shall not exceed 15 square feet in total area.

Bulletin Boards for public, charitable, or religious institutions not to exceed eight square feet in area located on the premises.

Memorial Signs tablets, names of buildings, and date of erection when cut into any masonry surface or when constructed of metal and affixed flat against a structure.

Official Signs such as traffic control, parking restrictions, information, and notices.

Temporary Signs or banners when authorized by the Plan Commission.

### 14.23.03 SIGNS PERMITTED IN BUSINESS AND MANUFACTURING DISTRICTS

Signs are permitted in all business and manufacturing districts subject to the following restrictions:

Wall Signs placed against the exterior walls of buildings shall not extend more than six inches outside of a building's wall surface, shall not exceed 400 square feet in area for any one premises, and shall not exceed twenty feet in height above the mean centerline street grade.

Projecting Signs fastened to, suspended from, or supported by structures shall not exceed 10 square feet in area for any one premises, shall not extend more than six feet into any required yard, shall not extend more than three feet into any public right of way, shall not be less than ten feet from all side lot lines, shall not exceed a height of two feet above the sidewalk nor fifteen feet above a driveway or alley.

Ground Signs shall not exceed 20 feet in height above the main centerline street grade,

shall meet all yard requirements for the district in which it is located, shall not exceed 100 square feet in total advertising area.

Roof Signs shall not exceed ten feet in height above the roof, shall meet all the yard and height requirements for the district in which it is located, and shall not exceed 300 square feet on all sides for any one premises.

Window Signs shall be placed only on the inside of commercial buildings and shall not exceed 25 percent of the glass area of the pane upon which the sign is displayed.

Combinations of any of the above signs shall meet all the requirements for the individual sign.

#### 14.23.04 TRAFFIC

Signs shall not resemble, imitate, or approximate the shape, size, form, or color of traffic signs. Signs shall not obstruct or interfere with the effectiveness of traffic signs. No sign shall be erected, relocated, or maintained so as to prevent free ingress to or egress from any door, window, or fire escape; and no sign shall be attached to a standpipe or fire escape. No signs shall be placed so as to obstruct or interfere with traffic visibility.

#### 14.23.05 EXISTING SIGNS

Signs lawfully existing at the time of the adoption or amendment of this ordinance may be continued although the use, size, or location does not conform with the provisions of this ordinance. However, it shall be deemed a nonconforming use or structure, and the provisions of [Section 14.25](#) shall apply.

#### 14.23.06 SIGN REMOVAL

At the termination of an advertised use, all signs advertising that use shall be removed from public view within 30 days. Responsibility for violations shall be with the property owner according to the latest tax roll listing.

#### 14.23.07 SIGNS GENERAL

No flashing, moving, or apparent moving signs shall be permitted except for time and temperature and changeable copy displays. Lighted signs shall be shielded to prevent glare onto adjoining properties or onto the public street. No sign shall be placed on a tree.