

- f. Wholesale or retail sales of goods or merchandise shall not occur on the premises and no stock in-trade shall be sold upon the premises.
6. Exterior Appearance and Structural Alterations.
  - a. There shall be no special internal or external structural alterations or construction features, either permanent or temporary, to the dwelling or accessory structure, nor the installation of special equipment to walls, floors, or ceilings, which would change the residential character of the dwelling or accessory structure. Any indoor storage, construction, alterations, or electrical or mechanical equipment used shall not change the fire rating of the structure. Separate exterior entrances to the building shall not be added to the residence for the sole use of the home occupation.
  - b. There shall not be any changes in the site on which the home occupation is conducted that will make the dwelling appear less residential in nature or function, including, but not limited, to such prohibited exterior alterations as construction of parking lots, paving of required setbacks, or the adding of commercial exterior lighting. Parking shall occur on driveways only and shall be sufficient for home occupation customers and clientele.
7. Delivery or pick-up of supplies or products associated with home occupations are allowed only between 8 a.m. and 8 p.m. Vehicles used for delivery and pick up are limited to those normally servicing residential neighborhoods.
8. Home occupations shall not create any odor, vibration, noise, electrical interference or fluctuation in voltage that is perceptible beyond the lot line of the lot upon which the home occupation is conducted. No hazardous substances may be used or stored in conjunction with a home occupation. If any home occupation becomes dangerous or unsafe, or presents a safety hazard to the public or to adjacent or nearby properties, residents, or business, the Village Building Official may require that the home occupation immediately be made safe or that it cease.

### **6.13.03 Fences**

In order to provide for maximum safety to the public and to ensure maximum enjoyment of the use of property, the following regulations for fences, walls, and similar structures shall apply.

1. No fence, including walls and similar structures, shall be constructed, erected, or replaced until a permit has been approved and issued by the Village Building Official.
2. The regulations set forth in this section shall not apply to fences erected within a railroad right-of-way.
3. No fence may be constructed within any public right-of-way.
4. No fence may be constructed on any public utility easement or drainage easement without the approval of the Director of Public Works. Such construction shall be at the owner's risk and liability and the Village shall not be liable for any damages which may occur as a result of such action. Furthermore, such fence shall not interfere with the provision of any utility service or with natural or required drainage flow. It shall be the responsibility of the property owner to replace or restore any section of fencing which is removed or displaced in order to provide access to said easement.
5. No provision in this section shall be construed as a means of settling disputes between property owners regarding location of property lines or the maintenance of fences. Such disputes shall be considered entirely as civil matters and not as a violation of this section.
6. The height of a fence as permitted herein shall be measured at the existing or approved grade of a lot or parcel.

7. No fence may be constructed of barbed wire, spikes, or other sharp pointed instruments, except as provided for in this section, and may not be electrified.
8. On any corner lot or parcel, in the vision clearance triangle as determined in Article 6.05.05, no fence, wall, hedge, planting, or other object or material shall be constructed or maintained so as to obstruct vision between a height of two and one half (2 ½) feet and ten (10) feet above the centerline street grades.
9. All fences shall be installed so that the finished side of the fence shall face outwards toward the adjoining property or street right-of-way.
10. Fences in Residential Districts. Fences in a residential zoning district shall comply with the following additional specifications:
  - a. Any fence erected in a required front yard or side yard abutting a street, or between the front of a structure and the abutting street right-of-way, shall be at least fifty (50) percent open, i.e., no more than fifty (50) percent visually obscured.
  - b. No fence greater than four (4) feet in height shall be constructed in a required front yard or side yard abutting a street, unless the principle structure encroaches into the required front yard or side yard abutting a street, in which case such a fence may be as close to the front or side lot line as the encroaching structure.
  - c. No fence greater than six (6) feet in height shall be constructed in a required rear yard or interior side yard.
  - d. Fences installed in a rear yard abutting a street shall comply with the standards and specifications for a fence erected in a required front yard. Fences up to six (6) feet high located in a rear yard abutting a street may be approved by the Village Building Official if said fence is set back a distance of at least ten (10) feet from the abutting street right-of-way and otherwise in compliance with this section.
11. Fences in Business and Industrial Districts. Fences in a business or manufacturing zoning district shall comply with the following additional specifications:
  - a. Fences in a required front yard or side yard abutting a street, or between the principle structure and the abutting street right-of-way, shall be at least fifty (50) percent visually open, i.e., no more than fifty (50) percent visually obscured.
  - b. No fence in excess of four (4) feet in height may be constructed in a required front yard or side yard abutting a street, unless the principle structure encroaches into said required yard, in which case the fence may be as close to the front lot line or side lot line as the encroaching structure.
  - c. No fence greater than six (6) feet in height may be constructed in a required rear yard or interior side yard, unless the abutting property is zoned business or industrial, in which case a fence may have a height of up to eight (8) feet, except as provided for herein.
  - d. A fence located outside of a required yard and not between the principal building and any abutting public street right-of-way, may have a height of up to eight (8) feet. However, any industrial or public utility hazard located outside of a required or established yard setback and not between the primary building and any abutting public street right-of-way shall be completely surrounded with a protective security fence or similar structure at least six (6) feet, but not more than twelve (12) feet in height.
  - e. Fences in industrial districts that are least six (6) feet in height and not located within a required setback may have a barbed wire security top of up to but no more than six (6) inches.

#### **6.13.04 Temporary Uses**

Temporary uses are allowed in accordance with Table 6.2 and all other applicable provisions of this ordinance and do not involve the construction or alteration of any permanent building or structure.

1. **Temporary Use Permits.** No temporary use shall be established unless a Temporary Use Permit evidencing the compliance of such use with the provisions of this ordinance has been issued. A Temporary Use Permit shall be reviewed, approved, or revoked in accordance with the regulations contained in Article 14 of this ordinance.
2. **General Requirements for all Temporary Uses.** The following requirements and standards shall apply to all temporary uses except as provided for herein:
  - a. The temporary use shall be compatible with surrounding development and traffic generated by the temporary use shall not negatively impact surrounding properties.
  - b. Permanent alterations to the site of the temporary use are prohibited.
  - c. No temporary or permanent electrical service or connection shall be installed without an electrical permit.
  - d. All inspections and permits required by the Village's building codes shall be obtained prior to and as a condition of issuance of a Temporary Use Permit.
  - e. Temporary tents, as well as any other temporary structures erected as part of the temporary use, shall be located so as not to interfere with the normal operations of any permanent use located on the property.
  - f. Structures and/or display of merchandise shall comply with the yard and property line setback requirements of the zoning district in which the temporary use is located. Items displayed shall not interfere with the vision clearance triangle of the intersection of any public streets or private drives.
  - g. Temporary uses or structures shall not encroach into any required landscaping features.
  - h. Temporary sanitary facilities shall be provided in accordance with the requirements of the applicable County Health Department and Illinois State Codes.
  - i. Any food service operation that sells, prepares, or serves food shall obtain applicable permits and certifications from the applicable County Health Department and is subject to inspection.
  - j. No signs may be displayed in connection with a temporary use except in accordance with the Village's sign regulations set forth in Article 13.
  - k. In addition to required parking for any principle use on a site, parking areas shall be provided for the temporary use and shall contain the number of parking spaces required for the most similar use type under the parking regulations set forth in Article 12. Such parking spaces shall be considered accessory to the principle use.
  - l. The main road or drive providing access to a temporary use shall be kept free of dust, dirt, mud, and other debris.

#### **6.13.05 Specific Temporary Use Criteria and Requirements**

1. **Carnival, Circus, and Amusement Activities**
  - a. The maximum length of a Temporary Use Permit for a carnival or circus shall be fourteen (14) days and no more than one such permit shall be issued per zoning lot in a calendar year.