

## **ORDINANCE 2013-01**

### **AN ORDINANCE AMENDING TITLE 11 (ZONING ORDINANCE) OF THE GENEVA CITY CODE, SECTION 11-12-3 (GENERAL SIGN REGULATIONS) AND SECTION 11-12-4 (PERMITTED SIGNS IN RESIDENTIAL ZONING DISTRICTS)**

**WHEREAS**, an application was duly filed by Steve Okpysz on behalf of Faith Lutheran Church on the 8<sup>th</sup> day of October 2012 with the Plan Commission of the City of Geneva requesting amendments to Title 11 of the Geneva City Code (hereinafter referred to as the Zoning Ordinance), Section 11-12-3 (General Sign Regulations) and Section 11-12-4 (Permitted Signs in Residential Zoning Districts) to allow nonresidential uses in residential zoning districts to have electronic message board signs; and

**WHEREAS**, a Notice of Public Hearing on the application was duly published on November 28, 2012 in the Daily Herald, a newspaper of general circulation in the City of Geneva, in the manner and form as provided for zoning text amendment requests under Title 11 of the Geneva City Code, as amended, and a public hearing was held by the Plan Commission on December 13, 2012 at the City Hall Council Chambers at 109 James Street, and at the meeting the Plan Commission recommended approval of the Zoning Ordinance Text Amendments to the City Council; and

**WHEREAS**, the Committee of the Whole of the City Council conducted a review of the Plan Commission recommendation on January 14, 2013 and concurs with the recommendation of the Plan Commission; and

**WHEREAS**, the City Council concurs with the recommendations of the Committee of the Whole and Plan Commission and finds that it is in the best interest of the City to amend the Zoning Ordinance as proposed.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GENEVA, KANE COUNTY, ILLINOIS THAT THE FOLLOWING SECTIONS OF THE GENEVA CITY CODE BE AMENDED AS FOLLOWS:**

**SECTION 1:** Title 11 of the Geneva City Code (Zoning Ordinance), Section 11-12-3 (General Sign Regulations), Subsection A (Illumination), Number 9, is hereby deleted in its entirety and replaced with the following language:

9. Internally illuminated signs are prohibited in the historic district, on landmark properties, and in all residential zoning districts. Exception: Electronic message board signs are permitted for nonresidential uses in residential zoning districts, but are not permitted within the H1 Historic District.

**SECTION 2:** Title 11 of the Geneva City Code (Zoning Ordinance), Section 11-12-4 (Permitted Signs in Zoning Districts), Subsection A (Residential Districts), is hereby deleted in its entirety and replaced with the following language:

- A. Residential Districts: Permitted signs in the RR, RE, R1 through R7 and R-PS Districts shall include (1) all exempt signs listed in section 11-12-8, (2) signs approved as part of a planned unit development, (3) wall signs, (4) awning signs, (5) canopy signs, (6) freestanding signs,

and (7) temporary signs. Additionally, electronic message board signs are permitted for nonresidential uses, but are not permitted within the H1 Historic District.

**SECTION 3:** That Title 11 of the Geneva City Code, as heretofore and hereinabove amended, shall otherwise remain in full force and effect.

**SECTION 4:** This ordinance shall become effective from and after its passage as in accordance with law. Consent is hereby given for publication of this ordinance in pamphlet form.

**PASSED** by the City Council of the City of Geneva, Kane County, Illinois, this \_\_\_\_ day of \_\_\_\_\_ 2013.

AYES:\_\_\_\_NAYS:\_\_\_\_ABSENT:\_\_\_\_ABSTAINING:\_\_\_\_HOLDING OFFICE:\_\_\_\_

**APPROVED** by me as Mayor of the City of Geneva, Kane County, Illinois, this \_\_\_\_ day of \_\_\_\_\_ 2013.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk