



ORDINANCE NO. 873

AN ORDINANCE AMENDING THE VILLAGE OF MACKINAW
MUNICIPAL CODE SAID MUNICIPAL CODE BEING
ORDINANCE NO. 513 OF THE VILLAGE OF MACKINAW TO
PROVIDE AMENDMENTS RELATING TO SIGNS IN THE
COMMERICAL DISTRICT AND INDUSTRIAL DISTRICT

Published in pamphlet form by authority of the Village President and
Board of Trustees of the Village of Mackinaw

JANUARY 14, 2014

STATE OF ILLINOIS)
COUNTY OF TAZEWELL) SS
VILLAGE OF MACKINAW)

CERTIFICATE OF ORDINANCE

I, the undersigned, do hereby certify that I am the duly appointed, qualified and acting Village Deputy Clerk of the Village of Mackinaw, Tazewell County, Illinois (the "Issuer"), and as such official I am the keeper of the records and files of its President and Board of Trustees (the "Corporate Authorities").

I do further certify the foregoing constitutes a full, true and complete excerpt from the proceedings of the regular meeting of the Corporate Authorities held on the *13TH day of JANUARY, 2014*, insofar as same relates to the adoption of *Ordinance No. 873*, entitled:

AN ORDINANCE AMENDING THE VILLAGE OF MACKINAW MUNICIPAL CODE SAID MUNICIPAL CODE BEING ORDINANCE NO. 513 OF THE VILLAGE OF MACKINAW TO PROVIDE AMENDMENTS RELATING TO SIGNS IN THE COMMERCIAL DISTRICT AND INDUSTRIAL DISTRICT

A true, correct and complete copy of which ordinance (the "Preliminary Ordinance" or "Ordinance") as adopted at such meeting appears in the transcript of the minutes of such meeting. The Preliminary Ordinance was adopted and approved by the vote and on the date therein set forth.

I do further certify the deliberations of the Corporate Authorities on the adoption of such Preliminary Ordinance were taken openly and was on the agenda at least 48 hours before the meeting at which it was adopted, that the adoption of such ordinance was duly moved and seconded, that the vote on the adoption of such ordinance was taken openly and was preceded by a public recital of the nature of the matter being considered and such other information as would inform the public of the business being conducted, that such meeting was held at a specified time and place convenient to the public, that notice of such meeting was duly given to all of the news media requesting such notice, that such meeting was called and held in strict compliance with the provisions of the Open Meetings Act of the State of Illinois, as amended, and the Illinois Municipal Code, as amended, and that the Corporate Authorities have complied with all of the applicable provisions of such Act and such Code and their procedural rules in the adoption of such ordinance.

The pamphlet form of *Ordinance No.873*, including the ordinance and a cover sheet thereof, was prepared and a copy of such Ordinance was posted for public inspection in the municipal building, the Mackinaw United States Post Office, and the Mackinaw Library commencing on *JANUARY 14, 2014* and continuing for at least ten days thereafter. The original ordinance was adopted by the Board of Trustees of the Village of Mackinaw at a regular meeting, attended by six members of the Board, and approved by the President, as said Ordinance appears on file in my office and as the same is recorded in the Book of Ordinances of said Village.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the official seal of said Village of Mackinaw, Illinois, this 24TH DAY OF JANUARY 2014.


Village Deputy Clerk

ORDINANCE NO. 813

AN ORDINANCE AMENDING THE VILLAGE OF MACKINAW MUNICIPAL CODE SAID MUNICIPAL CODE BEING ORDINANCE NO. 513 OF THE VILLAGE OF MACKINAW TO PROVIDE AMENDMENTS RELATING TO SIGNS IN THE COMMERCIAL DISTRICT AND INDUSTRIAL DISTRICT

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MACKINAW:

SECTION 1: § 153.005 of the Village Code of the Village of Mackinaw is hereby amended by interlineation to insert each of the following definitions in the appropriate location within the list of definitions contained in that section so as to preserve correct and proper alphabetization of such section:

ABANDONED SIGN. A sign which no longer directs attention to or advertises any person, business, lessor, owner, product, idea, place, activity, institution or service which is conducted or available.

ANIMATED SIGN. A sign that incorporates or includes action.

AREA, SIGN. Sign area shall be the gross surface area within a single continuous perimeter composed of a single rectangle enclosing the extreme limits of characters, lettering, illustrations, ornamentations, or other figures, together with any material, or color forming an integral part of the display or to differentiate the sign from the background to which it is placed. Structural supports bearing no sign copy shall not be included in gross surface area; however, if any portion of the required structural supports become enhanced for decorative or architectural purposes, that portion will be included in the total gross surface area of the sign. For computing the area of any sign which consists of individual letters or separate graphic elements, the area shall be deemed to be the area of the smallest rectangular figure which can encompass all of the letters or elements.

AWNING SIGN. A sign on or attached to a temporary retractable shelter that is supported entirely from the exterior wall of a building. This definition does not include any off premises sign.

BACKGROUND AREA. The entire area of a sign on which copy could be placed, as opposed to the copy area, when referred to in connection with wall signs.

BANNER. A sign made of paper, plastic, or fabric of any kind which is intended to be hung either with or without a frame, with or without applied characters, letters, illustrations, or ornamentations, excluding national, state or government flags.

BEACON. A stationary or revolving light (also known as “searchlight”) which flashes or projects illumination, single color or multi-colored, in any manner which is intended to attract or divert attention. This term is not intended, however, to include any kind of lighting device which is required or necessary under the safety regulations described by the Federal Aviation Administration or similar agencies.

BUILDING FACE OR WALL. The wall and window area of a building in one plane of elevation.

BUILDING FRONTAGE. The linear length of a building facing the right-of-way

BUILDING FRONTAGE. The frontage of a lot on a public right-of-way or privately owned circulation road.

CHANGEABLE COPY. Letters, numerals or other graphics which are not permanently affixed to a structure and/or set for permanent display, and are intended to be alterable through manual or electronic means.

FLASHING SIGN. Any sign which contains an intermittent or flashing light source, or which includes the illusion of intermittent or flashing light by means of animation, or an externally mounted intermittent light source. Automatic changing signs such as the public service time, temperature and date signs, or electronically controlled message centers shall be classified as “changeable copy signs” not “flashing signs.”

HEIGHT, SIGN. The vertical distance measured from the upper surface of the nearest street curb or street level (other than an elevated roadway), to the highest point of the sign.

ILLUMINATED SIGN, EXTERNAL. Any sign externally illuminated by a source of light which is cast upon the surface or face of the sign to illuminate by reflection only.

MONUMENT SIGN. Any sign supported by structures or supports that is placed on, or anchored in, the ground, and are independent from any building or other structure.

OFF PREMISES SIGN. Any sign that advertises activities, goods, products, services or facilities that are not sold or offered up the premises where the sign is located (e.g., billboard)

ON PREMISES SIGN. Any sign related to a business or profession conducted, or a commodity or service sold or offered upon the premises where such sign is located.

POLITICAL SIGN. A sign or poster announcing a candidacy for public political office or a public issue.

PORTABLE SIGN. Any sign not permanently attached to the ground or other permanent structure, or a sign designed to be transported, including, but not limited to:

1. Signs designed to be transported by means of wheels
2. Signs converted to "A" or "T" frames
3. Menu and sandwich board signs
4. Balloons or inflatable figures used as signs
5. Umbrellas used for advertising
6. Signs attached to, or painted on vehicles parked and visible from the public right-of-way, unless said vehicle is used in the normal day-to-day operations.

PROJECTION SIGN. Any sign affixed to a building or wall in such a manner that its leading edge extends more than six inches beyond the surface of such building or wall

SIGN SETBACK. The minimum horizontal distance between the street right of way line and any portion of the sign, including its supporting framework or bracing.

TEMPORARY SIGN. A sign advertising an issue, a garage or yard sale or other one time occurrence. It also includes signs of cloth or other combustible material (usually attached to the outside of a building on a wall or storefront) for a period of not more than thirty (30) days. This definition does not include any off premises signs.

VEHICULAR SIGNS. Any advertising or business sign attached to a motor vehicle, which is parked or placed in position for display to the public

WALL SIGN. A sign which is placed against a building or other structure and which is attached to the exterior front, rear or side wall of a building.

WINDOW SIGN. A sign that is posted on the interior or exterior of a window of a building or structure which is intended to be read from the exterior of the building or structure.

SECTION 2: §153.005 of the Village Code of the Village of Mackinaw is further hereby amended by deleting the existing definition of “**CANOPY**” and inserting in its place a new definition which shall be as follows:

CANOPY SIGN. Any canopy containing, embodying or displaying any words, trademark, logo lighting or similar representation.

SECTION 3: Chapter 153 of the Village Code of the Village of Mackinaw is hereby amended by inserting a new §153.057 which shall be as follows:

§153.057 POLITICAL SIGNS.

Any political signs located in the residential district shall contain a sign surface area not to exceed sixteen (16) square feet. Political signs on private property shall not be placed in a manner that obstructs vehicular traffic (either by physical obstruction or sight lines) or pedestrian traffic.

SECTION 4: §153.051 of the Village Code of the Village of Mackinaw is hereby amended by inserting a new subparagraph (C)(6)(d) which shall be as follows:

(6) Signs in connection with a home occupation shall:

...

(d) Not be placed in a manner that obstructs vehicular traffic (either by physical obstruction or sight lines) or pedestrian traffic.

SECTION 5: §153.074 of the Village Code of the Village of Mackinaw is hereby amended by deleting the existing Section and inserting in its place a new §153.074 which shall be as follows:

§153.074 SIGNS.

(A) No attached sign shall extend above the roof line. No free-standing sign shall exceed higher than thirty-five feet (35’) or extend above the roof line of the building.

(B) The total gross area of signs per establishment shall not exceed three times the lineal feet of the frontage of the establishment on which such signs are located.

(C) No sign affixed to a structure shall project more than three feet beyond the limits of such structure and shall not project across lot lines.

(D) Vehicular Signs shall only be parked or positioned for display to the public on the premises upon which the business or activity to which the sign refers is located.

(E) All components of a sign shall be kept in good repair at all times. The zoning officer may order the removal of any sign that is not maintained.

(F) The area in proximity to the signs shall be maintained and kept free of litter, debris, and excess grass or weeds. The zoning officer may order the removal of any sign that is not kept in good order pursuant to this Section.

(G) Any sign that is moved to another location, either on the same or other premises, shall be considered a new sign and as a new sign, shall be subject to all relevant provisions hereof.

(H) Regulations for Specific Types of Signs:

1. Flashing Sign

(a) Flashing Signs shall not be used in a manner that will create a traffic hazard or where their use may be confused with traffic control devices or emergency vehicle signals

(b) Revolving beacons shall not be used where they will conflict with traffic signals or emergency vehicles

(c) The flashing bulb in a Flashing Sign shall not be larger than a forty (40) watt incandescent bulb

(d) The bulb in a traveling light sign shall not be greater than a forty (40) watt incandescent bulb

2. Illuminated Signs:

(a) No sign shall be so illuminated that it interferes with the effectiveness or obscures an official traffic sign, signal or device

3. Portable Signs:

(a) Only one (1) Portable Sign shall be allowed per event

(b) Display of a Portable Sign shall be limited to fourteen (14) consecutive days

(c) No building permit shall be required pursuant to the provisions of this Section for the display of a Portable Sign as provided hereunder

4. Projection, Awning, Canopy or Marquee Sign:

(a) A clear space of not less than eight (8') feet shall be provided between the lowest portion of the sign and the ground surface

(b) Projection signs shall be securely attached to the buildings or structures by bolts, anchors, chains, rods or guys

(c) No nails or staples shall be used to secure any projection sign to a building or structure

5. Off Premises Signs: No Off Premises Signs shall be allowed in the commercial district.

6. Wall Sign

(a) All Wall Signs shall be securely fastened to a wall by means of metal anchors, bolts, expansion screws or similar connectors

(b) The ends of a Wall Sign shall not project out more than fifteen inches (15") from the wall surface

(c) The top of a Wall Sign shall not extend above the top of the wall

7. Temporary Sign

(a) Temporary Signs shall have not more than two (2) sides per sign

(b) Temporary Signs shall be located on premises, or with permission of the property owner, on private property and not in the public right of way

(c) No Temporary Sign may be posted more than thirty one (31) days prior to the event. All Temporary Signs must be removed within forty eight (48) hours after the event provided, however, that the time for removal of Temporary Signs may be extended at the discretion of the Village Board

(d) No building permit shall be required pursuant to the provisions of this Section for the display of a Temporary Sign as provided hereunder

8. On Premises Freestanding (Pole, Pylon, Etc.) or Ground Sign:

(a) No sign shall extend over any public right of way more than eight inches (8") absent the award of a right of way permit by the Village Board. The base and standard of all freestanding signs shall be set back at least five feet (5') from all public or private road right of way or easement lines and from all interior lot or property lines. Any sign located within thirty five feet (35') of the intersection of any two (2) street right of way lines shall be so designed, located and constructed that a free and unobstructed view is provided from the established grade to a height of ten feet (10') above the established grade.

(b) Each commercial business may erect one (1) freestanding sign unless located on a corner lot then they may erect two (2) freestanding signs, one on each frontage.

(c) On premises, freestanding or ground signs shall not exceed two (2) sides per sign

(d) "Entrance" only and "Exit" only signs shall not be counted as a sign, providing they contain no more than ten (10) square feet of display surface on each side

9. Political Signs:

(a) The sign area of Political Signs shall not exceed thirty two (32) square feet

(b) Political Signs shall not exceed two (2) sides per sign

(c) Political Signs shall not be placed in a manner that obstructs vehicular traffic (either by physical obstruction or sight lines) or pedestrian traffic

(d) No building permit shall be required pursuant to the provisions of this Section for the display of a Political Sign as provided hereunder.

(I) Except as otherwise provided herein, a building permit pursuant to the provisions of this Chapter shall be required for the erection of a sign.

SECTION 6: §153.097 of the Village Code of the Village of Mackinaw is hereby amended by deleting the existing §153.097 and inserting in its place a new §153.097 which shall be as follows:

§153.097 SIGNS.

The following regulations as to signs shall apply in the Industrial District:

(A) No attached sign shall extend above the roof line. No free-standing sign shall exceed higher than thirty-five feet (35') or extend above the roof line of the building.

(B) The gross area of signs per lot shall not exceed six times the lineal feet of frontage of the lot on which such signs are located.

(C) No sign affixed to a structure shall project more than five feet beyond the limits of such structure and shall not project across lot lines.

(D) Vehicular Signs shall only be parked or positioned for display to the public on the premises upon which the business or activity to which the sign refers is located.

(E) All components of a sign shall be kept in good repair at all times. The zoning officer may order the removal of any sign that is not maintained.

(F) The area in proximity to the signs shall be maintained and kept free of litter, debris, and excess grass or weeds. The zoning officer may order the removal of any sign that is not kept in good order pursuant to this Section.

(G) Any sign that is moved to another location, either on the same or other premises, shall be considered a new sign and as a new sign, shall be subject to all relevant provisions hereof.

(H) Regulations for Specific Types of Signs:

1. Flashing Sign: No Flashing Signs shall be permitted in industrial zoned properties

2. Illuminated Signs:

(a) No sign shall be so illuminated that it interferes with the effectiveness or obscures an official traffic sign, signal or device

3. Portable Signs:

(a) Only one (1) Portable Sign shall be allowed per event

(b) Display of a Portable Sign shall be limited to fourteen (14) consecutive days

(c) No building permit shall be required pursuant to the provisions of this Ordinance for the display of a Portable Sign as provided hereunder.

4. Projection, Awning, Canopy or Marquee Sign:

(a) A clear space of not less than eight (8') feet shall be provided between the lowest portion of the sign and the ground surface

(b) Projection Signs shall be securely attached to the buildings or structures by bolts, anchors, chains, rods or guys

(c) No nails or staples shall be used to secure any projection sign to a building or structure

5. Wall Sign

(a) All Wall Signs shall be securely fastened to a wall by means of metal anchors, bolts, expansion screws or similar connectors

(b) The ends of a Wall Sign shall not project out more than fifteen inches (15") from the wall surface

(c) The top of a Wall Sign shall not extend above the top of the wall

6. Temporary Sign

(a) Temporary Signs shall have not more than two (2) sides per sign

(b) Temporary Signs shall be located on premises, or with permission of the property owner, on private property and not in the public right of way

(c) No Temporary Sign may be posted more than thirty one (31) days prior to the event. All Temporary Signs must be removed within forty eight (48) hours after the event provided, however, that the time for removal of Temporary Signs may be extended at the discretion of the Village Board

(d) No building permit shall be required pursuant to the provisions of this Section for the display of a Temporary Sign as provided hereunder

(I) Except as otherwise provided herein, a building permit pursuant to the provisions of this Chapter shall be required for the erection of a sign.

Penalty, see §153.999

SECTION 7: If any section or part of this Ordinance is held invalid, it shall not affect the validity of the remainder of this Ordinance.

SECTION 8: This Ordinance shall take effect 10 days after publication thereof as provided by law.

SECTION 9: Ordinance No. 513 of the Village of Mackinaw, as amended by this Ordinance, shall remain in full force and effect and all previous amendments to Ordinance No. 513 shall remain in force and effect except as modified by this Ordinance.


PASSED in due form on a roll call vote by the Board of Trustees of the Village of Mackinaw at a duly held meeting on the 13th day of January, 2014.

APPROVED:



President of the Board of Trustees of
The Village of Mackinaw

ATTEST:



Deputy Village Clerk

AYES:

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NAYS:

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ABSENT:

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