

SIGN ORDINANCE

VILLAGE OF NORTH AURORA, ILLINOIS

ORDINANCE NO. 05 – 08 – 22 - 01

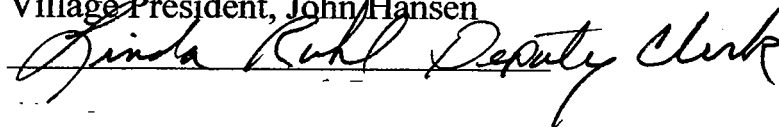
ADOPTED: AUGUST 22, 2005

By:



Village President, John Hansen

Attested:



Deputy Clerk

SIGNAGE ORDINANCE (UPDATE TO ORDINANCE NO. 95-17)
*AN ORDINANCE AUTHORIZING AND REGULATING SIGNS IN
 THE VILLAGE OF NORTH AURORA*

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SECTION 1. PURPOSE

This Ordinance is established to create the standards for a comprehensive and balanced system of sign regulations for the following purposes:

- A. To encourage, as a means of communication in the Village of North Aurora, the employment of signs that are:
 - 1. Compatible with their surroundings;
 - 2. Appropriate to the type of activity to which they pertain;
 - 3. Expressive of the identity of individual proprietors;
 - 4. Legible in the circumstances in which they are seen; and
 - 5. Respectful of the reasonable rights of other sign owners.
- B. To preserve, protect and promote the public health, safety and welfare.
- C. To improve pedestrian and traffic safety.
- D. To maintain and enhance community appearance and the Village's ability to attract sources of economic development by promoting the reasonable, orderly and effective display of signs.
- E. To minimize the possible adverse effect of signs on nearby public and private property.
- F. To preserve the value of private property by assuring the compatibility of signs with surrounding land uses.
- G. To ensure that signs are designed as integral architectural elements of the building and site to which they principally relate.

NOW, THEREFORE, be it ordained by the President and Board of Trustees of the Village of North Aurora, Illinois as follows:

SECTION 2. SCOPE AND APPLICABILITY

From and after the effective date of this Ordinance, the use of all signs and portions of signs erected, altered with respect to height and area or sign face, added to, or relocated in the Village of North Aurora shall be in conformity with the provisions of this Ordinance. Any existing sign not in conformity with the regulations prescribed in this Ordinance shall be regarded as nonconforming.

SECTION 3. INTERPRETATION

- A. The provisions of this Ordinance shall be deemed to be an expression of the maximum allowable number and size of signs which causes the least potential conflict with surrounding uses and which promotes a more attractive business climate within the Village.
- B. Where the conditions imposed by any provision of this Ordinance upon the control of signs are either more restrictive or less restrictive than comparable conditions imposed by the provisions of any other law, ordinance, statute, resolution rule or regulation of any governmental body, the regulations which are more restrictive or which impose higher standards shall govern.
- C. This Ordinance is not intended to abolish any easement, covenant, or any other private agreement; provided that where the provisions of this Ordinance are more restrictive or impose higher standards or requirements than such easements, covenants, or private agreements, the provisions of this Ordinance shall govern.
- D. When a sign type is not specifically listed in the sections devoted to Permitted Signs, it shall be assumed that such signs are hereby expressly prohibited. If it is determined by the Enforcement Officer that said sign is similar to and not more objectionable than signs listed, such signs may then be permitted.

SECTION 4. RULES

The language set forth in this Ordinance shall be interpreted as follows:

- A. Words used in the present tense shall include the future; and words used in the singular number shall include the plural number, and the plural the singular
- B. The word "shall" is mandatory and not discretionary
- C. The word "may" is permissive
- D. All measured distances or standards shall be to the nearest integer. If a fraction is one-half (1/2) or less, the lower integer shall be taken.

SECTION 5. DEFINITIONS

The following terms when used in this Ordinance shall be construed as follows:

Animated Sign: Any sign that uses movement or change of lighting at a frequency of 2 seconds or less to depict action or create a special effect or scene. *This definition also includes flashing signs. (Figure 1)*

Attention-Getting Device: Any pennant, flag, valance, banner, propeller, spinner, streamer, searchlight, balloon and similar device or ornamentation designed for purposes of attracting attention, promotion or advertising.

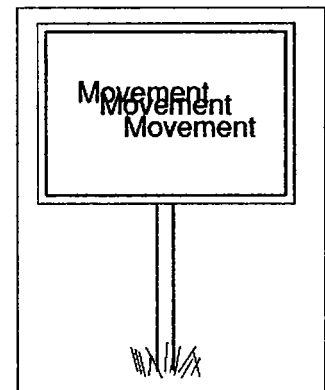


Fig. 1 – Animated Signs

Automobile Service Station: A business facility which is primarily distinguished by the retail sale of gasoline and related petroleum products necessary for the day-to-day operation of automobiles and commonly referred to as a "gas station". Such a facility may, in addition, offer maintenance and repair services for automobile.

Awning: A roof-like cover structure, constructed of cloth, metal or a similar material that is supported by the exterior wall of a building and constructed on a supporting framework. Such a structure may be either a retractable or fixed shelter.

Awning Sign: Any sign that is attached to or incorporated into an awning.

Banner Sign: Any sign of lightweight fabric or similar material that is displayed on a pole, building or attached to a staff of line. National flags, state, or municipal flags, or the official flag of any institution or business shall not be considered banners. (Figure 2)

Building Frontage: The lineal distance of the building space occupied by the particular business measured on a straight line parallel to the street. Where a business does not parallel a street, the frontage shall be measured along the exterior of the building space occupied by the particular business. (Figure 3).

Canopy: A permanent roof-like shelter, other than an awning, that extends from part or all of a building face and is constructed of non-rigid material, except for the supporting framework.

Changeable Copy Sign: A permanent sign upon which letters or characters may be placed in or upon the surface area, either manually or electronically (but not both) to provide a message or picture. A sign of which the only copy that changes is an electronic or mechanical indication of time or temperature shall be considered a "time and temperature" portion of a sign and not a changeable copy sign. Changeable Copy Signs are also sometimes referred to as reader boards. (Figure 4)

Commercial Sign or Sign of a Commercial Nature: Any sign, the content of which advertises or publicizes any business, commodity, service, activity, idea, slogan, or entertainment conducted, sold, offered, or available by a person, corporation or entity which has as its goal or effect the distribution of profits to the owners of the advertising enterprise.

Community Sign District: The Village of North Aurora, or a specified area of the Village established by ordinance, designated for the purpose of a common sign program for identification and information.

Contractors Sign: A sign naming the contractors engaged in the construction on the property where the sign is located.



Fig. 2 - Banner Sign

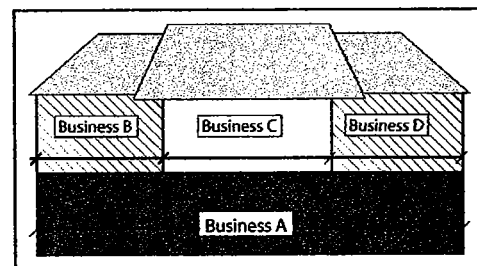


Figure 3 - Building Frontage

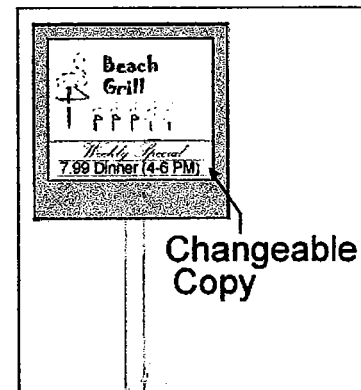


Figure 4 - Changeable Copy Sign

Directional and Warning Signs. Signs that provide instruction, direction or warning. Directional signs may identify rest rooms, public telephones, walkways, parking lot entrances and exists, and features of a similar nature. Warning signs may indicate “no trespassing,” “no dumping,” and similar messages.

Enforcement Officer. The Enforcement Officer, his designee and/or any person to whom the Village President delegates such authority with the advice and consent of the Village Board.

Facade: The exterior face or wall of a building as it is presented to view. The apparent width and/or height of a building as viewed from streets, driveways, and parking lots. Minor changes in wall elevations do not constitute the creation of additional facades.

Flag: Any fabric or bunting containing distinctive colors patterns, or symbols, used as a symbol of a government, political subdivision, or other entity.

Freestanding Sign: Any permanent sign not attached to a building, supported by structures or supports that are placed on, or anchored in the ground. Primarily comprised of ground, pole, and pylon signs. (Figure 5)

Ground Sign: Any sign where the bottom side of the sign is placed, or mounted on a base at least as wide as the sign that is permanently placed, on the ground. A ground sign shall have no visible posts, poles, pylons, or other supports designed to raise the sign above the ground. Ground signs are also referred to as monument signs.

Identification Sign: A sign used to display and identify the name of the individual, business, professional, organization, or institution occupying the premise upon which such sign is located.

Illuminated Sign, External: A sign illuminated by an artificial source of light that is cast upon the surface or face of the sign and not contained within the sign itself. (Figure 6)

Illuminated Sign, Internal: A sign illuminated with an artificial source of light concealed or contained within the sign itself. (Figure 6)

Inflatable Sign: An inflatable object or balloon at least three (3) feet in diameter, typically shaped as a gorilla, dragon, or other attention getting form. (Figure 7)

Marquee: A permanent roof-like shelter that extends from part or all of a building face and is partially supported by posts or columns.

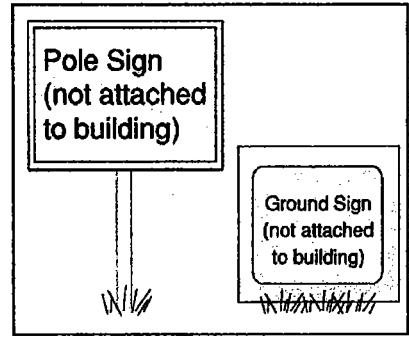


Figure 5 – Freestanding Signs

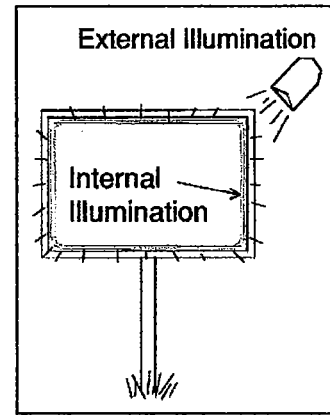


Figure 6 - Illuminated Sign



Figure 7 - Inflatable Sign

Marquee Sign: Any sign attached to the front or sides of a marquee and not extending beyond the exterior dimensions of the marquee. (Figure 8)

Menu Board Sign: A permanent sign used to inform the public of the list of foods or drinks available in a restaurant and may include the corresponding prices. Menu boards are typically associated with a drive-through facility.

Moving Sign: (see animated sign)

Non-conforming Sign: Any existing sign that does not conform to all the standards and regulations of this Ordinance.

Obsolete Sign: A sign identifying or advertising a tenant, business, organization, activity, or service that has ceased to operate at or occupy the site of the sign for a period of longer than thirty (30) days.

On-Site Sign: A sign that relates solely to a business use or profession conducted, or to a principal commodity service or entertainment sold, provided, or offered upon the premises where the sign is located.

Off-Site Signs: A sign that relates in whole or in part to a business use or profession conducted, or to commodities, services, activities, ideas, slogans or entertainment not offered at or relating to the zoning lot upon which the sign is placed. Billboards are included in this definition.

Pennant: Any lightweight plastic, fabric, or other material, whether or not containing a message of any kind, suspended from a rope, wire or string.

Permanent Sign: Any sign that is not a temporary sign. Such signs shall be constructed in accordance with the Village Building Code in effect at the time of construction.

Person: Any individual, corporation, partnership, limited liability company, organization, association, or other identifiable entity or group of individuals or entities that have joined together for a particular purpose.

Pole Sign: A sign mounted on one or more freestanding pole(s) or pylons. (Figure 9)

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, signs designed to be transported by trailer or means of wheels.

Projecting Sign: Any sign affixed to a building or wall in such a manner that its leading edge extends more than twelve (12) inches beyond the surface of such building or wall. (Figure 10)

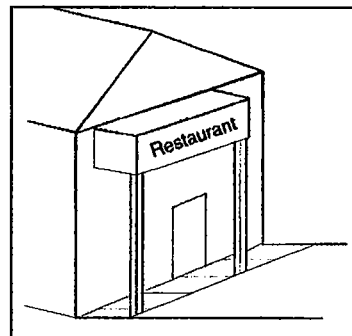


Figure 8 – Marquee Sign

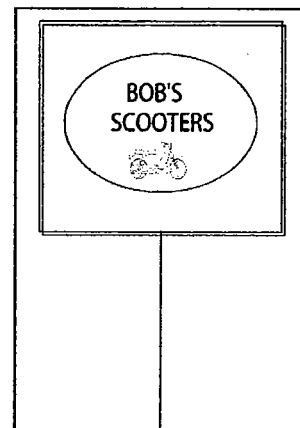


Figure 9 - Pole Sign

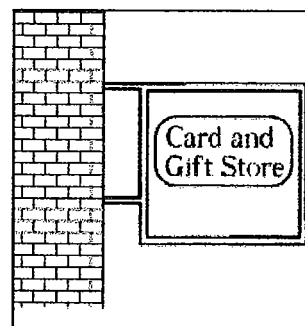


Figure 10 - Projecting Sign

Residential Development Sign: A permanent sign placed at major entrances to a residential subdivision or planned development for the purpose of identification.

Real Estate Sign: A sign placed upon a property advertising that particular property for sale, lease, rent or open house. (Figure 11)

Roof Line: Either the edge of the roof or the top of the parapet, whichever forms the top line of the building silhouette, in cases where a building has several roof levels, this roof or parapet shall be the one belonging to that portion of the building on whose wall the sign is located.

Roof Sign: Any sign erected and constructed wholly on and over the roof of a building and supported by the roof structure.

Rummage Sale or Garage Sale Sign: A sign advertising the sale of used household goods by a person other than a merchant of those items at a residence or other property at which no routine for-profit activity is conducted.



Figure 11 - Real Estate Sign

Sidewalk Signs: A temporary sign placed on a sidewalk in front of a business establishment that is used to advertise specific items, products, services, or events such as menu items, special and promotional sales.

Sign: Any structure, vehicle, device, or part thereof, which shall be used to identify, advertise, or attract attention to any object, product, place, activity, person, institution, organization, firm, group, commodity, profession, enterprise, industry, or business and which shall display or is intended to display or include any letter, work, model, number, banner, flag, pennant, insignia, device or representation used as announcement, direction, or advertisement. The definition of "sign" shall not, however, be interpreted as prohibiting any structure, vehicle, device or any part thereof used for the purpose of dissemination of political, economic, social or philosophical ideas entitled to constitutional protection. In any instance where this Ordinance would claim to prohibit any activity, the conditions of this Ordinance shall be interpreted as permitting the utilization of a sign to express such noncommercial speech subject to such other limitations as are included in this Ordinance.

Sign Area: The area of a sign shall include the area contained within straight lines connecting the extreme projections, corners or edges of the letters, characters and other figures creating the sign taken as a whole. Where a sign has two (2) or more display faces of unequal dimensions, the area of the largest face shall determine the sign surface area. The area shall include all decorative edging and moldings.

Sign Face: The surface of a sign on which a message is displayed.

Temporary Sign: A sign intended to be displayed a limited and usually fixed length of time.

Theater: A facility for showing movies or for indoor events such as plays, concerts, etc. For use in this sign ordinance, a multi-screen movie facility is considered to be one theater.

Unified Business Center means premises containing three (3) or more individual offices or businesses sharing a common building

Vehicle Sign: A sign attached to or painted on a vehicle which is parked on or adjacent to any property, the primary purpose of which is to attract attention to a place, commodity, activity, institution, organization or business.

Wall Sign: Any sign parallel and attached to, but within twelve (12) inches of, an exterior wall. (Figure 12)

Window Sign: A temporary or permanent sign that is placed within or on the outside of a window or on the inside of a glass window in such a manner that it can be seen from the exterior of the structure. (Figure 12)

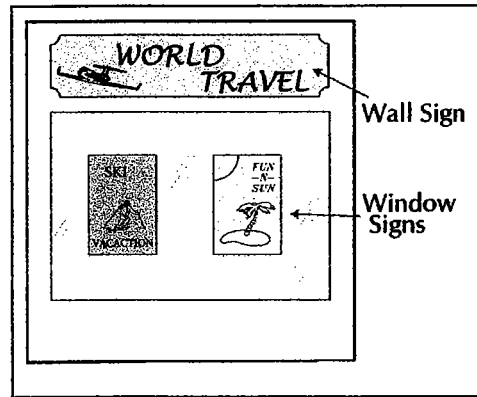


Figure 12 – Wall and Window Signs

SECTION 6. MEASUREMENTS

A. Area of Individual Signs.

1. The area of a sign shall be determined by the outer dimensions of the frame or enclosure surrounding the sign face.
2. The area of a sign face or lettering not enclosed in a frame, is determined by calculating the smallest square, circle, rectangle, triangle, or combination that will encompass the extreme limits of the sign, together with any material or color forming an integral part of the background of the display or used to differentiate the sign from the backdrop or structure against which it is placed. This area calculation does not include any supporting framework, bracing, or decorative fence or wall when such fence or wall otherwise meets zoning ordinance regulations and is clearly incidental to the display itself.

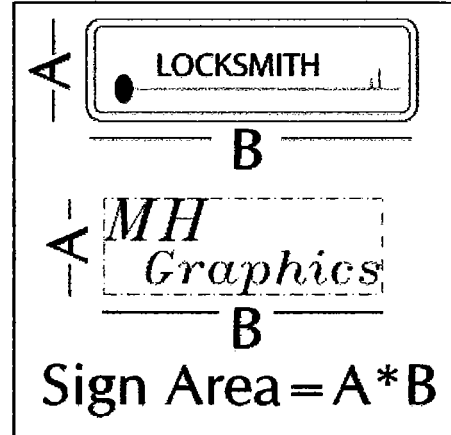


Figure 13 – Area calculation of individual signs

3. A double-faced sign shall count as a single sign.

- ### B. Height of Individual Signs.
- Height of signs shall be measured to the highest point of the sign to the crown of the street directly opposite the sign or above grade at the base of the sign, whichever is less. In no case shall the maximum sign height deviate more than 20% from the base numerical standard.

SECTION 7. PROHIBITED SIGNS

The following signs are prohibited in all districts of the Village unless otherwise provided for in this Ordinance:

A. *Off-Site Signs*, except for those signs described in *Section 12 - Lincoln Highway Special Sign District* or within an approved Planned Development;

B. *Animated Signs*, except where approved within a Planned Development and traditional barber poles, not exceeding two (2) feet in height and projecting not more than twelve (12) inches from the building, utilized only to identify a hair-cutting establishment. In authorizing the latter exemption, the corporate authorities find it in the public interest to retain this historic symbol of American commerce;

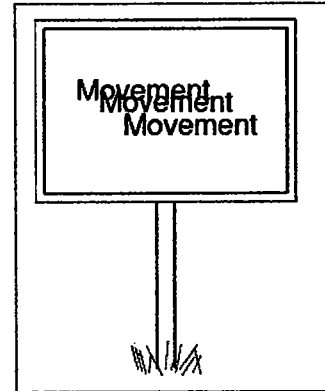


Fig. 14 – Animated Signs are prohibited

C. *Obsolete Signs*. Property owners are required to remove signs within thirty (30) days of the date that a tenant, business, organization, activity, or service has ceased to operate at or occupy the site of the sign. However, if the sign structure is in good repair and meets all setback, size and other regulations of this code, the structure may be left in place and a blank sign panel installed;

D. *Projecting Signs*;

E. *Pole Signs*, except for Exemptions as outlined in *Section 8 of this Ordinance*, or signs approved within a Planned Unit Development.

F. *Roof Signs*;

G. *Vehicle Signs*, except when the following criteria are met:

(a). Such vehicle at no time remains in one visible place for more than twenty four (24) consecutive hours; and

(b) Such vehicle is actually used by its owner or another as a means of transportation of people or goods.

(c) Such vehicle displays current registration and is insured to operate on public streets in the State of Illinois.

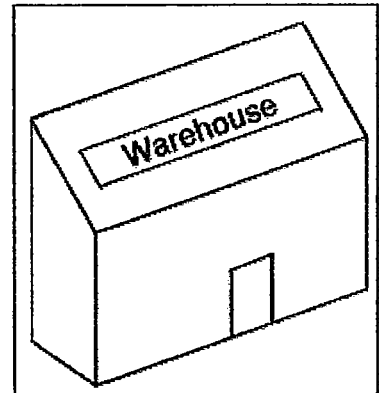


Fig. 15 – Roof Signs are prohibited

- H. Any sign determined by the Enforcement Officer and/or Chief of Police to constitute a traffic or pedestrian danger, by reason of size, condition, or illumination.

SECTION 8. EXEMPTIONS

Unless otherwise stated, signs listed in this Section are permitted in all Zoning Districts. The following exempt signs do not require a sign permit and shall not be counted when calculating the number of signs or square footage on a premise. However, such signs shall conform to all other general regulations in this Ordinance, for example, height, area, setback, clearance, etc.:

- A. Identification tags which give only the name, address and telephone number of the owner of the item or property to which such tag is affixed. This identification tag shall be limited to not more than one (1) square foot in sign area.
- B. Name and address plates which give only the name and address of the resident of the building, and which are not more than one (1) square foot in sign area. House numbers must be at least five inches (5") high and contrasting in color.
- C. Memorial signs or tablets and signs denoting the date of erection of buildings, no larger than five (5) square feet.
- D. On-Site Directional and Warning Signs not exceeding five (5) square feet in area.
- E. Signs erected by a governmental body, or under the direction of such a body, such as traffic signs, railroad crossing signs, safety signs, and signs identifying public schools and playgrounds. Banners, community entry signs, and directional signs included in a Community Sign District are also considered exempt signs.
- F. The flag, pennant, or insignia of any government or of any religious, charitable, or fraternal organization shall be allowed provided it is flown with and is not larger than the American flag.
- G. One logo flag of a company shall be allowed provided it is flown with and is not larger than the American flag.

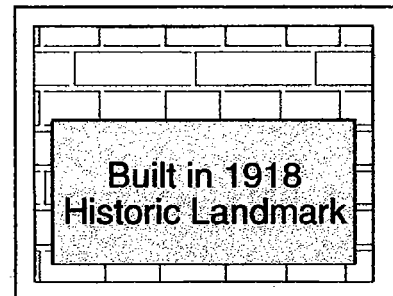


Fig. 15 – Memorial Sign

SECTION 9. TEMPORARY SIGNS

Temporary signs are classified based on a number of criteria including construction material, size, and duration of display. The table on the next page summarizes regulation for temporary signs. All temporary signs shall:

1. Identify the date the sign was installed in the front, lower right corner with lettering a minimum of 1" in height.
2. Be securely anchored and meet other legibility, safety and maintenance criteria listed in Section 21 of this ordinance.

Table 1 - Temporary Signs

	Class 1	Class 2	Class 3	Class 4	Class 5	Class 6	Class 7
Material	Paper, Cardboard, corrugated plastic or similar material	Wood, plastic or metal	Wood, corrugated plastic	Metal and Plastic	Wood or Metal	Plastic, vinyl, fabric	Wood, metal, plastic
Maximum Size	4 square feet	6 square feet	32 square feet	32 square feet	64 square feet	48 square feet	8 square feet
Maximum Duration	30 days, with 30 days between display periods and a maximum of 4 display periods per year	180 days	30 days, with 30 days between display periods and a maximum of 2 display periods per year (*)	30 days, with 30 days between display periods and a maximum of 4 display periods per year	180 days, may be renewed for a total display of 360 days	10 days, with 30 days between display periods and a maximum of 4 display periods per year	Dawn to dusk
Removal Policy	Sign must be removed within 5 days of the conclusion of the event	Sign must be removed within 5 days of the conclusion of the event	Sign must be removed within 5 days of the conclusion of the event	As specified on permit	As specified on permit	Sign must be removed within 5 days of the conclusion of the event	Must be removed nightly – may be displayed from dawn to dusk
Zoning Districts	Any	Any	Any business, industrial, or office district or a special use in any district (*)	Any business, industrial, or office district or a special use in any district	Any business, industrial, or office district or a special use in any district	Any business, industrial, or office district or a special use in any district	Any business, industrial, or office district
illumination	None	None	None	Permitted – Internal, non-flashing only	None	None	None
Permit	None	None	None (*)	Required	Required	None	Required
Location/Quantity	If attached to or visible through a window, sign must not occupy more than 40% of the window pane. (**)	- Must be located on subject property - 1 per road frontage	1 per road frontage (*)	- Must be located on subject property - 1 per road frontage	- Must be located on subject property - 1 per road frontage	Maximum 1 per zoning lot	- Must be located on subject property - 1 per road frontage
Examples	Yard/garage sale Political Window	Residential Real Estate Contractor	Community event Political	Portable signs	Property leasing and marketing	Grand Opening or seasonal sale Church event Search Lights	Sandwich Board

* Temporary Residential Marketing Signs, off-site shall be allowed at not more than two (2) off-site locations within the Village of North Aurora to call attention and give directions to a residential subdivision of more than 20 lots. Each sign shall not exceed thirty-two (32) square feet in area and shall not have a total height of more than ten (10) feet. Such signs may be located in any Zoning District, provided that there is one-quarter (1/4) mile separation from each other, and that no such sign shall be closer to an existing residence than one hundred (100) feet. Location and construction shall be approved by the Enforcement Officer. Such signs shall be considered temporary and have a temporary sign permit as outlined in Section 24-Administration. No signs shall be located on Village property or within a public right-of-way. Private property locations require written permission from property owners. Temporary permits will be issued for one year. The Enforcement Officer may grant a one year extension based on need. Additional extensions must be approved by the Village Board.

** Multiple identical Class 1 Temporary signs are prohibited on the same lot and road frontage

SECTION 10. SIGNS PERMITTED IN ALL RESIDENTIAL DISTRICTS

- A. All signs enumerated in *Section 8 – Exempt Signs and Class 1 and 2 Temporary Signs*.
- B. Name and Address Plates for buildings containing more than two (2) dwelling units, provided that such signs shall not be more than three (3) square feet in area.
- C. Identification Signs for nonresidential uses, e.g., churches, public and quasi-public buildings, cemeteries, golf courses, private nonprofit recreational areas, provided that such signs are limited to one sign per building entrance, and provided that each such sign be limited to thirty-two (32) square feet of area, and six (6) feet in height if a ground sign.
- D. Permanent Residential Development Signs at entrances to a residential development or a residential planned unit development and containing no commercial advertising, constructed of material which is the same or of a more permanent nature than the material used in the buildings and as approved by the Enforcement Officer. No more than two (2) signs per entrance are permitted.

SECTION 11. SIGNS IN BUSINESS ZONING DISTRICTS

- A. All signs permitted in Sections 8 and 9 of this Ordinance
- B. Freestanding Signs as follows:
 - 1. *Number*. There shall be a limit of one (1) Free-standing Sign per Lot, Shopping Center, Shopping Center Outlot, or Unified Business Center, which shall be erected for the purpose of identifying the establishment.
 - 2. *Height*. No Ground Sign shall exceed ten (10) feet in height. No Ground Sign that is located across the street from a residential zoned lot shall exceed eight (8) feet in height.
 - 3. *Surface Area*. The total surface area of a ground sign shall not exceed three-tenths (0.3) square feet times the total lineal frontage of the lot. No Ground Sign shall exceed a maximum surface area of one-hundred (100) square feet including any changeable copy sign components.
 - 4. *Setback*. No Free-standing Sign shall be located closer than five (5) feet to any property line.

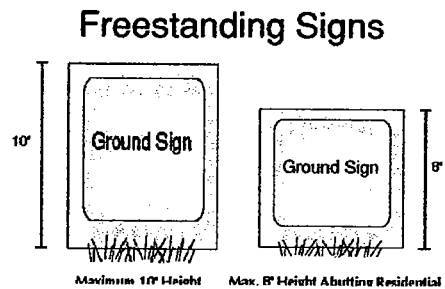


Figure 16 – Freestanding Signs

5. *Landscaping.* A landscaped area shall be provided around the base of the sign which shall be equal to 2.5 square feet for each square foot of sign area. The landscaped area shall contain living landscape material consisting of shrubs, perennial ground cover plants, or a combination of both, placed throughout the landscaped area. Plantings should be selected and placed such that views to the sign are not blocked.
6. *Scale and Proportion.* A Free-standing Sign shall be compatible with the building or buildings it identifies, and the sign may not be of such a size that it visually overpowers the building on the site.
7. *Overhang.* No Free-standing Sign may overhang any part of a structure, parking or loading space, driveway, or maneuvering aisle.
8. *Illumination.* Ground signs may be internally or externally illuminated in accordance with Section 18 of this Ordinance.
9. *Tenant Identification Panels.* Provision for identifying tenants within a Shopping Center or Unified Business Center as part of the permitted square footage of the sign identifying the Shopping Center or Unified Business Center as a whole shall be permitted, provided that there shall be a limit of two (2) panels or divisions of said sign for such purposes.
10. *Menu Board Signs.* In addition to the one (1) permitted Free-standing Sign, two (2) free-standing single-faced menu board signs shall be permitted per lot or outlot for restaurants with drive-through facilities, provided that such signs do not exceed twenty-four (24) square feet in surface area or eight (8) feet in height. Such sign may only be internally illuminated. Menu Board Signs shall be permitted only in business zoning districts.

C. Wall Signs shall be permitted, subject to the following provisions:

1. *Location.* A Wall Sign shall be erected upon the wall of the building facade having its principal frontage upon a public street. A wall sign may be on the building facade other than the principal frontage if it faces a non-residential district and the total square footage does not exceed the total permitted on the principal frontage. In no case shall a Wall Sign be permitted that faces the side of any adjoining lot located in a Residential Zoning District.
2. *Number.* A maximum of one (1) Wall Sign per establishment shall be permitted, erected for the purpose of identifying the establishment, subject to the following provisions:
 - a. No Wall Signs shall be permitted for individual tenants in a multi-story or multi-tenant office building, unless specifically authorized as part of an approved Planned Development at the time of approval of said Planned Development
 - b. A corporate logo shall be permitted, but shall count as the permitted Wall Sign if it is not incorporated into the Wall Sign.
3. *Height.* The maximum height of a Wall Sign shall be thirty (30) feet from Grade, or two (2) stories, whichever is less, but in no case shall any portion of such sign be extended above the Roof Line.

4. **Surface Area.** The surface area of a Wall Sign shall not exceed 1½ square feet per 1 linear foot of business frontage, or one-hundred fifty (150 100) square feet, whichever is less.
5. **Projection.** No Wall Sign shall project from the building wall more than twelve (12) inches.
6. **Shape.** The outlined shape and silhouette of a Wall Sign shall be simple and compatible with the building facade it is mounted on. Shapes that disrupt the architectural order and composition of a building facade are not acceptable.
7. **Scale and Proportion.** Wall Signs shall be harmonious in scale and proportion with the building facade they are mounted to and with the architectural elements of the building, such as windows, cornices, sign friezes, and bays. A Wall Sign shall not visually overpower those elements nor detract from the composition of the building facade.
8. **Overhang.** The edges of Wall Signs shall not overhang the top of bays or equivalent architectural features of building facades.
9. **Illumination.** Wall Signs may be internally or wash lighting illuminated in accordance with Section 18 of this Ordinance. Wash lighting shall be accomplished by individual fixtures recessed in horizontal housing above the sign or by goose neck lights shielded by metal shades. Wash lighting fixtures must be positioned at least three (3) feet apart and provide even lighting.
10. **Corner Lot Units.** Establishments occupying a corner lot shall be entitled to have two (2) Wall Signs, one per wall, each adhering to all of the other standards in this subsection, provided that:
 - a. The primary Wall Sign shall be deemed to be that which is located on the side of the unit that has the legal address or the principal entrance for the general public.
 - b. The surface area of the secondary Wall Sign shall not exceed that of the primary Wall Sign.
 - c. The location of the secondary Wall Sign is not adjacent to any residential dwelling unit or vacant property located in a residential zoning district.
 - d. Both sides of the corner unit face a public street. Signs facing a service drive, loading dock entrance, or the like shall be prohibited.
11. **Double Frontage Lots.** Establishments served by a public or private frontage road, may have one additional wall sign. This sign shall adhere to all of the other standards in this subsection, provided that:
 - a. The primary Wall Sign shall be deemed to be that which is located on the side of the unit that has the legal address or the principal entrance for the general public.
 - b. The surface area of the secondary Wall Sign shall not exceed that of the primary Wall Sign.
 - c. The location of the secondary Wall Sign is not adjacent to any residential

- dwelling unit or vacant property located in a residential zoning district.
- d. The additional wall sign shall not be illuminated.

12. *Mansard Roofs.* Signs to be erected upon mansard roofs shall be treated as Wall Signs, and shall be single-faced. In no case shall the roof or a portion of the roof itself be illuminated.

13. *Canopy and Awning Signs* as follows:

- a. There shall be a limit of one (1) Canopy or Awning Sign per lot or per establishment provided that no Wall Signs face the same street frontage.
- b. Canopy or Awning Signs shall be affixed flat on the surface of the Canopy or Awning, shall not extend horizontally beyond the surface of the structure, and shall be counted toward the total signage permitted.
- c. *Ground Clearance.* A clearance of eight (8) feet shall exist between the lowest point of the canopy or awning sign to the grade or walkway located below.

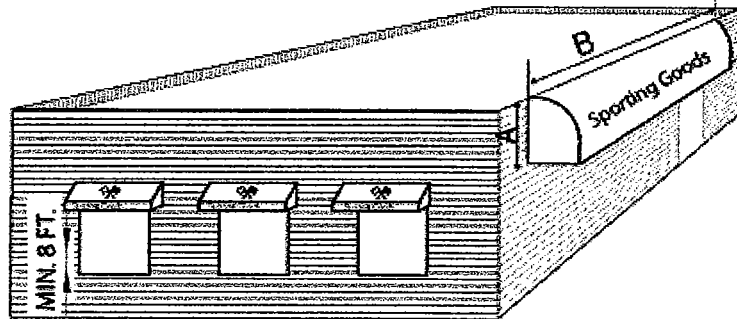


Fig. 17 – Canopy and awning signs

- d. *Scale and Proportion.* Canopy Signs and Awning Signs shall be harmonious in scale with the building they are affixed to, and with the architectural elements of the building façade.

14. *Under-Canopy Signs.* One (1) Under-Canopy Sign is permitted to be mounted above a general public entrance and affixed to a Canopy providing a minimum eight (8) feet clearance is maintained and the sign does not exceed (3) square feet in surface area.

SECTION 12. LINCOLN HIGHWAY (ROUTE 31) SPECIAL SIGN DISTRICT

A. *Boundaries.* The North Aurora Lincoln Highway Corridor consists of all private, non-residential parcels along the Lincoln Highway Corridor between Sullivan Road and Oak Street. Additionally, the district includes those properties located within ¼ mile east and west of Lincoln Highway and that are considered to be part of the corridor.

B. *Intent.* The Lincoln Highway Special Sign District is intended to promote the vitality

and economic health of the Corridor, while creating an attractive and inviting environment and reducing visual clutter along the Corridor. The Special Sign District builds on several initiatives the Village has undertaken including a Tax Increment Financing District along the corridor and a set of Design Guidelines planned to enhance the physical appearance of the corridor.

- C. *Regulations and Standards.* The following standards apply to signs within the Lincoln Highway Special Sign District. These standards are valid in addition to existing zoning regulations and as defined in this Ordinance. If conflict exists between the special sign district and the existing zoning regulations, the Lincoln Highway regulations will govern.
- D. *Permitted Signs.* The Following signs shall be permitted in the Lincoln Highway Special Sign District.
 - 1. Signs permitted in the underlying zoning district as described in *Sections 8 through 15* except as modified hereafter;

2. *Freestanding Signs:*

- a. Shall be ground (monument) signs;
- b. May be constructed of masonry materials;
- c. Shall be permitted only in the front yard and shall be prohibited from fronting an alley.

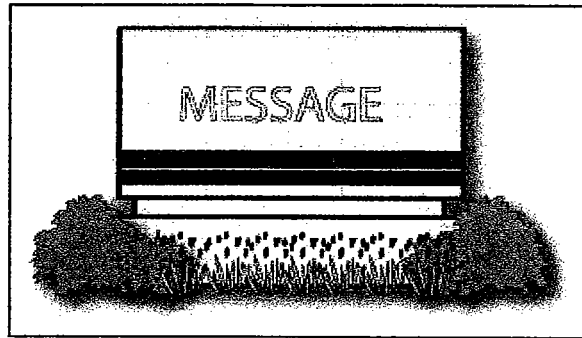


Fig. 18 – Example of preferred sign type and color scheme for Lincoln Highway District

- d. Shall not exceed three-tenths (.03) square feet times the total lineal frontage of the lot for a maximum of sixty-four (64) square feet in areas, and shall not exceed eight (8) feet in height measured in accordance with Section 6 of this Ordinance for properties located south of the Com-Ed right-of-way. Freestanding signs located north of the Com-Ed right-of-way shall not exceed forty-eight (48) square feet in area and six (6) feet in height.
- e. Such signs may include the name of a business located on a separate parcel, provide the parcel is located within four-hundred (400) feet of the sign, and the total sign area does not exceed that maximum permitted for a freestanding sign.
- f. Such signs may include a changeable copy area within the total permitted freestanding sign area.

3. *Wall-Mounted Signs:*

- a. Shall be mounted above window and below roof (minimum 8' and 15' above grade)
- b. Should not protrude more than twelve (12) inches from the building face.
- c. Shall not face an alley.

4. Canopy, Under-Canopy Signs and Awning Signs as defined in *Section 5* above;

5. *Color Scheme.* Signs incorporating red, white, and blue accents to emphasize the overall Lincoln Highway Corridor are preferred.

6. *Landscaping:* The use of landscape treatments to enhance signage and improve visibility is recommended. A landscaped area shall be provided around the base of all freestanding signs which shall be equal to 2.5 square feet for each square foot of sign area. The landscaped area shall contain living landscape material consisting of shrubs, perennial ground cover plants, or a combination of both, placed throughout the landscaped area. Plantings should be selected and placed such that views to the sign are not blocked. Plantings should be selected and placed such that views to the sign are not blocked. Recommended plant species are listed in the *Lincoln Highway Design Guidelines*.

E. Prohibited Signs

1. Signs with neon lighting and lettering;
2. Marquees (except for in theaters);
3. Signs prohibited in *Section 7* of this Ordinance.

F. Illumination

1. Internally illuminated or backlit signs relating to the architecture of the buildings are allowed;
2. Flood lights attached on gooseneck fixtures from the roof or top of the sign are preferred;
3. Wall-wash lights mounted behind opaque sign letters or elements are allowed;
4. Up-lights mounted in an open area beneath the sign are allowed.
5. As required in *Section 18* of this Ordinance.

SECTION 13. INDUSTRIAL, LIGHT INDUSTRY AND OFFICE RESEARCH ZONING DISTRICTS

A. The following signs are permitted in Industrial Zoning Districts:

1. The signs permitted in Sections, 8, 9, 10 and 11— Exempt, Temporary, Residential and Business Districts.
2. *Wall signs.* Wall signs are limited to an area equal to 10 percent (10%) of the facade upon which the sign is to be mounted, but not more than two hundred twenty-five (225) square feet per facade.

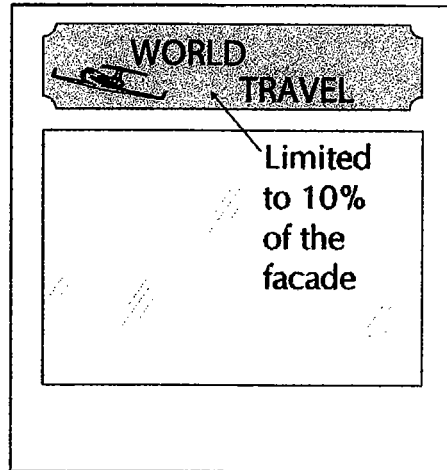


Fig. 19 – Wall Signs are limited to 10% of the façade

3. *Ground signs and pole signs.* One per street frontage; provided that the maximum size of signs in the industrial zone shall not exceed three-tenths (0.3) square feet times the total lineal frontage of the lot provided that the maximum sign size shall not exceed one-hundred and twenty (120) square feet, with such measurement being determined as described in Section 6. Such signs may include a changeable copy area provided this area is included in the total permitted sign size.

B. *Sign Height.* No sign shall be located at a height higher than ten (10) feet, except for a corporate name or logo, which may be affixed to a permanent structure at a height in excess of ten (10) feet as permitted by permit.

C. *Illumination.* As required in Section 18 of this Ordinance.

D. *Landscaping.* A landscaped area shall be provided around the base of all freestanding signs which shall be equal to 2.5 square feet for each square foot of sign area. The landscaped area shall contain living landscape material consisting of shrubs, perennial ground cover plants, or a combination of both, placed throughout the landscaped area. Plantings should be selected and placed such that views to the sign are not blocked.

SECTION 14. COMMUNITY SIGN PROGRAM

The Community Sign Program is intended to provide adequate identification and information, provide a good visual environment, and promote traffic safety.

- A. The Village may establish a comprehensive sign program by resolution. The program shall consist of a complete set of standards, including but not limited to, letter size, style, colors, type(s) of sign, placement of signs, number of signs and sign material. The Village Board shall approve the comprehensive sign program. The comprehensive sign program may include:

1. Community identification signs in accordance with the following:
 - a. Such signs shall be installed at major entrance to the Village.
 - b. The maximum sign area for such sign shall be sixty (60) square feet.
 - c. The maximum height shall be ten (10) feet.

2. *Banners*

3. *Directional signs* identifying points of interest provided that the maximum sign area for an individual sign shall be fifteen (15) square feet. The Village shall install directional signs. Organizations may request identification on a community directional sign by filing an application with the Enforcement Officer. All applications shall be reviewed and approved by the Village Board.

- B. No sign identified in this section shall be placed upon real property without the consent of the real property owner, nor shall such sign be placed in any public right-of-way without first securing any required encroachment permit(s).

SECTION 15. LIMIT ON THE NUMBER OF SIGNS

- A. The Zoning District in which the property is located governs the number of signs that may be erected or maintained on any premises. Districts are described in Sections 10 through 15 above.
- B. A double-faced sign shall count as a single sign.
- C. A rear sign is permissible when a premises or building has both a front and rear public entrance. The rear sign shall not exceed in size the front sign and shall not be illuminated. Signs described in *Section 8 -- Exempt Signs* shall not be counted in calculating the total number of signs.

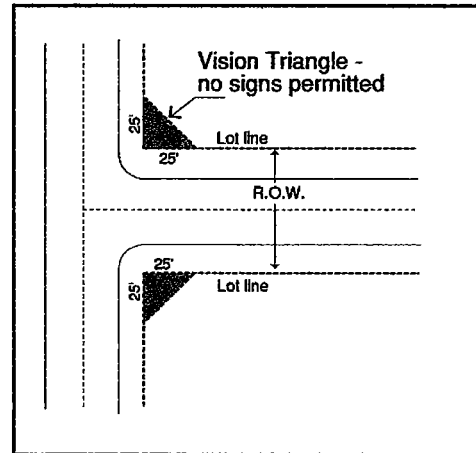
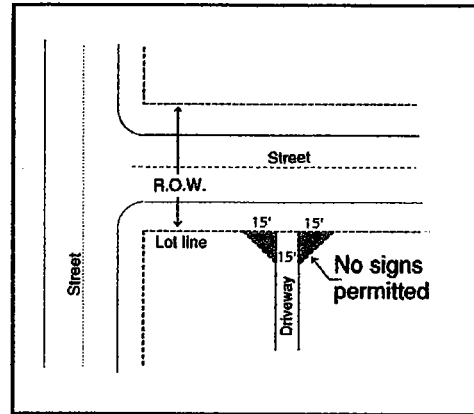


Fig. 20 – Signs not permitted within 25’ triangle at corner lots

SECTION 16. PLACEMENT OF SIGNS ON LOTS

- A. Only signs erected by the Village of North Aurora or the State of Illinois shall be permitted within a public right-of-way. All other signs shall be placed no closer than five (5) feet from any lot line.
- B. *Corner Lots.* No sign having a height of more than thirty (30) inches above the crown of the adjacent streets shall be constructed or placed within the part of the yard or open area of a corner lot which is included within a triangular area of twenty-five (25) feet from the point of intersection of the two (2) street right-of-way lines forming such corner lot. (See Figure 20)

- C. *Driveway Setback.* No signs shall be located within a triangular area of fifteen (15) feet from the point of intersection of a public street right of way and driveway or private street. (See Figure 21)
- D. Permission to install any sign must be obtained from the property owner prior to sign installation.



SECTION 17. ILLUMINATION OF SIGNS

Fig. 21 – Signs not permitted within 15’ triangle at driveway intersection

- A. The illumination of signs shall be diffused or indirect and shall be arranged so no direct rays shall reflect into a public way or any lot on the perimeter of the premises on which the signs are located.
- B. Exposed light bulbs, neon or LED tubes, flashing, blinking or traveling and similar illumination are prohibited unless approved as a part of a Planned Unit Development.
- C. Pole, Pylon, and Wall signs, if illuminated, shall be illuminated internally. The light source shall be visible only through a translucent surface or recessed into the sign allowing no exposed or visible light fixtures.
- D. Ground signs, if illuminated internally, shall adhere to the pole, pylon, and wall standards. If illuminated externally, light sources shall be contained in a protective enclosure and concealed by landscaping.
- E. *Curfews.* All illumination, both internal and external, for signs located on a lot less than 500 feet from a residentially zoned lot, shall be turned off on or before 11:00 p.m. or when the business closes, whichever is later. Signs subject to curfews are required to have functioning and properly adjusted automatic shut-off timers.

SECTION 18. PERMITTED EXTRA SIGNS

- A. *Criteria.* Certain business operations are hereby found to be unique with respect to their sign requirements and therefore permitted to have extra signs, in addition to those specified in Sections 8 through 15, as specified below. These include:
 1. *Gasoline Stations* - Gasoline stations are unique because their primary functions are performed out-of-doors in a manner prescribed by State statutes.
 2. *Movie and Live Entertainment Theaters* - These theaters are unique because of the rapid turnover of the name of their entertainment product.
 3. *Unified Business Centers* - Unified business centers are unique because of the concentrated development and their centralized ownership characteristics.

- B. *Gasoline Stations.* In addition to the signs permitted by other sections of this ordinance, the following signs are permitted uniquely to gasoline stations.
1. Two (2) signs per pump island which designate the function of the island as "self-service" or "full service". Such signs shall not have more than two (2) faces and shall not exceed three (3) square feet per face.
 2. One (1) sign displaying the price of fuel sold, with a maximum surface area of six (6) square feet per fuel type. Such signs shall not have more than two (2) faces.
 3. One (1) non-illuminated sign identifying the service performed in each service bay may be placed over the opening to each bay. Such signs shall have one (1) face and shall not exceed three (3) square feet each.
 4. One (1) non-illuminated nameplate identifying the owner or operator is permitted adjacent to the doorway of the station. Such nameplate shall have one (1) face and shall not exceed two (2) square feet in area.
 5. Temporary signs advertising batteries, tires, oil or other products, which are directly related to motor vehicles, if the signs are located directly adjacent to a display of the product(s), described. Such signs may have two (2) faces; however, their total area shall not exceed fifteen (15) square feet.
 6. One sign over each pump stand not to exceed twenty-four inches (24") in height with length governed by the length of the pump itself.
 7. One Wall Sign on a detached car wash building, provided that it conforms to all other provisions for Wall Signs as stated in this Section.
 8. Any signs required by State or Federal Government.
- C. *Movie and Live Entertainment Theaters.* In addition to the signs permitted by other sections of this Chapter, the following sign is permitted uniquely to theaters.
1. Each theater may have one (1) sign of up to fifty (50) square feet which will accommodate changeable lettering copy.
 2. A theater's changeable copy sign may have two (2) faces if it is freestanding, but both faces must be parallel and located no more than two (2) feet apart.
 3. A theater's changeable copy sign may be located on a marquee, provided it does not project above or beyond the structural limits of such marquee.
 4. Otherwise, a theater's changeable copy sign shall conform to the regulations for the sign type to which it most nearly resembles.
- D. *Unified Business Centers.* In addition to the signs permitted by other sections of this Chapter, the following additional signs are permitted uniquely to Unified Business Centers.
1. A Unified Business Center may have one (1) identification sign for the center in addition to the signs permitted for each separate business. The permitted area of such identification sign shall be based upon a ratio of five (5) square feet per one (1) acre of the site, up to a maximum of one hundred and fifty (150) square feet. Tenant identification panels are permitted as part of the permitted square

footage of the center identification sign. Every Unified Business Center is permitted an identification sign of eight (8) square feet. Otherwise, Unified Business Center identification signs shall conform to the regulations of the sign type to which they most closely resemble.

2. Unified Business Centers may have common directory signs to guide pedestrians to individual businesses on the site. Such signs shall be limited to one (1) square foot per business listed on the sign. Centers must have a minimum of ten (10) businesses to qualify to have one (1) directory sign and may have one (1) additional sign for each ten (10) businesses.

SECTION 19. UNITED BUSINESS CENTER SIGN PLAN

No permit shall be issued for a sign to be located in a Unified Business Center until a comprehensive sign plan has been approved for the center and the sign complies with the provisions thereof.

- A. **Unified Business Center Sign Plan Approval.** Approval of a Unified Business Center sign plan shall be at the discretion of the Village Board, after review and recommendation of the Plan Commission, and in accordance with the criteria noted herein.
- B. **Application Content.** In addition to the requirements listed for permit applications in Section 24.A.2, the application for a Unified Business Center sign plan shall include a format for all signs to be used in the center, including their maximum size, color, location, illumination details, lettering type, and mounting details.
- C. **Criteria.** The criteria used by the Village in its review of the proposed Unified Business Center sign plan shall include:
 1. **Scale and Proportion** -- Every sign shall have good scale and proportion in its design and in its visual relationship to the other signs, buildings and surroundings.
 2. **Integral Elements** -- The signs in the plan shall be designed as integral architectural elements of the building and site to which they principally relate and shall not appear as incongruous "add-ons" or intrusions.
 3. **Harmony** -- The colors, materials and lighting of every sign shall be harmonious with the building and site to which it principally relates.
 4. **Effective Composition** -- The number of graphic elements and letters shall be held to the minimum needed to convey each sign's message and shall be composed in proportion to the area of the sign's face.
 5. **Compatibility** -- Each sign shall be compatible with signs within the proposed Unified Business Center.
 6. **Unified Image** -- The effect of the signs proposed in the plan shall be the establishment of a unified image for the center.

SECTION 20. LIABILITY, SAFETY AND MAINTENANCE

- A. Permitted Signs shall be legible and all parts shall be in good repair.
- B. Every sign and all parts thereof, including framework, supports, background, anchors, and wiring systems shall be constructed and maintained in compliance with the Building, Electrical and Fire Protection Codes of the Village. Signs may not be painted directly on any surface of a building.

SECTION 21. OBSCENITY PROHIBITED

It shall be unlawful for any person to display upon any sign or other advertising structure any matter in writing or in picture, which considered as a whole, predominantly appeals to prurient interests, that is, a shameful or morbid interest in nudity, sex, or excretion, and goes substantially beyond customary limits of candor in description representation of such matters.

SECTION 22. SIGN REMOVAL

- A. *Abandoned or Obsolete Signs and Structures.* For any sign or sign structure now or hereafter existing, which advertises a business, commodity, service, entertainment, activity, or event that has been discontinued, or is located on property which has been vacant and unoccupied, the Enforcement Officer shall give written notice requiring removal of the sign. Notice shall be provided to the owner as noted on the sign permit. If such owner cannot be located or is no longer the owner, then the property owner of record per the Kane County Assessors records will be contacted. If, after notification, the proper person fails to remove the sign or structure within sixty (60) days after such notice the Enforcement Officer is hereby authorized to have such sign or advertising structure removed. In lieu of complete sign removal, an abandoned or obsolete sign may have a blank white or black panel inserted into the sign frame provided the sign otherwise meets all requirements of this ordinance.
- B. *Removal of Nonconforming Signs.* Any sign that is not in agreement with the provisions of this Ordinance must apply for a variance in accordance with Section 26 of this Ordinance or shall be removed at the owner(s) expense. Any nonconforming sign not removed by the owner(s) may be removed by the Village, with the cost of such removal charged to the property owner(s). In the event that the property owner(s) fails to pay for the expense of removing any abandoned sign, the Village may place a lien on the property for the amount due. Village TIF assistance may be available for removal of existing Pole or Pylon Sign.

SECTION 23. ADMINISTRATION

- A. *Permit Required.* No permanent sign or Class 4, 5 or 7 temporary sign shall hereafter be erected, altered, or moved until the person proposing to erect, alter, or move such sign obtains a permit from the Enforcement Officer. Class 3 temporary residential marketing signs shall also require a permit. Such permit shall be issued

only when the sign complies with all of the applicable provisions or this Ordinance. The fee for granting such a permit shall be established by the Village Board. The schedule of fees shall be posted in the Village Office and may be altered or amended only by the Village Board.

B. *Application Requirements.* Any person desiring such a permit shall file application therefore upon a form which shall contain the following information. Application shall be obtained from and filed at the Village Hall, 25 E. State St., North Aurora, 60542

1. Name, address, and telephone number of the applicant;
2. A map drawn to scale showing the location of the building, structure or lot to which the sign is to be attached or erected, and showing the position of the sign in relation to nearby buildings and thoroughfares;
3. A plan drawn to scale, (including a calculation of square footage) showing the design of the sign, materials used, type and size of any lighting to be used, method of construction, and means of attachment to the building or ground;
4. The name of the person, firm, corporation, or association erecting, altering, or moving said sign;
5. Written consent of the owner of the land on which the sign is to be erected, altered, or relocated;
6. Any other information as the Enforcement Officer shall require showing full compliance with this and all other applicable Ordinances of the Village.

SECTION 24. NONCONFORMING SIGNS

- A. All permanent signs which are in existence at the time of passage of this updated Ordinance, but which do not conform to one or more provisions within, shall be deemed to be a legal nonconforming use and may be continued only as provided in this Ordinance.
- B. Any sign for which a permit has been lawfully granted prior to this Ordinance or any amendment, but does not comply with the Ordinance or such amendment may nonetheless be completed in accordance with the approved plans; provided construction of the sign is started within sixty (60) days after the passage of the Ordinance amendment.
- C. The owner of property on which a sign advertising a use, facility, product or event that is no longer sold, conducted or available on the premises shall remove the sign within ninety (90) days of the discontinuance. Signs remaining after ninety (90) days shall be considered abandoned signs and may be removed by the Village, with the cost of such removal charged to the property owner(s). In the event that the property owner(s) fails to pay for the expense of removing any abandoned sign, the Village may place a lien on the property for the amount due.

- D. Normal maintenance of a nonconforming sign is permitted including necessary nonstructural repairs or incidental alterations that do not extend or intensify the nonconforming features of the sign.
- E. No structural alteration, enlargement or extension shall be made in a nonconforming sign, except in the following situation: When the alteration will actually result in eliminating the nonconforming sign.
- F. If a nonconforming sign is damaged or destroyed by any means to the extent of fifty (50) percent or more, the sign must be brought into conformance with this ordinance. In the event the damage or destruction is less than fifty (50) percent, the sign may then be restored to its original conditions and the use may be continued which existed at the time of such partial destruction until the nonconforming sign is otherwise abated by the provisions of this Ordinance. In either event, restoration or repair must be started within a period of thirty (30) days from the date of damage or destruction, and diligently prosecuted to completion.
- G. Existing temporary signs shall expire at the termination date specified on the permit, but in no case later than sixty (60) days from the date of passage of this Ordinance. New temporary signs shall be allowed only in conformance with the provisions contained in the Ordinance. Existing temporary mobile signs shall be removed or licensed hereunder no later than 30 days after the effective date of Ordinance.

SECTION 25. VARIANCES

A. Administrative Variance

Owners of nonconforming signs must apply for an administrative variance to the Building Commissioner. No application fee shall be charged for administrative variances filed on or before December 31, 2005. Administrative variances shall expire on December 31, 2010 for permanent signs, regardless of the date that the variance is granted or on the date that is five years and one day after issuance of the variance, whichever is greater. Administrative variances shall expire on December 31, 2007 for temporary signs. Only signs that were legal, conforming signs prior to the effective date of this Ordinance shall be considered for an administrative variance. An administrative variance shall be granted for nonconforming signs that met all of the Village requirements prior to the effective date of this Ordinance. Owners of signs that were nonconforming prior to the effective date of this Ordinance, and which remain nonconforming after the effective date of this Ordinance, may apply for a standard variance as provided below.

B. Standard Variance

1. Variances to this Sign Ordinance may be granted by the Plan Commission after an application and subject to the right of the Village Board to reverse such a decision as hereinafter provided. The Plan Commission shall consider a request for a variation at a regular or special meeting of the Commission. The Plan Commission shall report its decision regarding the granting or refusing of the variance, in writing, to the Village Board. If the Village Board takes no action regarding the decision of the Plan

Commission within thirty (30) days after receipt of the written decision of the Commission or the date of the First Village Board meeting, which occurs after receipt of the decision of the Plan Commission, whichever event should occur later, the decision of the Plan Commission shall become final. The Village Board may however, approve or reverse the decision of the Plan Commission at any time within thirty (30) days after the receipt of the decision of the Plan Commission. In the instances in which the Village Board acts on the matter of variances of the Sign Ordinance, its decision shall be final.

2. The Plan Commission or the Village Board may require from the applicants such sketches, drawing, or photographs as shall be necessary to indicate the present condition of the property or sign after the variation is granted. The Plan Commission or the Village Board may impose reasonable restrictions or conditions that the applicant shall be required to observe if the variance is granted. In considering the application for variance, the Plan Commission and the Village Board shall consider any unique physical property of the land involved, the available locations for adequate signing on the property, the effect of the proposed sign on pedestrian and motor traffic, the cost to the applicant of complying with the Sign Ordinance as opposed to the detriment, if any, to the public from the granting of the variance and the general intent of the Sign Ordinance.

SECTION 26. APPEAL JURISDICTION

The Plan Commission shall have the power to hear and rule on appeals from any decision of the Enforcement Officer enforcing this Ordinance. Such appeals shall be similar in procedure to the appeal provisions of the North Aurora Zoning Ordinance.

SECTION 27. DUTIES

The Enforcement Officer shall examine all applications for permits for erection of new signs which conform to the requirements of this Ordinance, record and file all applications for permits with any accompanying plans and documents, make a periodic inspection of all signs in the Village, and submit reports as directed by the Village Board.

SECTION 28. PENALTIES

Any person, firm or corporation who violates any provisions of this Ordinance shall be subject to a fine neither less than \$50.00 nor more than \$750.00. Each day a violation occurs or continues shall be deemed a separate violation as provided by local ordinance.

SECTION 29. SEVERABILITY

Each section and part thereof of this Ordinance is deemed to be severable and should any court of competent jurisdiction thereof hold any Section or part invalid or unconstitutional, such ruling shall not affect the validity or constitutionality of the remaining portions of this Ordinance.

SECTION 30. REPEAL OF INCONSISTENT ORDINANCES

All Ordinances or parts thereof in conflict with the terms of this Ordinance are hereby repealed and have no further force and effect to the extent of such conflict.

SECTION 31. EFFECTIVE DATE

This Ordinance shall take effect upon passage, approval, and publication as required by law.