

VILLAGE OF LILY LAKE

ORDINANCE NO. 2007-07

**AN ORDINANCE AMENDING ARTICLE V, §2, ARTICLE X AND APPENDIX D
OF THE ZONING ORDINANCE**

**ADOPTED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE
VILLAGE OF LILY LAKE**

August 20, 2007

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Village of Lily Lake, Kane County, Illinois
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AN ORDINANCE AMENDING ARTICLE V, §2, ARTICLE X AND APPENDIX D
OF THE ZONING ORDINANCE

WHEREAS, the requisite public hearing on these proposed amendments to the Zoning Ordinance (Ord. No. 1993-01, as amended) was held on August 17, 2007 pursuant to notice published according to law;

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Lily Lake, Kane County, Illinois, as follows:

§ 1. Amendment of Article V, Section 2

Article V, Section 2 is amended to read as follows:

§2. General provisions applicable to all residence districts

Unless otherwise provided in this ordinance, the following provisions shall apply to all residence districts:

a. Signs

(1) "For Sale" and "For Rent" signs; number, area, height, location and duration

Not more than one "For Sale" or "For Rent" sign pertaining to the sale or rental of the property on which it is located shall be permitted on any lot, except on a corner lot or through lot, in which case one such sign facing each street shall be permitted. Such a sign shall not be illuminated. No such sign shall have more than 6 sq. ft. of area, nor project higher than 10 feet above grade when affixed to a building wall or 5 feet above grade when affixed to the ground. No such sign shall be located less than 8 feet from the nearest lot line. All such signs shall be removed within 5 days after the closing of the sale or rental of the property.

(2) Identification signs; number, area, height and location

Not more than one development identification sign for nonresidential uses shall be permitted on any lot, except on a corner lot or through lot, in which case one such sign facing each street shall be permitted. Such a sign may be illuminated by non-flashing direct or indirect illumination arranged in a manner such that direct rays of light are not beamed onto adjoining lots and streets. No

such sign shall have more than 16 sq. ft. of area, nor project higher than 10 feet above the grade of the floor at the entrance doorways or 10 feet above grade when affixed to the ground. No such sign shall be located less than 8 feet from the nearest interior lot line nor less than one half the depth of the required yard from the nearest lot line adjoining a street.

(3) Temporary signs

(a) Definition

Any sign or advertising device made of cloth, canvas, fabric, wood, plywood, cardboard or other light material, not permanently attached to a permanent structure such as, but not limited to, a building, bench, or land, that can be moved from place to place by any means of conveyance attached thereto.

(b) Size

Temporary signs shall not exceed 6 sq. ft. in area. Political signs, separate from all other types of temporary signs shall not exceed 16 sq. ft. in area. The total cumulative area of all temporary signs on any single residential lot shall not exceed 22 sq. ft. (6 sq. ft. + 16 sq. ft.).

(c) Duration

No temporary sign shall be displayed for more than 5 days during any 30-day period. No more than 4 5-day display periods will be permitted per year.

(1) Personal sale signs may be erected no more than 1 day prior to the sales event and shall be removed no later than 1 day following the sales event.

(2) Political signs may be erected no more than 30 days prior to the date of the election and shall be removed within 24 hours after the election.

(d) Placement

Temporary signs shall not be attached to utility poles, trees, mailboxes or other structures. Temporary signs shall not be erected on private property without the consent of the property owner. Temporary signs shall be self-supporting. Temporary signs shall not exceed 42 inches in height above ground

and shall not be erected less than 15 feet from adjacent lot lines nor less than 10 feet from the public right-of-way.

(e) Directional signs

Directional signs are temporary signs and are the only temporary signs allowed within the public right-of-way. Directional signs are limited to a simple "arrow" design only to direct the public. The regulations set forth in subsection 3(c) above are applicable to directional signs.

(1) Directional signs must be at least 5 feet from the curb or edge of pavement.

(2) Directional signs shall not exceed 30 inches in height above ground and must be self-supporting.

(3) Directional signs may not exceed 4 sq. ft. in area.

(4) Balloons, flags or other types of attention-getting devices are prohibited within the public right-of-way.

(5) A limit of 3 directional signs per event location may be used.

(f) Removal

Any sign deemed unsafe, improper or in violation of this or any other Village ordinance shall be removed, and if removed by the Village, the expense thereof may be included in the amount of any judgment entered in any proceeding brought to enforce the provisions of this ordinance.

§ 2. Amendment of Article X

(a) Article X, Section 6(c) shall be amended to read as follows:

(c) An application for a variation shall be filed with the Village Clerk, who shall forward a copy of the same to the Hearing Officer. The application shall contain such information as the Board of Trustees may from time to time by resolution provide. Not more than 90 days after the filing of such application, a hearing shall be held on the application. Notice of such hearing shall be published at least once, not more than 30 days nor less than 15 days before the hearing, in a newspaper of general circulation within the Village and sent via first-class mail to those persons in whose name the taxes were last assessed on all properties located within 500

feet of the property for which a variation is sought as disclosed by the records maintained by the Kane County Supervisor of Assessments.

(b) Article X, Section 8(c)(2) shall be amended to read as follows:

(2) A copy of such application shall thereafter be forwarded by the Village Clerk to the Hearing Officer with a request to hold a public hearing and submit to the Board of Trustees a report of his findings and recommendations. Notice of such hearing shall be published at least once, not more than 30 days nor less than 15 days before the hearing, in a newspaper of general circulation within the Village and sent via first-class mail to those persons in whose name the taxes were last assessed on all properties located within 500 feet of the property for which an amendment is sought as disclosed by the records maintained by the Kane County Supervisor of Assessments.

(c) Article X, Section 9(c)(2) shall be amended to read as follows:

(2) A copy of such application shall thereafter be forwarded by the Village Clerk to the Hearing Officer with a request to hold a public hearing and submit to the Board of Trustees a report of his findings and recommendations. Notice of such hearing shall be published at least once, not more than 30 days nor less than 15 days before the hearing, in a newspaper of general circulation within the Village and sent via first-class mail to those persons in whose name the taxes were last assessed on all properties located within 500 feet of the property for which a special use is sought as disclosed by the records maintained by the Kane County Supervisor of Assessments.

§ 3. Amendment of Appendix D

Appendix D is amended to read as follows:

[Remainder of this page intentionally left blank]

	5 +	1 1/3+	multi						
	E1	R-1	R-2	B-1	B-2	M-1	M-2	A	
Agriculture						P	P	P	
Air, rail or motor truck freight terminals, cartage facilities, railroad facilities							P		
Airports, public and private						S	S	S	
Amusement establishments - bowling alleys, swim pools, gyms, rec centers					P				
Amusement establishments outdoor - miniature golf, driving ranges					S				
Animal hospitals					S			S	
Antique store				P					
Any establishment the principal use is manufacturing, fabricating, processing, assembling						P	P		S
Archery ranges									S
Art and school supply stores				P					
Art galleries and antique shops				P					
Auction rooms					P				
Automobile and truck sales establishment				S	P				
Automobile accessory stores				P	P				
Automobile service stations				S	P				
Bakeries, retail				P					
Bakeries, wholesale					P				
Banks and financial institutions				P					
Barber shops and beauty parlors				S					
Battery and tire sales and service establishments					P				
Bed & Breakfast homes having not more than 5 rooms for transient guests	S	S	S						
Boat sales, rentals, storage and repair					P				
Body shop					P				
Book stores				P					
Building material sales with outdoor storage					P	P	P		
Bus transit facilities						S	S		
Business machine sales and service				P					
Camera and photographic supply store				P					
Candy and ice cream stores				P					
Car washes				S	S				
Cartage, express & parcel delivery estab., not including freight terminals					S				
Catalogue sales stores and mail order service stores				P					
Catering establishments				S	P				
Cemeteries, including crematories and mausoleums	S	S	S	S	S	S	S	S	S
China and glassware stores				P					
Churches, temples or synagogues on not less than 2 acres	P		P	S	S				S
Clothing stores				P					
Clubs or lodges, private, fraternal or religious					P				
Clubs or lodges, when located above the ground floor				P					
Coin and philatelic stores				P					
Colleges, junior colleges and universities	S	S	S						S
Community centers				S	S				S
Conservation clubs									S
Contractors' offices and shops (with outdoor storage of equipment)					P	P	P		
Currency exchange				P					

	5 +	1 1/3+	multi					
	E1	R-1	R-2	B-1	B-2	M-1	M-2	A
Department stores				P				
Drive-in establishments, except theaters					S			
Drug stores				P				
Dry goods stores				P				
Retail dry-cleaning and laundry establishments				P	P			
Dwelling units for watchman and operating personnel and families						S	S	
Electric Substations	S	S	S	S	S	P	P	S
Equestrian sports clubs	S							S
Fair grounds				S	S			S
Feed fertilizer and seed stores					P			P
Filtration plant, pumping station, well and water reservoir	S	S	S	S	S	S	S	S
Fishing ponds								S
Flea market				S	S			S
Flower and gift shops				P				
Forest preserves and recreational areas, publicly owned passive	S	S	S	S	S	S	S	S
Fraternal, philanthropic and eleemosynary (supported by gifts, charity) institutions				P	P			
Frozen food stores, including locker rental				P	P			
Fruit and vegetable stands including seasonal sales	T		T	T	P	T	T	T
Furniture stores, including upholstering when conducted as part of the retail operation				P				
Furrier shops, including incidental storage and conditioning of furs				P				
Garages, storage or off-street parking lots or structures				S	S			
Garden supply store with no outdoor storage or display of merchandise				P				
Gas stations, self and full service				P	P	P	P	
Golf Courses, regulation size	P	P	P					
Governmental Offices	S			S	S			S
Greenhouses, garden centers, wholesale or retail					P	P	P	P
Grocery stores, supermarkets, meat and fish markets and delicatessens				P				
Hardware stores, retail and wholesale				P				
Heliports, public and private						S	S	S
Highway maintenance shops and yards					P			
Hobby shops				P				
Home Occupations	P	P	P					P
Horse shows and trails	S							S
Hospitals								S
Household appliance stores, including radio and TV sales and repair.				P				
Hunt clubs and gun clubs								S
Interior decorating shops, including upholstery and making of draperies...				P				
Jewelry stores				P				
Kennels	S							S
Laboratories, medical, dental or optical				S	S			
Landscaping contractor (with outdoor storage of equipment)					P	P	P	
Leather goods and luggage stores				P				
Libraries, public and private				P				
Linen, towel or diaper service establishments					S			

	5 +	1 1/3+	multi						
	E1	R-1	R-2	B-1	B-2	M-1	M-2	A	
Liquor stores, package				P					
Live bait stores					P				
Loan offices				P					
Locksmith shops				P					
Machine, sheet metal or welding shops					P	P	P		
Machinery and equipment sales establishments					P				
Magazine and news stores				P					
Mail order houses					P				
Marinas, including boat storage and incidental service facilities					S			S	
Meat markets				P	P				
Medical and dental clinics	S		S	P	P				
Meeting halls, convention or exhibition halls				P	P			S	
Meeting halls, when located above the ground floor				S	P				
Milk depots								P	
Millinery shops				P					
Monument sales					P	P	P		
Motels and hotels					P				
Multiple-family dwellings			P						
Music stores - phonographs, records, sheet music, instrument sales and repair				P					
Natural gas distribution facilities	S	S	S	S	S	S	S	S	S
Newspaper distribution agencies, for home delivery and retail trade					S				
Newspaper offices, including printing				P	P				
Newsstands				P	P				
Nurseries, wholesale or retail					P	P	P	P	
Office supply stores				P					
Offices, professional or business				P	P	P	P		
Open sales lots					P				
Packing and crating establishments					P				
Paint and wallpaper stores				P					
Parcel delivery stations					P				
Parking lots and storage garages					S	P	P		
Parks, athletic fields, stadiums, arenas or recreation buildings					P			S	
Pawnshops				P					
Pet service, domestic				P	P				
Pet shops				P	P				
Photography studios, including developing and printing of photographs				S					
Picnic and camping grounds								S	
Picture framing				P					
Plumbing, electrical or heating, fixture and equipment - sales, service, repair.				P	P				
Police and Fire station	S	S	S	S	S	S	S	S	S
Post offices				P					
Printing, publishing or lithography establishments				S	P	P	P		
Private recreational areas or camps, not for profit	S		S					S	
Public Utility and government service use					P			S	
Radio and television stations and towers, transmitting and receiving					S	P	P		

Note: P = Permitted Use S = Special Use T = Temporary Use	5 +	1 1/3+	multi					
	E1	R-1	R-2	B-1	B-2	M-1	M-2	A
Radio and television studios				P	P			
Railroad rights of way and trackage	S			S	S	S	S	S
Real estate sales buildings - for not more than 2 years	P	P	P					
Research laboratories					P	P	P	
Resorts, privately owned containing dwelling units and lodging rooms								S
Rest homes, nursing homes, sanitariums and institutions								S
Restaurants, including entertainment, dancing and serving alcohol				P	P			
Restricted production & repair, clothing; jewelry; watches; dentures; optical lenses.				S	P	P	P	
Schools, commercial or trade, teaching music, dancing, business; commercial or tech.				S	P	P	P	
Schools, public or private, day or nursery, elem., junior high and high.	S		S	S	S			S
Self-service stores, coin-operated vending machines				P	P			
Seminaries, convents, monasteries and similar relig								S
Sewage treatment plant	S		S	S	S	S	S	S
Shoe and hat repair stores				P				
Shoe stores				P				
Single-family detached dwelling	P	P	P					P
Single-family dwellings when designed as an integral part of a building...					S			
Single-family semi-detached dwellings			P					
Sporting goods stores				P				
Stable, private (not more than 1 horse per acre, not to be stabled, kept or pastured within 100 feet of any other residence or within 10 feet of any septic area)	P							P
Stable, public (not more than 1 horse per acre, not to be stabled, kept or pastured within 100 feet of any other residence or within 10 feet of any septic area)								P
Stationery stores				P				
Storage and utilization of flammable liquids or materials				S	S	S	S	S
Swimming and tennis clubs	S	S	S					S
Tailor shops				P				
Taverns				S	S			
Taxidermists					P			
Telephone exchange	S		S	P	P	P	P	
Temporary buildings for construction purposes	T	T	T	T	T	T	T	T
Theaters (less than 6000 ft. ²)				P	P			
Theaters (more than 6000 ft. ²)					P			
Tobacco shops				P				
Toy stores				P				
Training centers, engineering or sales					P	P	P	
Travel bureaus and ticket offices				P				
Two-family detached dwellings			P					
Undertaking establishments and funeral parlors				P				
Veterinary					S			S
Wholesale and warehouse establishments, except sales/storage flammable...					P	P	P	

§ 4. Repealer

Any ordinance in conflict with the provisions hereof is, to the extent of such conflict, hereby repealed.

§ 5. Effective Date

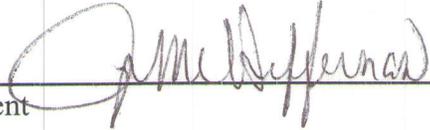
This Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

Adopt on August 20, 2007 pursuant to a roll call vote as follows:

[Signature page follows.]

<i>Trustee</i>	<i>Aye</i>	<i>Nay</i>	<i>Absent</i>	<i>Abstain</i>
Damisch	✓			
Dekker	✓			
Goddard	✓			
Lonigro	✓			
Heffernan	✓			
Wacker	✓			
Totals	4	0		

Approved August 20, 2007.



 President

ATTESTED, FILED in my office, and published in pamphlet form on August 20, 2007



 Clerk of the Village of Lily Lake, Kane County, Illinois

