

**AN ORDINANCE AMENDING APPENDIX A THE UNIFIED DEVELOPMENT CODE
OF THE CITY OF PEORIA RELATING TO DONATION BINS**

WHEREAS, the City of Peoria is a home rule municipality pursuant to Article VII, Section 6, of the Illinois Constitution of 1970; and

WHEREAS, as a home rule municipality, the City may exercise any power and perform any function pertaining to its government and affairs including zoning regulations and uses; and

WHEREAS, the City of Peoria desires to amend Appendix A, the Unified Development Code;

NOW, AND THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEORIA, ILLINOIS AS FOLLOWS:

Section 1: Appendix A of the Peoria City Code, being Ordinance No. 17,403 as adopted on October 11, 2016, is hereby amended by deleting the following stricken words and adding the following underlined words:

8.4 - OUTDOOR STORAGE AND DISPLAY

8.4.1 Purpose

The purpose of this section is to provide reasonable limits on the outside storage and display of merchandise in conjunction with a permitted principal use in a commercial, industrial, institutional, or form district. These standards ensure that such display and storage contribute to the normal activities of a use while not creating a public health or safety hazard or a nuisance.

8.4.2 Applicability

- A. Any merchandise, material or equipment situated outdoors in a commercial, industrial, institutional or the form districts shall be subject to the requirements as set forth below.
- B. Where allowed, the outdoor sale, lease or rent of motor vehicles as part of a properly permitted use shall not be considered merchandise, material or equipment and shall be subject to the parking lot perimeter landscape requirements of 8.2.8.
- C. Additional requirements for Industrial Districts can be found in 4.5.6, Limit on Outdoor Activity.

8.4.3 Allowed Outside Storage and Display

Outdoor storage and display is allowed by district as designated below. Outside storage and display may be allowed in a district not specifically designated in accordance with the special use procedures (see 2.9).

	CN	CG	C1	C2	B1	I1	I2	I3	N1	P1	PR	ST	WH	WM
Outdoor Display	■	■	■	■		■	■	■			■	■	■	■
Limited Outdoor Storage		■	■	■	■	■	■	■	■		■	■	■	■
General Outdoor Storage						■	■	■					■	

Key = ■ Permitted Blank Cell = Not Permitted

8.4.4 Categories of Outside Storage and Display

Outside storage and display is classified as follows.

A. Outdoor Display

1. Outdoor display is the outdoor display of products actively available for sale. The outdoor location of soft drink or similar vending machines shall be considered outdoor display. Outdoor display shall not include merchandise or material in boxes, in crates, on pallets or other kinds of shipping containers (such merchandise shall be considered limited outdoor storage). ~~Limited outdoor display does not include clothing drop box, package drop box, or other similar drop box.~~
2. Outdoor display shall be permitted in association with any nonresidential use (in accordance with 8.4.3) following review and approval of a site plan illustrating the extent of the permitted area for outdoor display provided it meets the standards below.
 - a. Outdoor display shall be removed and placed inside a fully-enclosed building at the end of each business day, with the exception of soft drink or other similar vending machines.
 - b. Outdoor display shall be permitted adjacent to the building façade and shall extend no more than eight feet from the façade.
 - c. Outdoor display shall be located no closer than five feet from any public entrance.
 - d. Outdoor display shall occupy no more than 30% of the horizontal length of the building façade.
 - e. Outdoor display shall not impair the ability of pedestrians to use the sidewalk or parking areas and shall not restrict site access per state or federal accessibility requirements.
 - f. Outdoor display shall not be placed in front of windows.
 - g. Any signage associated with outdoor display will be factored into the total signage allowed based on the façade area of the building.
3. Outdoor display may include donation bins subject to the following regulations and the issuance of a Verification Certificate:
 - a. No more than one bin may be placed on a parcel.
 - b. Maximum dimensions of a donation bin are 48" wide, 48" long, and 83" tall.
 - c. The property owner must provide consent to the placement of the bin and will be held responsible for any violations.
 - d. The bin must be placed on an all-weather, durable and dustless, asphaltic, interlocking concrete paver or brick, or cement pavement surface.
 - e. Donation bins cannot be placed in the required front yard and cannot interfere with traffic circulation.
 - f. Donation bins cannot be placed on vacant parcels or parcels without an active, legal, principal use.
 - g. No advertisement may be placed on the bins except for the sponsoring organization and contact information.
 - h. The area surrounding the donation bin must be kept clean.
 - i. Violation of the above regulations may result in revocation of the Verification Certificate.

10.0 DEFINITIONS

10.3 - DEFINED TERMS

Donation Bin: An unattended, closed receptacle or container made of metal and designed and intended for the collection from the public of donations of used clothing, shoes, textiles, household items, books, magazines, or other salvageable personal property, for the purpose of reuse or recycling. Donation bin does not include a receptacle or container used to collect recyclable metal, plastic, or glass or a household curbside recycling container or other container use to receive recyclables from a specific person or persons.

Section 2. This Ordinance shall be in full force immediately and upon passage and approval according to law.

PASSED BY THE CITY COUNCIL OF THE CITY OF PEORIA, ILLINOIS, THIS

_____ DAY OF _____, 2019

APPROVED:

Mayor

ATTEST:

City Clerk

EXAMINED AND APPROVED:

Corporation Counsel