

ORDINANCE NO. 17,196

**ORDINANCE AMENDING APPENDIX B OF THE CODE OF THE CITY OF PEORIA
RELATING TO SIGNS**

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

Section 1: Appendix B of the Peoria City Code, being Ordinance No. 13,225 as adopted on June 4, 1991 and thereafter amended, is hereby amended by deleting the stricken; and adding the following underlined words:

2.17. - Fees.

2.17.g. Applications for fence permits shall be accompanied by a fee of one hundred twenty-five dollars (\$125.00), ~~and a~~ Applications for temporary sign permits shall be accompanied by an annual fee of one five hundred twenty dollars (\$120.00) (\$500); this fee will not be prorated.

17.10. - Prohibited, Exempt, and Temporary Signage.

17.10.a. *Prohibited Signage.* The following signs are prohibited in all districts:

- (1) Signs which move, or give the appearance of moving with the exception of those temporary signs permitted in Section 17.10.c. or exempted in Section 17.10.b. This category includes pennants, streamers, string pennants, "garrison" size flags (other than the official national flag of the United States of America), "feather" and "tear drop signs," and all other signs which flutter, undulate, swing, rotate, oscillate or otherwise move by natural or artificial means.
- (2) Signs containing any flashing or running lights or lights creating an illusion of movement except for signs in the B1 district. Also exempt from this category are electronic multiple message signs subject to the requirements of Section 17.15
- (3) Signs which imitate official traffic signs. Signs which use the words "stop," "look," "danger," "go slow," "caution," or "warning," are deemed to be within this category except where such words are part of the name of the business. This category (3) does not include signs which are accessory to parking lots, driveways or roads.
- (4) Portable or wheeled signs.
- (5) Signs placed on a parked vehicle or trailer where the apparent purpose is to advertise a product or direct people to a business or business located on the same or nearby property.

- (7) A sign in any nonresidential district within eight feet of the intersecting street lines bordering a corner lot, provided that this regulation shall not apply to that part of a building above the first floor.
- (8) Private signs are prohibited in the public right-of-way.
- (9) Signs in required transitional buffer yards (TBY).
- (10) Wall, roof, projecting or stacked off-premises signs.
- (11) Murals in residential districts.

17.10.c. *Temporary Signage.* The following signs are hereby designated as "temporary" signs and are permitted subject to the regulations contained in Article 17.

(1) *Temporary Signs Permit Required, unless otherwise stated ~~Requiring a Sign Permit~~.* The following applies to temporary signs require a sign permit prior to the displayed of the sign for a legal zoning use in nonresidential districts or a special use in residential districts. Prior to display, a permit is required, and may be issued for the calendar year (not prorated) and allow multiple displays, one per frontage. These signs may not advertise goods, products, services or facilities, or direct persons to a location different from where the sign is installed. All temporary signs must be properly anchored; and maintained in good repair, with no fading, tears or other wear, including at the seams and attachments. Permanent display of temporary signs is prohibited.

a. *Banner:* A maximum of one banner per street frontage per zoning lot ~~is permitted~~. Banners may be wall or fence mounted or displayed between two poles. The area of a wall or fence mounted banner plus the area of any wall sign on the same facade may not exceed 20 percent of the facade upon which the signs are displayed. Pole banners may not exceed 40 square feet in area, five feet in height, and are subject to the same setback and visibility regulations for freestanding signs, Section 17.11.b.

b. *Light standard sign:* No more than one light standard sign for each five light standards on a zoning lot are permitted. Light standard signs cannot exceed 18 square feet in size, must have rigid framework on a minimum of two sides of the sign, and must be mounted in a light standard with a minimum clearance of eight feet above grade.

c. *Grand opening signs:*

- i. *String pennants and streamers:* String pennants and streamers are permitted only for a grand opening at the location of that business, and are allowed in addition to other permitted temporary signs. String pennants and streamers are subject to the same setback and visibility regulations for freestanding signs, Section 17.11.b.

ii. *Inflatable signs:* Inflatable signs are permitted only for a grand opening event, at the location of the newly opened business, per the following conditions:

- (1) A zoning certificate must be obtained prior to the placement of an inflatable sign.
- (2) Such signs are permitted in non-residential zoning districts only.
- (3) Signs cannot exceed 25 feet in height and 30 feet in width or 30 feet in diameter, and must be set back a minimum of 20 feet from the property line and a minimum of ten feet from the building.
- (4) Lighted signs are prohibited.
- (5) Rooftop signs are prohibited.
- (6) Signs which move or give the appearance of moving are prohibited.
- (7) Placement of signs on the public right-of-way is prohibited.
- (8) Signs shall not obstruct visibility for safe traffic maneuvering or pedestrian safety and signs, anchors, and attachments shall not be placed in such a way to create a traffic hazard.
- (9) Signs may not occupy required parking spaces.
- (10) Signs cannot interfere with utility lines, antennas, or towers.
- (11) If an outlet is necessary, signs must be installed to a grounded outlet.
- (12) Signs must be securely anchored.

d. *Special Sales in Class C-2 (Large Scale Commercial) District:* Each special sale may display temporary banners not to exceed 40 square feet in size and spaced at least 150 feet apart.

e. *Length and frequency of display:* Legal zoning uses in nonresidential districts and special uses in residential districts may display banners and/or standard signs per frontage ~~no more than four times within a calendar year for a display period not to exceed 30 consecutive days; seven days are required between each display period. In addition to the four permitted display periods,~~ String pennants and streamers for business opening are permitted for the opening of the new business for a period not to exceed 14 days. No more than one inflatable sign may be displayed for a display period starting 30 days before the opening of a business and ending 30 days after opening, as part of a grand opening event, at the location of the newly opened business. Length of display may be no more than 30 consecutive days and are allowed in

addition to light standard signs, string pennants, and streamers; however, an inflatable sign is not permitted in addition to a temporary banner.

17.15. Special Regulations for Electronic Multiple Message Signs.

17.15.a. *Purpose.* These regulations offer specific construction and operation regulations for the safe and appropriate use of electronic multiple message signs. Electronic multiple message signs may be but are not limited to: time/temperature signs, signs which display stock market information, electronic message/reader boards, and electronic billboard displays. These regulations shall apply to signs in all zoning districts unless otherwise specified.

17.15.b. *Sign Area.* The area of an electronic multiple message sign shall be included in any sign area calculation.

17.15.c. *Regulations.*

(a) Table of Definitions, Locations Allowed, Dwell and Transition Times

	<u>How Defined</u>	<u>Where Allowed</u>	<u>Dwell Time and Transitions</u>
<u>Static Images Only</u>	<u>Sign content/messages contain no video, and do not move, blink, animate, flash, or behave in any other way which constitutes or implies motion.</u>	<u>City-wide</u>	<u>May change their message no more than once per every ten seconds, except that time/temperature/stock market signs are allowed change their message no more than once per every three seconds. No animation, traveling, scrolling, fades, or dissolves are permitted between displayed messages. Transitions between content/messages shall be instantaneous.</u>
<u>Moving Transitions and Borders</u>	<u>Non-static transitions that may fade, dissolve; or have borders that appear to scroll or travel.</u>	<u>Not permitted on signs exceeding 70 square feet</u> <u>Permitted on property that:</u> 1. <u>Is zoned C1, C2, CN or CG;</u> <u>and</u> 2. <u>Has frontage on a principle arterial or</u>	<u>Borders and backgrounds:</u> 1. <u>Fades, dissolves; and borders that appear to scroll or travel are permitted.</u> 2. <u>Border scrolls and travel must be one-directional.</u> 3. <u>Video is prohibited.</u> <u>Text:</u> 1. <u>Three second dwell</u>

		<u>higher, as designed in the adopted Thoroughfare Map</u>	<u>time.</u> 2. <u>Static transitions only.</u> 3. <u>No animation.</u> <u>Restrictions:</u> <u>No strobe-lighting (or fast flashing tantamount to strobes) is permitted.</u>
<u>Video</u>	<u>Continuous movement, but no flashing or strobe.</u>	<u>B-1 Zoning District only</u>	<u>No restrictions except for that stated under prohibited signs, including no flashing or strobe.</u>

~~(a) Static Images Only. Sign content/messages shall not consist of video, and shall not move, blink, animate, flash, or behave in any other way which constitutes or implies motion. Images shall remain static except during transition. Signs in the B-1 district shall be exempt from this regulation.~~

~~(b) Length of Display (Dwell Time).~~

~~Electronic multiple message signs are permitted to change their message no more than once per every ten seconds, except that time/temperature/stock market signs are allowed change their message no more than once per every three seconds. Signs in the B-1 district shall be exempt from this regulation.~~

~~(c) Transitions. There shall be no animation, traveling, scrolling, fades, or dissolves between displayed messages. Transitions between content/messages shall be instantaneous. Signs in the B-1 district shall be exempt from this regulation.~~

~~(d) (b) Automatic Dimming. Electronic multiple message signs shall be equipped with light sensing devices or a scheduled dimming timer which automatically dim the intensity of the light emitted by the sign during ambient low-light and nighttime (dusk to dawn) conditions. The signs shall not exceed 500 nits of intensity as measured at the sign surface during nighttime and low-light conditions and 5,000 nits during daytime hours.~~

~~(e) (c) Maintenance. Electronic multiple message signs shall be properly maintained. Bulbs, LEDs, pixels and the like shall be in working, properly illuminating condition at all times.~~

~~(Ord. No. 16105, § 1, 4-10-07)~~

17.20. - Removal of Certain Signs.

17.20.a. Obsolete Signs. Any sign including the sign structure, retractable canopy or awning, whether existing on, or erected after the effective date of this ordinance, which advertises a business no longer being conducted or a product no longer being sold in or from the premises to which the sign relates, shall be taken down and removed by the owner, agent or person having the beneficial use of the building, structure or premises upon which such sign is found. Removal shall be effected within twenty (20) days after written notice from the Zoning Administrator. If such a sign is not removed after such twenty (20) day period, the Zoning

Administrator is authorized to cause the sign to be removed forthwith. Any expense incidental thereto shall be paid by the owner, agent or person having the beneficial use of the building, structure or premises on which such sign is found.

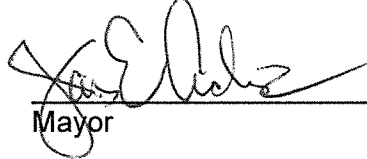
17.20.b. Unsafe Signs. If the Building Official finds that any sign, retractable canopy or awning is unsafe or insecure, or is a menace to the public, he/she shall give written notice to the person displaying such sign. Correction of the condition which causes the Building Official to give such notice shall be effected within ten (10) days after receipt of the notice. If such condition is not corrected after such ten (10) day period, the Building Official is authorized to cause the sign to be removed forthwith at the expense of the person displaying the sign. Notwithstanding the foregoing provisions, the Building Official is authorized to cause any sign, retractable canopy or awning to be removed summarily and without notice whenever he finds that such a sign, canopy or awning is an immediate peril to persons or property.

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

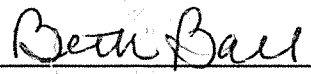
24th DAY OF February, 2015.

APPROVED:



Mayor

ATTEST:



City Clerk

EXAMINED AND APPROVED:



Corporation Counsel