

VILLAGE OF DRYDEN

SIGN ORDINANCE

ORDINANCE NO. 50

An Ordinance to regulate the size, construction, and location of signs within the Village; to establish penalties for violations; and to repeal prior ordinances.

THE VILLAGE OF DRYDEN ORDAINS:

ARTICLE I. SITE PLAN REVIEW REQUIRED

Section 1.01. A site plan shall be presented to, and approval received from the Village Planning Commission before any sign is erected, constructed, or altered, except for signs exempted in Section 1.06 of this Ordinance.

Section 1.02. Each sign site plan submitted to the Village Planning Commission shall contain the following items:

- A. Name, address, and telephone number of the applicant.
- B. The specific location where the sign is to be placed.
- C. The location of all property lines, public right-of-ways, sidewalks, streets and alleys adjacent to the property on which the sign is to be placed.
- D. The position of the sign in relation to the main building on the property, if any.
- E. The setback distances of the sign from all lot lines and right-of-way lines.
- F. The height, area, and dimensions of the sign.
- G. A drawing of the sign showing the sign structure, lettering, and any other features.
- H. Any other specific information required by the Planning Commission.

Section 1.03. The Planning Commission shall review each site plan as to location, height, aesthetics, compatibility with the surrounding buildings and facilities, and compliance with the Downtown Development Authority Streetscape plan. The Planning Commission may require revisions to the sign site plan. Approval of a sign site plan may be granted by a recorded vote of the Planning Commission.

Section 1.04. Fees for site plan review of signs shall be established by motion of the Village Council.

Section 1.05. Any Planning Commission approval granted pursuant to this Ordinance shall expire one (1) year from the date of the meeting at which the approval was granted unless the sign has been erected within that one year period.

Section 1.06. The following specified signs may be erected without site plan approval:

- A. Signs advertising real estate for sale or rent. Such signs may not exceed nine (9) square feet in sign area.
- B. Signs advertising garden or agricultural produce grown on the premises. Such signs may not exceed nine (9) square feet in sign area.
- C. Signs advertising personal property owned by a resident of the premises; provided such personal property was not purchased for the purpose of resale. Such signs may not exceed nine (9) square feet in sign area.
- D. Signs advertising home occupations which are permitted pursuant to the Zoning Ordinance. Such signs may not exceed nine (9) square feet in sign area.
- E. Signs promoting political candidates or election issues. Such signs may not exceed sixteen (16) square feet in sign area. Such signs shall not be erected more than sixty (60) days prior to the election and shall be removed within ten (10) days after the election for which the signs were erected.
- F. Signs stating the name of a property owner and/or street address, when located on the property. Such signs may not exceed two (2) square feet in sign area.

ARTICLE II. GENERAL REGULATIONS

Section 2.01. No sign shall include any flashing, oscillating, or intermittent illumination.

Section 2.02. All illuminated signs shall be so placed as to prevent the rays and illumination therefrom from being directly cast upon any residences or roadways.

Section 2.03. No sign shall rotate nor contain any moving parts.

Section 2.04. No sign shall interfere with clear vision along any street or at any intersection.

Section 2.05. No sign, except those placed and maintained by the Village, County, or State, shall be located in, overhang, or encroach upon any public road right-of-way.

Section 2.06. No sign shall exceed the maximum height limitation of the zoning district in which it is located.

Section 2.07. All signs shall be set back at least five (5) feet from all property lines and street right-of-way lines.

Section 2.08. All signs shall meet the standards of the electrical and building codes.

Section 2.09. All signs shall be continuously maintained so that they comply with all requirements of this Ordinance and are kept in a good state of repair.

ARTICLE III. ON-SITE SIGNS

Section 3.01. One principal sign shall be permitted on the site of each commercial, industrial, or institutional facility.

Section 3.02. Principal on-site signs shall not exceed sixty-four (64) square feet in sign area.

Section 3.03. No more than two secondary signs shall be permitted on the site of each commercial, industrial, or institutional facility.

Section 3.04. Secondary on-site signs shall not exceed sixteen (16) square feet in sign area.

ARTICLE IV. OFF-SITE SIGNS

Section 4.01. Off-site signs may only be located on parcels of land which are zoned for commercial or industrial use.

Section 4.02. Off-site signs shall not exceed sixty-four (64) square feet in sign area.

Section 4.03. No off-site sign shall be erected within one hundred (100) feet of any other off-site or on-site sign.

ARTICLE V. VARIANCES

Section 5.01. The Village Board of Zoning Appeals shall have jurisdiction to grant variances from the provisions of this Ordinance.

Section 5.02. Any variance granted from the provisions of this Ordinance shall be granted only upon a showing by the petitioner that strict enforcement of the Ordinance would result in practical difficulties and undue hardship.

Section 5.03. The Board of Zoning Appeals may consider requests for variances from the provisions of this Ordinance only at a public hearing, of which all property owners within three hundred (300) feet of the proposed sign have been notified in writing. Said notification shall be mailed or hand delivered at least seven (7) days before the hearing date. Property ownership shall be determined by the most recent assessment roll.

ARTICLE VI. DEFINITIONS

Section 6.01. Commercial or Industrial Facility. Any business or industry located on a parcel of land which has been zoned for commercial or industrial use or which is recognized by the Village as a legal non-conforming use.

Section 6.03. Institutional Facility. Any church, school, governmental building or facility, lodge hall, veterans organization building, or similar non-profit facility serving the community.

Section 6.04. Off-Site Sign. A sign advertising something which is not located on the same parcel of land as the sign.

Section 6.05. Principal On-Site Sign. A sign advertising the name of a facility located on the same parcel of land as the sign.

Section 6.06. Secondary On-Site Sign. A sign advertising a service or product available at a facility located on the same parcel of land as the sign. This shall include directional signs.

Section 6.07. Sign. Any writing or drawing which conveys a message to persons who are on the public streets or who are on property other than the premises where the sign is located. This message can be on either or both sides of a single sign.

Section 6.08 Sign Area. The total surface area of all exposed sides of a sign.

ARTICLE VII. VIOLATIONS

Section 7.01. Violation of this Ordinance shall be a misdemeanor and shall be punishable upon conviction thereof by a fine not to exceed Five Hundred (\$500.00) Dollars and/or by imprisonment not to exceed ten (10) days.

Section 7.02. Each day that a violation exists shall constitute a separate offense.

Section 7.03. The imposition of any sentence for violations shall not exempt the offender from compliance with the requirements of this Ordinance.

ARTICLE VIII. REMOVAL OF SIGNS

Section 8.01. The owner of any sign which is in violation of this Ordinance and the owner of the property on which such a sign is located shall be responsible to remove the sign upon notification from the Village that the sign is in violation.

Section 8.02. If a sign in violation of this Ordinance is not removed within thirty (30) days of the date of mailing of a notice to the owner of the property on which the sign is located, and to the owner of the sign (if known), the Village may remove the sign and assess the costs of removal against the property on which it is located.

ARTICLE IX. SEVERABILITY

Section 9.01. This Ordinance and the various articles, sections, sentences, and clauses thereof, are hereby declared to be severable. If any article, section, sentence, or clause is adjudged unconstitutional or invalid, the remainder of the ordinance shall not be affected thereby.

ARTICLE X. REPEAL OF INCONSISTENT ORDINANCE PROVISIONS

Section 10.01. The former Dryden Village Ordinance Number 28, and all other ordinances and parts of ordinances which are inconsistent herewith are hereby repealed.

ARTICLE XI. ENACTMENT AND EFFECTIVE DATE

Section 11.01. This Ordinance was adopted by the Dryden Village Council at a meeting duly held on the 2 day of NOVEMBER, 1992 and was published in the Tri-City Times on the 11 day of NOVEMBER, 1992.

Section 11.02. This Ordinance was made effective twenty (20) days after said date of adoption.

Larry Gumley, President

Pamela Krauth, Clerk