

2/8/95
3/14/95

18-O-95

AN ORDINANCE

Amending Section 4-12-17(C)
Adding a New Section 4-12-17(D)
of the Sign Regulations Ordinance
to Provide for Appeals from Decisions of
the Sign Review and Appeals Board to Grant a Sign
Variation in a Residential Zoning District

WHEREAS, the City Council finds that signs subject to the Sign Regulations Ordinance, Title 4, Chapter 12 of the City Code, when located in residential zoning districts, have the potential to affect the quality of life of Evanston residents in and about their homes; and

WHEREAS, such signs may distract motorists and thereby present a hazard to children playing in and about the public ways; and

WHEREAS, such signs carry a potential to adversely affect the aesthetic appearance of a residential zoning district; and

WHEREAS, such potential effects of the aforesaid signs are increased in the case of variations from the Sign Regulations Ordinance, and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EVANSTON, COOK COUNTY, ILLINOIS:

SECTION 1: That section 4-12-17(C) of the Sign Regulations Ordinance of the Evanston City Code of 1979, as amended, be and it hereby is, further amended, to read as follows:

Section (C)(1) Appeals from Decisions of the Sign Review and Appeals Board (SRAB): Decisions of the SRAB may be appealed to the Planning and Development Committee by the applicant.

Section (C)(2)(a) If the sign which is the subject of the variation is located in a residential Zoning District, a property owner whose property is within a 250-foot radius from the property on which the sign is proposed to be located may appeal the SRAB's approval of the variation. Such an appeal may be filed only by a property owner who 1) appeared in person or by an authorized representative at all public hearings at which the variation was considered and who presented his/her objections to the SRAB, or 2) who filed written objections with the SRAB to the variation.

(C)(2)(b) The appeal must a) be filed with the Administrative Officer, within ten (10) calendar days from the date of the SRAB's written decision, b) be in writing, and c) specify with particularity the ground(s) for objection. The applicant is permitted to file a written response to any ground(s) asserted in the appeal but not raised before the SRAB.

(C)(2)(c) Within five (5) working days of receiving the appeal, the Administrative Officer shall send a copy of the appeal to the applicant by first-class mail, return receipt requested. Any response the applicant files must be received by the Administrative Officer within ten (10) working days of the date the appeal was mailed to the applicant. The Administrative Officer will send a copy of any response to the appellant property owner.

(C)(2)(d) After receiving the appeal and any response thereto, the Administrative Officer shall set the appeal for the next available regular Planning and Development Committee meeting and notify the applicant and appellant property owner in writing of the meeting date.

(C)(3) The Planning and Development Committee shall decide whether or not to hear the appeal, and if granted, set a hearing date for said appeal. (Ord. 89-0-89). A decision to not hear the appeal shall be in writing and shall be issued no later than the Committee's next regular meeting.

(C)(4) The hearing shall be confined to a review of the SRAB's decision, and, if applicable, of the written objections submitted by the appellant property owner and response(s) thereto filed by the applicant. No verbal presentations shall be heard except upon invitation by the Committee and any such presentation shall be confined to facts and matters contained in the written materials on file in the appeal.

SECTION 2: That section 4-12-17 is hereby amended by adding a new section

(D), to read as follows:

4-12-17(D) The Planning and Development Committee shall either approve, approve with conditions, deny the application, or refer the matter back to the SRAB for further proceedings. The Committee's decision shall be in writing and shall be issued no later than the next regular meeting after the decision is made.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4: That this ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

Introduced February 27, 1995

Adopted: March 20, 1995

Approved: March 21, 1995

Lorraine H. Morton
Mayor

ATTEST:
Kristen Davis
City Clerk

Approved as to form
[Signature]
Corporation Counsel

12-1-12

