

CITY OF O'FALLON, ILLINOIS  
ORDINANCE NO.

**AN ORDINANCE AMENDING THE  
CITY ZONING CODE OF  
ORDINANCES BY AMENDING  
SEVERAL SECTIONS OF THE  
ZONING CODE PROVIDING  
REGULATIONS FOR TEMPORARY  
SIGNAGE**

**WHEREAS**, the Staff of the Planning and Zoning Department of the City have made the following recommendations to the City Council and believes such recommended regulations would be beneficial to the health, safety and welfare of the citizens of the City of O'Fallon; and

**WHEREAS**, the City Council, after careful and due deliberation, and duly noticed public hearings as may be required for changes in zoning regulations, has concluded that adoption of the proposed amendments to the Zoning Code would be in the interests of the health, safety and welfare of the citizens of the City of O'Fallon.

**NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF O'FALLON, ST. CLAIR COUNTY, ILLINOIS AS FOLLOWS:**

**Section 1:** Chapter 155 of the City Code of Ordinances (previously Chapter 42 thereof) and the corresponding Official Zoning Map are hereby amended by adopting a new Section 12.040.B in Article 12 "Sign Regulations" as follows:

- B. **Temporary Signs; All Non-residential Zoning Lots:** In lieu of such Temporary Non-Commercial signs as are permitted without a Sign Permit elsewhere in Section 12.040, each Establishment may display one (1) Temporary Sign made of paper, cardboard or other lightweight materials with comparable support materials designed for temporary display of Messages under this subsection without a Permit. Such Temporary Sign may be displayed on Fridays, Saturdays, and Sundays, as well as on Mondays when the preceding Sunday is a federal holiday. Such Temporary Sign shall not exceed twenty-four (24) square feet if affixed to the building wall or six (6) square feet if affixed to the ground. Such Temporary Sign must be located entirely on the Zoning Lot where the Establishment is located and must be outside of the Sight Distance Triangle.

Exception: A Temporary Sign associated with an approved Special Event Permit may be a maximum of twenty-four (24) square feet if affixed to the building wall or to the ground.

**Section 2:** Chapter 155 of the City Code of Ordinances (previously Chapter 42 thereof) and the corresponding Official Zoning Map are hereby amended by repealing Section 12.060.A(2)(b)1) of Article 12 “Sign Regulations” thereof and adopting a new Section 12.060.A(2)(b)1) as follows:

- 1) All Non-residential Zoning Lots: Each Establishment may display, in lieu of such Temporary Non-Commercial signs as are permitted without a Sign Permit under Section 12.040 (Signs Authorized Without Permit; All Zoning Lots; Exceptions), one Temporary Sign made of paper, cardboard or other lightweight materials with comparable support materials designed for temporary display of Messages under this subsection by Permit. Such Temporary Signs must be located on the same Zoning Lot as the Establishment. Such Temporary Signs may be authorized for a maximum of thirty (30) days cumulatively during one (1) calendar year with not more than three (3) Sign Permits authorized per year and each such Permit authorizing one (1) to fifteen (15) consecutive days. Such Temporary Sign shall not exceed twenty-four (24) square feet if affixed to the building wall or six (6) square feet if affixed to the ground.

Exception: A Temporary Sign associated with an approved Special Event Permit may be a maximum of twenty-four (24) square feet if affixed to the building wall or to the ground.

- a) Temporary ‘Grand Opening’ Signs: Any [establishment] business enterprise consisting of retail sales and/or rendering of services directly to the public shall be authorized to use Temporary banners, signs or inflatables for promotional activities for a period not to exceed thirty (30) days and only immediately following the initial opening of each such business location. Such device(s) shall be exclusive of the Temporary Sign requirements of ‘Non-residential Zoning Lots’ per Section 12.060.A.2.b.1 as mentioned above. Such device(s) shall not collectively exceed forty-eight (48) square feet. No banner dimension shall exceed twelve (12) feet. Any inflatable sign or sign affixed to a tethered balloon, where such sign is visible from the property line should be permitted. Such inflatable Signs shall not exceed the height of the principal structure or twenty-five (25) feet, whichever is less. Temporary Signs, banners and inflatables/balloons used in accordance with this paragraph shall be confined to property on which the business enterprise is located, and mounted and secured properly to ensure the public health and safety.

**Section 3:** Chapter 155 of the City Code of Ordinances (previously Chapter 42 thereof) and the corresponding Official Zoning Map are hereby amended by repealing Section 12.080.A(13) of Article 12 “Sign Regulations” thereof and adopting a new Section 12.080.A(13) as follows:

- (13) Signs placed on vehicles or trailers that are parked or located for the purpose of displaying such Sign, provided that this does not apply to authorized Temporary Signs or Signs and lettering on buses, taxis, or other vehicles operating during the normal course of business and incidental to other lawful business. Trailers associated with an Establishment may not be parked in required parking areas. Trailers must be parked on an improved surface and be located no closer to the street frontage than the building face. All vehicles and trailers associated with an Establishment and located on the premises must be licensed and operable.

**Section 4:** Except as expressly amended herein, all other provisions of the Zoning Code of Ordinances, Chapter 155 of the City Code of Ordinances (previously Chapter 42 thereof) and corresponding Official Zoning Map shall remain in full force and effect.

**Section 5:** If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance or any part thereof or any portion adopted by reference therein is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance, or any part thereof or any portion adopted by reference therein. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

**Section 6:** This Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

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Passed  
 by the City Council this \_day of September 2010.

ATTEST:  
 (seal)

Approved by the Mayor this\_ day  
 of September 2010.

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Philip A. Goodwin, City Clerk

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Gary L. Graham, Mayor

ROLL CALL:	Grogan	McCoskey	True	Polites	Mouser	Reckamp	Drolet, J.	SUB TOTALS
Aye								
Nay								
Absent								

ROLL CALL:	Snyder	Bennett	Renner	Drolet, N.	Engler	Albrecht	Cozad	SUB TOTALS	SUM OF TOTALS
Aye									
Nay									
Absent									