

PIN: 07-13-440-009

ADDRESS:  
123 WATER STREET  
NAPERVILLE, IL 60540

PREPARED BY:  
CITY OF NAPERVILLE  
LEGAL DEPARTMENT  
630/420-4170

RETURN TO:

CITY OF NAPERVILLE  
CITY CLERK'S OFFICE  
P.O. BOX 3020  
400 SOUTH EAGLE STREET  
NAPERVILLE, IL 60566-7020

ORDINANCE NO. 20 - \_\_\_\_\_

AN ORDINANCE GRANTING AN EXTENSION TO THE  
TEMPORARY USE GRANTED BY ORDINANCE 17-084  
TO ALLOW A TEMPORARY BANNER TO BE DISPLAYED AT  
123 WATER STREET

RECITALS

1. **WHEREAS**, Water Street Property Owner, LLC, 401 South Main Street, Suite 300, Naperville, Illinois ("Petitioner"), has petitioned the City of Naperville for approval of an extension to the temporary use granted by Ordinance 17-084, extended by Ordinances 18-090 and 20-004 to allow for a temporary banner to remain on the east wall of the Loggia Building located at 123 Water Street, Naperville, Illinois ("Subject Property"), legally described on Exhibit A; and
2. **WHEREAS**, the Subject Property is currently zoned B4 (Downtown Core); and
3. **WHEREAS**, per Section 6-15-5:3 (Signs on Commercial and Institutional Property: Temporary Signs), temporary signs up to a maximum of 32 square feet in size may be displayed on a commercial property for up to 4 weeks per calendar year; and

4. **WHEREAS**, per Ordinance 17-084, the Petitioner was granted a temporary use to install a 20' x 33' temporary banner (660 square feet) on the east wall of the Loggia Building, as depicted on **Exhibit B**, on the Subject Property through June 20, 2018 or upon erection of the west wall of the structure located at 315 S. Main Street, whichever comes first; and
5. **WHEREAS**, per Ordinance 18-090, the temporary use granted by Ordinance 17-084 was extended through December 31, 2019; and
6. **WHEREAS**, per Ordinance 20-004, the temporary use was extended again through December 31, 2020; and
7. **WHEREAS**, the Petitioner has submitted a request, which is attached as **Exhibit C**, requesting extension of the approved temporary use through December 31, 2021; and
8. **WHEREAS**, the City Council has determined that the temporary use should be extended in accordance with the terms provided below.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NAPERVILLE, DUPAGE AND WILL COUNTIES, ILLINOIS, in exercise of its home rule powers, as follows:**

**SECTION 1:** The foregoing recitals are incorporated as though fully set forth here. All exhibits referenced in this Ordinance shall be deemed incorporated and made part hereof.

**SECTION 2:** An extension to the temporary use granted through Ordinance 17-084 and extended per Ordinances 18-090 and 20-004 to permit the installation of a 20' x 33' temporary banner on the east wall of the Loggia Building located at the Subject Property, as depicted on **Exhibit B**, is hereby granted subject to the following conditions:

1. The banner shall be removed from the Loggia Building upon erection of the west wall of the structure located at 315 S. Main Street or issuance of a written notice from the City Manager which shall not occur prior to December 31, 2021.
2. If, during the term of the temporary use, the banner becomes deteriorated, faded, or torn, it shall be removed; in such instances, said banner may be replaced and reinstalled, if so desired, provided that the term of the temporary use has not yet expired.
3. No additional signage, other than the banner depicted on **Exhibit B**, shall be installed on this wall of the Loggia Building during the period of the approved temporary use.

**SECTION 3:** This Ordinance is subject to all conditions and requirements set forth in the Naperville Municipal Code, as amended from time to time.

**SECTION 4:** The City Clerk is authorized and direct to record this Ordinance with the DuPage County Recorder.

**SECTION 5:** This Ordinance shall be in full force and effect upon its passage and approval.

PASSED this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

AYES:

NAYS:

ABSENT:

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

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Steve Chirico  
Mayor

ATTEST:

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Pam Gallahue, Ph. D.  
City Clerk