



Legislation Details (With Text)

File #: 20-868B **Version:** 1
Type: Ordinance **Status:** Passed
File created: 8/6/2020 **In control:** City Council
On agenda: 9/1/2020 **Final action:** 9/1/2020
Title: Pass the ordinance granting a variance to the sign requirements in order to construct a new ground sign for the property located at 1564 West Ogden Avenue - PZC 20-1-054

Sponsors:

Indexes:

Code sections:

Attachments: 1. 1564 W. Ogden Ave - Ordinance, 2. Exhibit A Legal Description, 3. Exhibit B Site Plans, 4. Exhibit C Responses to the Standards, 5. Exhibit D Sign Rendering, 6. PZC Meeting Minutes 8-5-20 DRAFT, 7. Application, 8. Disclosure of Beneficiaries, 9. Existing Sign on Subject Property and Adjacent Dealership Signs, 10. Landscape Plan, 11. Address Intention Letter, 12. Location Map

Date	Ver.	Action By	Action	Result
9/1/2020	1	City Council	passed	Pass

CITY COUNCIL AGENDA ITEM

ACTION REQUESTED:

Pass the ordinance granting a variance to the sign requirements in order to construct a new ground sign for the property located at 1564 West Ogden Avenue - PZC 20-1-054

DEPARTMENT: Transportation, Engineering and Development

SUBMITTED BY: Kathleen Russell, Community Planner

BOARD/COMMISSION REVIEW:

The PZC conducted the public hearing for PZC 20-1-054 on August 5, 2020. At the conclusion of the hearing, the PZC recommended approval of the requested variance (vote 7-1); staff concurs.

BACKGROUND:

The subject property is located at 1564 West Ogden Avenue, and consists of an approximately 2.4-acre dealership with frontage along Ogden Avenue and Jefferson Avenue. The property is zoned B3 General Commercial District.

DISCUSSION:

The petitioner requests approval of a variance for a ground sign advertising the Fair Oaks Lincoln dealership. Additional details regarding the sign proposed are outlined below.

Along Ogden Avenue, there is an existing ground sign located near the western entrance of the dealership. The existing sign is currently a non-conforming sign in terms of height, area and landscaping. The petitioner proposes a new sign in the current monument sign's location. The

proposed sign would be an improvement to the style, by having a wider base and landscaping around the bottom of the sign. The proposed new sign will increase in height by 7.5 feet and an increase in the area by 106 square feet compared to the existing ground sign. The proposed sign will have the address number included at the bottom of the sign as indicated in the petitioner's letter.

There average area of the surrounding dealership ground signs is 112 square feet and the average height is 22 feet, based on the information on surrounding dealerships provided by the petitioner.

To complete these improvements, the petitioner is seeking approval of the a variance to [Section 6-16-5:2.2 \(Ground Signs\)](https://library.municode.com/il/naperville/codes/code_of_ordinances?nodeId=TIT6ZORE_CH16SI_6-16-5SICOINPR) <https://library.municode.com/il/naperville/codes/code_of_ordinances?nodeId=TIT6ZORE_CH16SI_6-16-5SICOINPR> to allow an increase in the maximum sign area from 45 square feet to approximately 250 square feet and an increase in the maximum sign height from 10 feet to approximately 29.5 feet.

Staff is supportive of the variance requested due to the aesthetic enhancements proposed for the sign, including improvements to the sign width and landscaping. In addition, prior to 2017, car dealerships were permitted to have signage that could be twice as tall as any other commercial establishment. With the sign code amendments completed in 2017 which were aimed at creating a "content neutral sign code" per Supreme Court direction, these allowances were eliminated and car dealership sign allowances are now consistent with all other commercial establishments. Staff finds that the signage proposed for the subject property is generally consistent with the character of pre-existing car dealership signage in the Corridor and therefore supports the sign as proposed.

Findings of Fact

The petitioner's responses to the Standards for Granting a Zoning Variance can be found in the attachments. Upon review, staff is in general agreement with the variance findings and recommends adoption by the City Council.

Planning and Zoning Commission Action

The Planning and Zoning Commission opened the public hearing to consider PZC 20-1-054 on August 5, 2020. Lino Carrillo spoke as the petitioner. After discussion concerning the height of the proposed sign compared to other existing signs, the Planning and Zoning Commission closed the public hearing and voted to recommend approval of PZC 20-1-054 (approved, 7-1). Commissioner Bansal cast the dissenting vote based on concerns that the proposed sign is too tall as compared to other signs in the area. Staff concurs with the Planning and Zoning Commission's recommendation.

Key Takeaways

- The petitioner requests approval of a variance from Section 6-16-5:2.2 of the Naperville Municipal Code to permit a ground sign on the subject property to exceed permissible signage allowances in height and area. Staff supports the requested variance.
- The PZC recommended approval of the requested variance in order to permit a ground sign exceeding the area and height requirements. Staff concurs.

FISCAL IMPACT:

N/A