

CITY OF ST. CHARLES

ORDINANCE NO. 1994-Z-9

AN ORDINANCE AMENDING TITLE 17, "ZONING",
OF THE ST. CHARLES MUNICIPAL CODE REGARDING
SETBACKS ALONG CERTAIN STREETS

ADOPTED BY THE

CITY COUNCIL

OF THE

CITY OF ST. CHARLES

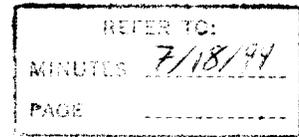
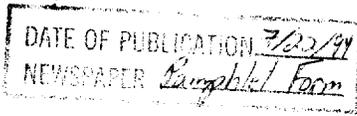
THIS 18TH DAY OF JULY, 1994

PUBLISHED IN PAMPHLET FORM BY
AUTHORITY OF THE CITY COUNCIL
OF THE CITY OF ST. CHARLES,
KANE AND DU PAGE COUNTIES,
ILLINOIS, THIS 22ND DAY OF
JULY, 1994



CITY CLERK

(S E A L)



ORDINANCE NO. 1994-Z-9

AN ORDINANCE AMENDING TITLE 17, "ZONING", OF THE ST. CHARLES MUNICIPAL CODE REGARDING SETBACKS ALONG CERTAIN STREETS

WHEREAS, a Petition dated May 24, 1994 has been filed to amend Title 17, "Zoning" of the St. Charles Municipal Code regarding subparagraphs "D(1)", "D(2)", "D(3)", and "D(4)" of Paragraph "D" of Section 17.02.130 regarding setbacks along certain streets; and

WHEREAS, the Plan Commission of the City of St. Charles has held a public hearing on said Petition in accordance with law; and

WHEREAS, the City Council of the City of St. Charles has received the recommendation of the Plan Commission and has considered the same;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of St. Charles, Kane and DuPage Counties, Illinois, as follows:

SECTION 1. That Section 17.02.130 entitled "Yards - Requirements Generally" of Title 17, "Zoning", of the St. Charles Municipal Code be and is hereby amended by deleting subparagraphs "D(1)", "D(2)", "D(3)", and "D(4)" of Paragraph "D" and by adding Paragraph "E", as follows:

- "E. Except where a greater setback or yard is otherwise required, a fifty-foot setback shall be maintained from the right of way line of Main Street (Illinois Route 64) east of Thirteenth Avenue, Randall Road, and Kirk Road. Such setback shall be landscaped with living plant material, and may also include the following:
 1. sidewalks, walkways, paths, and decorative pedestrian plazas

2. driveways generally perpendicular to the street which provide access to a parking or loading facility or to a building located beyond the setback area.
3. detention and retention basins and ponds, and decorative ponds (all subject to the setback requirements of any state or county highway authority having jurisdiction)
4. fences four ft. in height or less (except where the provisions of the Zoning Ordinance are more restrictive)
5. one freestanding permanent sign, to the extent permitted by the provisions of the zoning district or Ordinance granting a Special Use as a Planned Unit Development governing the property, provided that:
 - a) Such sign is set back a minimum of ten feet from the right of way line;
 - b) Such sign does not exceed eight feet in height above the average finished grade of the yard in which the sign is located;
 - c) No one display surface of such sign shall contain more than seventy square feet and the total area of all display surfaces shall not exceed one hundred forty square feet;
 - d) Such signs shall have no flashing lights or moving parts;
 - e) The visible part of the sign support shall be concrete or masonry; and
 - f) Such sign shall conform with all other provisions of the St. Charles Municipal Code.

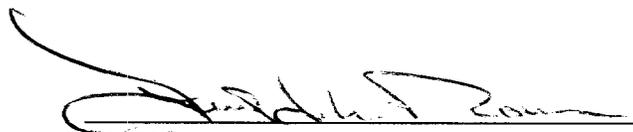
Except as otherwise provided herein, the following shall be prohibited within the 50 ft. setback: Structures, parking facilities, paved areas, unpaved gravel or crushed stone areas, swimming pools, fences over four ft. in height, and outdoor sales, storage or display of goods. Provided, however, that paved areas existing as of January 1, 1994 may be used for off-street parking and access drives and shall be considered nonconforming uses conforming with the provisions of Chapter 17.40, 'Nonconforming Uses'."

SECTION 2. That after the adoption and approval hereof the Ordinance shall (i) be printed or published in book or pamphlet form, published by the authority of the Council, or (ii) within thirty (30) days after the adoption and approval hereof, be published in a newspaper published in and with a general circulation within the City of St. Charles.

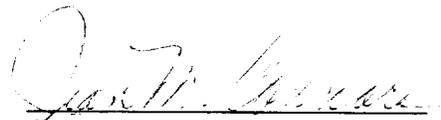
PRESENTED to the City Council of the City of St. Charles, Illinois, this 18th day of July, 1994.

PASSED by the City Council of the City of St. Charles, Illinois, this 18th day of
July, 1994.

APPROVED by the Mayor of the City of St. Charles, Illinois, this 18th day of
July, 1994.


MAYOR

ATTEST:


CITY CLERK

COUNCIL VOTE:

Ayes: 14
Nays: 0
Absent: 0

