

ORDINANCE NUMBER 20 - 41

AN ORDINANCE OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS GRANTING TEMPORARY RELIEF FROM CERTAIN SIGNAGE REQUIREMENTS IN CHAPTER 156 OF THE VILLAGE OF EAST DUNDEE VILLAGE CODE REGARDING THE USE OF BANNER SIGNS AND FLAGS BY BUSINESSES

WHEREAS, the Village of East Dundee (“Village”) is a home rule unit of local government pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, and has the authority to exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, COVID-19, also known as the “coronavirus,” is a dangerous disease which has spread around the world, including in the United States, the State of Illinois, Cook and Kane Counties and the Village; and

WHEREAS, COVID-19 is a direct and serious threat to the public’s health, safety and welfare; and

WHEREAS, Village businesses have experienced significant negative impacts due to COVID-19; and

WHEREAS, impacted businesses have requested that the Village relax requirements in the Village of East Dundee Village Code (“Village Code”) regarding banners and flags, to allow the businesses to better advertise their goods and services; and

WHEREAS, the Village President and Board of Trustees desire to assist impacted businesses with the impacts of COVID-19 by providing them temporary relief from certain signage requirements in Chapter 156 of the Village Code regarding banners and flags, by allowing businesses to temporarily post banners and flags that are otherwise prohibited in the Village Code, as set forth below;

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:

SECTION 1: Incorporation. That the recitals above shall be and are hereby incorporated in this Section 1 as if restated herein.

SECTION 2: Temporary Village Code Relief. That the Village President and Board of Trustees adopt and approve temporary relief from banner and flag requirements in Chapter 156 of the Village Code as follows:

- A. **Definitions.** The definitions in Chapter 156 are incorporated herein.

- B. **Relief Granted.** Notwithstanding the limitations in Chapter 156 of the Village Code, each business operating in the Village is permitted one (1) banner sign or one (1) flag to advertise the business on the premises on which the one (1) banner sign or one (1) flag is placed.
- C. **Area Limitation.** Notwithstanding the limitations in Chapter 156 of the Village Code, the one (1) banner sign or one (1) flag permitted in Section 2.A. above is limited to no more than seventy-five (75) square feet in area.
- D. **Duration.** The relief granted in this Ordinance shall be in effect until the earlier of the repeal of this Ordinance or the end of a disaster proclamation regarding COVID-19 by the Governor of the State of Illinois pursuant to Section 7 of the Illinois Emergency Management Agency Act, 20 ILCS 3305/7, that covers the Village.
- E. **Violations.** Violations of Chapter 156 and this Ordinance are punishable as set forth in Section 156.99 of the Village Code.

SECTION 3: Continuation. That all provisions of the Village Code not affected herein shall remain in full force and effect.

SECTION 4: Severability. That if any Section, paragraph or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such Section, paragraph or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION 5: Repeal. That all ordinances, resolutions, motions or parts thereof in conflict with this Ordinance shall be and the same are hereby repealed.

SECTION 6: Effect. That this Ordinance shall be in full force and effect upon its adoption, approval and publication in pamphlet form as provided by law.

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ADOPTED this 2nd day of November, 2020 pursuant to a roll call vote as follows:

AYES: Trustees Lynam, Selep, Wood, Mahony, Andresen and Kunze

NAYES: None

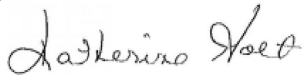
ABSENT: None

APPROVED by me this 2nd day of November, 2020.



Lael Miller, Village President

ATTEST:



Katherine Holt, Village Clerk

Published in pamphlet form this 2nd day of November, 2020 under the authority of the Village President and Board of Trustees.

Recorded in the Village records on November 2, 2020.