

VILLAGE OF LIBERTYVILLE

ORDINANCE NO. 16-O-101

AN ORDINANCE AMENDING SECTION 11, FIGURE 11-5  
OF THE LIBERTYVILLE ZONING CODE  
RELATING TO THE OVERLAY DISTRICT  
FOR ELECTRONIC MESSAGE BOARD SIGNS

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Adopted by the  
President and Board of Trustees  
of  
the Village of Libertyville  
Lake County, Illinois  
this 8 day of Nov., 2016

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Published in pamphlet form by direction  
and authority of the Village of Libertyville  
Lake County, Illinois  
this 9 day of Nov., 2016

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ORDINANCE NO. 16-O-101

AN ORDINANCE AMENDING SECTION 11, FIGURE 11-5  
OF THE LIBERTYVILLE ZONING CODE  
RELATING TO THE OVERLAY DISTRICT  
FOR ELECTRONIC MESSAGE BOARD SIGNS

WHEREAS, the President and Board of Trustees of the Village of Libertyville have considered amending the Libertyville Zoning Code to expand the Overlay District for Electronic Message Board Signs; and

WHEREAS, on September 19, 2016, the Development Review Committee reviewed and recommended to deny the requested zoning relief; and

WHEREAS, the Plan Commission of the Village of Libertyville, pursuant to notice duly published on August 27, 2016, in the *Daily Herald*, held a public hearing at 7:05 p.m., commencing on September 12, 2016, and concluding on October 10, 2016, at the Village Hall, 118 West Cook Avenue, Libertyville, Illinois for the purpose of hearing and considering testimony regarding the requested zoning relief; and

WHEREAS, on October 10, 2016, the Plan Commission, having fully heard and considered the testimony of all those present at the public hearing who wished to testify, made findings of fact as required by law and recommended to the President and Board of Trustees of the Village of Libertyville that the proposed text amendment be approved, all as is more specifically set forth in that certain Report of the Plan Commission on Case No. PC 16-27, dated as of October 19, 2016; and

WHEREAS, the President and Board of Trustees of the Village of Libertyville have

considered the findings and recommendations of the Plan Commission and are fully advised in the premises.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LIBERTYVILLE, COUNTY OF LAKE, STATE OF ILLINOIS, AS FOLLOWS:

SECTION ONE: Recitals. The foregoing recitals are hereby incorporated herein as if fully set forth.

SECTION TWO: Determination as to Findings. The Village Board finds the following:

- a. *The consistency of the proposed amendment with the purposes of this Code.* The property meets the criteria having 14 acres and 726 feet of frontage on Park Avenue.
- b. *The existing uses and zoning classifications of properties in the vicinity of the subject property.* The property to the east is zoned R-6, the area to the south is zoned R-5, and to the west is the Village of Mundelein.
- c. *The trend of development in the vicinity of the subject property, including changes, if any, in such trend since the subject property was placed in its present zoning classification.* A zoning classification change is not proposed.
- d. *The extent to which the value of the subject property is diminished by its present zoning classification.* A zoning classification change is not proposed.
- e. *The extent to which such diminution in value is offset by an increase in the public health, safety and welfare.* A zoning classification change is not proposed.
- f. *The extent, if any, to which the use and enjoyment of adjacent properties would be adversely affected by the proposed amendment.* The use and enjoyment of the adjacent properties would not be affected by the proposed amendment due to the size of this parcel.
- g. *The extent, if any, to which the value of adjacent properties would be adversely affected by the proposed amendment.* The proposed amendment will not adversely affect the adjacent properties.
- h. *The extent, if any, to which the future orderly development of adjacent properties would be adversely affected by the proposed amendment.* Orderly development of adjacent properties will not be affected.

- i. *The suitability of the subject property for uses permitted or specially permitted under its zoning classification. The zoning classification is not proposed to be changed.*
- j. *The availability of adequate ingress to and egress from the subject property and the extent to which traffic conditions in the immediate vicinity of the subject property would be affected by the proposed amendment. The proposed amendment will not have an effect on these items.*
- k. *The availability of adequate utilities and essential public services to the subject property to accommodate the uses permitted or specially permitted under its present and proposed zoning classification. A zoning classification change is not proposed.*
- l. *The length of time, if any, that the subject property has been vacant, considered in the context of the pace of development in the vicinity of the subject property. Marytown is not a new development and has been part of the community since the 1920's.*
- m. *The community need for the proposed amendment and for the uses and development it would allow. Electronic Message Boards are more efficient for the owner and for the end user.*

SECTION THREE: Amendment of Article 11. Article 11, Figure 11-5, entitled "Overlay District: Electronic Message Board (EMB) Signs" of the Libertyville Zoning Code shall be, and it hereby is, amended pursuant to Section 16-14 of the Libertyville Zoning Code, as shown in Exhibit A.

SECTION FOUR: Effective Date. This ordinance shall be in full force and effect from and after its passage, approval and publication in the manner provided by law.

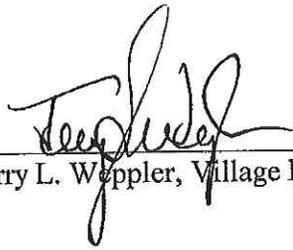
PASSED this 8 day of November, 2016.

AYES: Johnson, Moras, Justice, Adams, Garrity, Carey

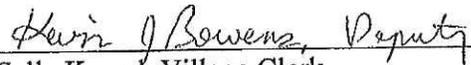
NAYS: None

ABSENT: None

APPROVED this 9 day of November, 2016.

  
Terry L. Weppeler, Village President

ATTEST:

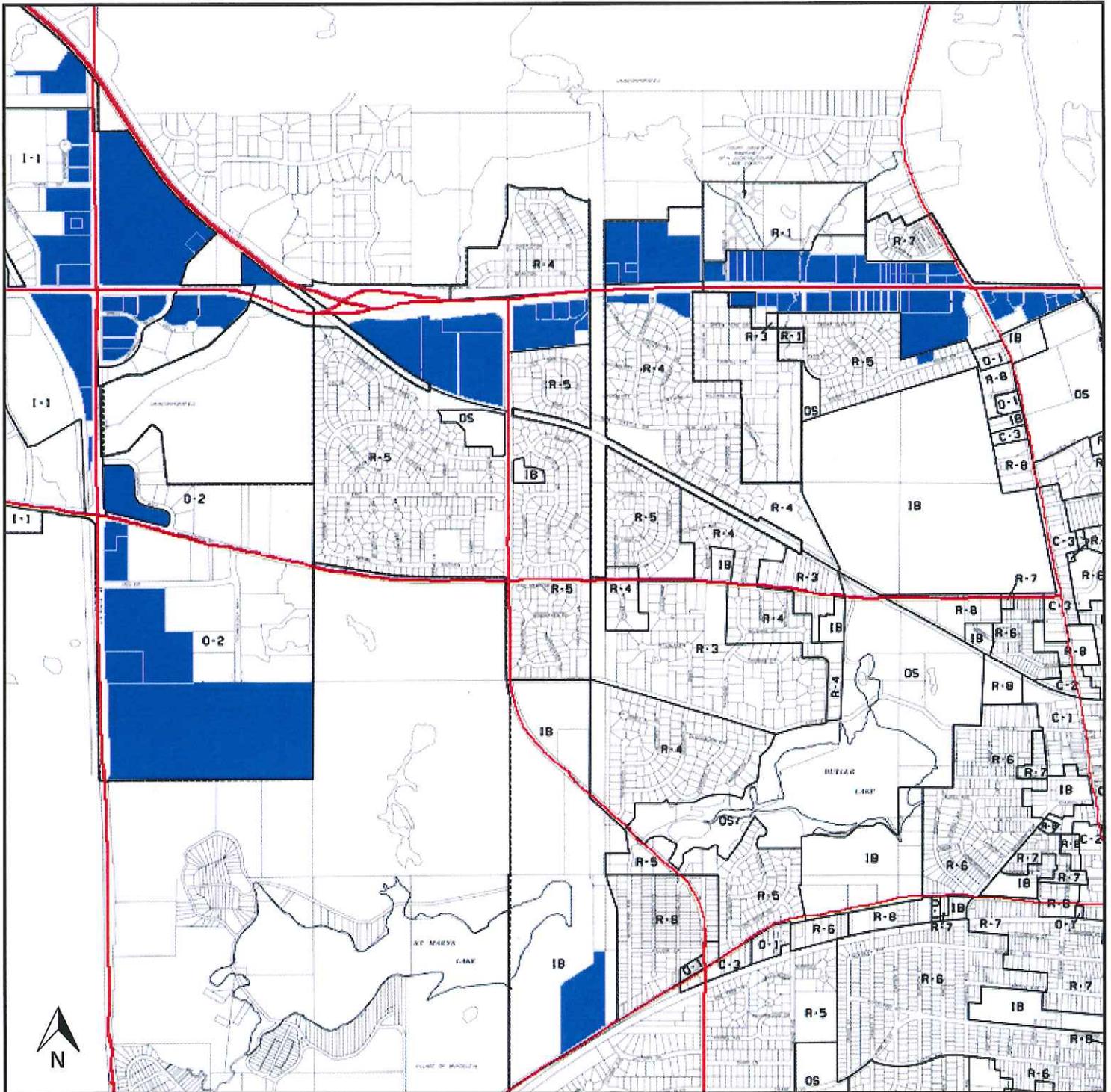
  
Sally Kowal, Village Clerk

**EXHIBIT A**

Figure 11-5, Overlay District: Electronic Message Board (EMB) Signs

Figure 11-5

# Overlay District: Electronic Message Board (EMB) Signs



Created May 2010  
(Ord. No. 10-O-69 Approved July 27, 2010)  
Revised November 2016

-  EMB Overlay District
-  Parcels
-  Libertyville Boundary
-  Libertyville Roadways