

Chapter 203

SIGNS

GENERAL REFERENCES

Architectural Review Board — See Ch. 6.	Property maintenance — See Ch. 185.
Building construction and fire prevention — See Ch. 81.	Special sales — See Ch. 192.
Electrical standards — See Ch. 112.	Streets and sidewalks — See Ch. 212.
Garage sales — See Ch. 135.	Vehicles and traffic — See Ch. 240.
	Zoning — See Ch. 252.

§ 203-1. Legislative intent.

The purpose of this chapter is to promote and protect the public health, welfare and safety by regulating existing and proposed outdoor advertising, outdoor advertising signs and signs of all types. It is intended to protect property values, create a more attractive, economic and business climate, enhance and protect the physical appearance of the community, preserve the scenic and natural beauty of designated areas and provide a more enjoyable and pleasing community. It is further intended hereby to reduce sign or advertising distractions and obstructions that may contribute to traffic accidents, reduce hazards that may be caused by signs overhanging or projecting over public rights-of-way, provide more open space and curb the deterioration of natural beauty and community environment.

§ 203-1.1. Application and construction of provisions.

This chapter is applicable within the Incorporated Village of Lynbrook and shall be construed as an exercise of the powers of such municipality to regulate the use of signs on buildings, structures and land for outdoor advertising purposes.

§ 203-1.2. Village not subject to chapter. [Added 10-21-2013 by L.L. No. 13-2013]

In an individual case involving municipal property brought before the Board of Trustees, upon a finding by the Board that the good and welfare of the community would be served thereby, the Board may, by resolution, declare that any standard or regulation set forth in this chapter may be waived.

§ 203-2. Title.

This chapter shall hereinafter be known and cited as the "Sign Local Law."

§ 203-3. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

ACCESSORY SIGN — Any sign relating to a business or profession conducted, or to a commodity or service sold or offered, upon the premises where such sign is located.

ERECT — To build, construct, alter, repair, display, relocate, attach, hang, place, suspend, affix or maintain any sign.

FRONT OR FACE OF A BUILDING — The outer surface of a building, which is visible from any private or public street or highway.

ILLUMINATED SIGN — Any sign illuminated by electricity, gas or other artificial light, including reflective or phosphorescent light.

LIGHTING DEVICE — Any light, string of lights or group of lights, located or arranged so as to cast illumination on a sign.

NONACCESSORY SIGN — Any sign unrelated to a business or profession conducted, or to a commodity or service sold or offered, upon the premises where such sign is located.

PERSON — Any person, corporation, joint-stock association, firm, partnership, company, institution or organization of any kind.

PORTABLE SIGN — Any sign not affixed to a structure and capable of being moved, including but not limited to signs not permanently anchored to the ground or to a building, such as signs mounted on a trailer-type steel chassis, or otherwise capable of being transported as a unit over public roads or streets. **[Amended 4-7-1986 by L.L. No. 6-1986]**

PROJECTING SIGN — Any sign which projects from the exterior of any building.

SIGN — Any material, structure or device, or part thereof, composed of lettered or pictorial matter upon which lettered or pictorial matter is placed, when used or located out of doors or outside or on the exterior of any building or in the interior of a building affixed to an exterior wall window, for display of an advertisement, announcement, notice, directional matter or name, and includes sign frames, hanging signs, illuminated signs, pennants, ground signs, canopies or awnings, and shall also include any announcement, declaration, demonstration, display, illustration or insignia, used to advertise or promote the interest of any person or business when same is placed in view of the general public. **[Amended 3-2-1998 by L.L. No. 11-1998]**

SUPERINTENDENT OF BUILDINGS — The Superintendent of the Building Department of the Village of Lynbrook.

§ 203-4. Prohibited signs.

The prohibitions contained in this section shall apply to all signs and all use districts of the Incorporated Village of Lynbrook.

- A. Banners, posters, etc. No sign or part thereof shall contain or consist of banners, posters, pennants, ribbons, streamers, spinners or other similar moving, fluttering or revolving devices. Said devices, as well as strings of lights, shall not be used for the purposes of advertising or attracting attention when not part of a sign.
- B. Billboards and fluttering devices. Billboards and fluttering devices are prohibited.
- C. Illumination. **[Amended 1-13-2014 by L.L. No. 6-2014]**
 - (1) Any illuminated sign or lighting device shall employ only lights emitting a light of constant intensity.
 - (2) No sign shall be illuminated by or contain flashing, intermittent, rotating or moving light or lights.
 - (3) No illuminated sign containing changing or scrolling messages shall be permitted unless each separate message remains displayed for a period of at least seven seconds before changing.
 - (4) No illuminated sign or lighting device shall be placed or directed so as to permit the beams or illumination therefrom to be directed upon a public street, highway, sidewalk or adjacent premises where it creates a glare or reflection that constitutes a traffic hazard or nuisance.
- D. Nonaccessory signs. No nonaccessory signs shall be placed on any building or structure or on any premises.
- E. Painted signs. No sign shall be painted on any exterior walls of any building or structure, fence or retaining wall or roof of any building or structure.
- F. Projecting signs. No projecting sign shall be erected.
- G. Portable signs. No portable sign shall be placed on any building or on any premises.
- H. Signs on roofs or fronts. No signs shall be placed on the roof of any building, nor shall any sign extend above the front or face of any building.
- I. Temporary signs. No temporary sign shall be placed on the front or face of a building or on any premises, except as provided in § 203-6 of this chapter.
- J. Signs on fences. No signs shall be permitted on a fence.

§ 203-5. Permitted signs.

- A. Permit not required. The following signs are permitted in any use district without a permit:

- (1) Signs advertising the sale, lease or rental of the premises upon which the sign is located, which sign shall not exceed three square feet in area. Any such sign shall be affixed to the building or structure which is advertised to be sold or leased, except in the case of unimproved property. The sign shall be placed no higher than the first floor of the building or structure and shall project not more than one inch from the exterior thereof. Only one such sign shall be displayed.
 - (2) Professional nameplates that shall not exceed 18 inches by nine inches in dimensions.
 - (3) Signs denoting the name and address of the occupants of the premises, which signs shall not exceed 18 inches by nine inches in dimensions.
 - (4) In residential districts, signs denoting the architect, engineer or contractor, placed on premises upon which construction, repair or renovation are in progress, which signs shall be single-faced and shall not exceed six square feet in area. **[Amended 4-7-1986 by L.L. No. 6-1986]**
 - (5) In Commercial, Industrial and Light Manufacturing Districts, signs in the interior of a building affixed to an exterior wall window, or displayed in a visible window area, provided that the total area of one sign does not exceed 1/3 [that is, 33 1/3%] of the total area of the windowpane or windowpanes of the exterior wall window to which such sign is affixed, and provided further that if more than one sign is affixed or visible, the area of such sign in any individual windowpane shall not exceed 1/3 [that is, 33 1/3%] of the area of the individual windowpane in which it is located. **[Amended 4-7-1986 by L.L. No. 6-1986]**
 - (6) Signs required to be maintained or posted by law or governmental codes, rules or regulations. **[Added 4-7-1986 by L.L. No. 6-1986]**
 - (7) Private traffic signs, including directional, regulatory, warning or informational signs of a noncommercial nature which are in the public interest, such as but not limited to "Exit." "Entrance," "One Way." etc. Each such sign shall not exceed six square feet. **[Added 4-7-1986 by L.L. No. 6-1986]**
 - (8) "No parking" signs on private streets, driveways or parking lots, not to exceed 18 inches wide by 24 inches high, with a minimum distance of 30 feet between signs. **[Added 4-7-1986 by L.L. No. 6-1986]**
- B. Permit required. The following signs are permitted in any use district but require a permit as provided herein: **[Amended 4-7-1986 by L.L. No. 6-1986]**

- (1) In any use district, one accessory sign not exceeding 50 square feet in area and extending no higher than the building to which the sign is attached, which denotes the name or identity of a place of worship, library, museum, clubhouse or lodge, social club or society which occupies or owns the building.
- (2) In any use district, signs or bulletin boards customarily incidental to places of worship, libraries, museums, clubhouses or lodges, social clubs or societies, which signs or bulletin boards shall not exceed 30 square feet in area and shall be located on the premises of such institution, provided further that no such sign or bulletin board shall have a height greater than six feet.

§ 203-6. Temporary signs; permit required. [Amended 4-7-1986 by L.L. No. 6-1986]

- A. Temporary signs. All signs of a temporary nature, such as commercial posters, banners, promotional devices and other signs of similar nature, may be granted a temporary permit for a period not to exceed 60 days, provided that such signs are not attached to fences, trees, utility poles or the like and further provided that such signs are not placed in a position that will obstruct or impair vision or traffic or in any manner create a hazard or disturbance to the health and welfare of the general public.
- B. Temporary election signs. All signs of a temporary nature, such as posters, banners, promotional devices and other signs of similar nature which advance or oppose the election of candidates for public office, may be exhibited for a period not to exceed 60 days, provided as follows: **[Amended 10-23-2006 by L.L. No. 14-2006]**
 - (1) Such signs are posted in accordance with the requirements of Subsection A of this section.
 - (2) The exhibition of such temporary signs shall expire and must be removed seven days after the day of election of candidates to whom such temporary signs are related.
 - (3) No such sign shall be erected or maintained in a residential district, nor upon any property occupied by a residential dwelling, irrespective of the zoning of the property, except as follows:
 - (a) Such sign may not have dimensions that exceed 24 inches vertical and 36 inches horizontal.
 - (b) No more than one such sign shall be placed on any residential property.
 - (c) Such sign may not be placed in any location other than on a lawn no more than 15 feet from the front building wall line.

- (d) Such sign may not be erected or maintained so as to have its top border higher than 36 inches above grade.
- C. Temporary sign permits issued pursuant to Subsection A or Subsection B of this section shall not be renewable, and no additional temporary sign permits shall be issued within 60 days after the expiration date of the last such temporary sign permit.
- D. Charges. A fee, as prescribed by appropriate resolution of the Board of Trustees, shall be paid upon the issuance of a sign permit pursuant to Subsection A or Subsection B of this section, and a cash deposit of \$25 shall be deposited with the Superintendent of Buildings to ensure the removal of such sign upon the expiration of the permit period.
- E. Number permitted. One sign may be permitted for each 50 feet of frontage of the subject premises.
- F. Removal. The Superintendent of Buildings, after five days' written notice to the permit holder to remove such sign by reason of the expiration of the permit therefor or by reason of the permit holder's failure to comply with the posting or safety requirements of this section, shall cause said sign to be removed if the permit holder has not already done so, and the cash deposit shall be forfeited.

§ 203-7. Signs permitted in Commercial, Light Manufacturing and Industrial Districts.

The following signs are permitted.

- A. Business signs. **[Amended 4-7-1986 by L.L. No. 6-1986; 6-16-1986 by L.L. No. 10-1986]**
- (1) One sign not exceeding 50 square feet in area and extending no higher than 15 feet from the ground or the height of the building with which the sign is to be used as an accessory, whichever is less, when not attached to a building, and which advertises only the name of the owner, trade names, trademarks or products sold and for the business or activity conducted on the premises wherein such sign is located. The sign may be single-faced with an area of 50 square feet or double-faced with an area of 50 square feet on each face. **[Amended 5-4-2015 by L.L. No. 7-2015]**
- (2) In every gasoline station, a portion of this sign not to exceed 1/3 of it may be used to advertise gasoline prices in addition to trade names, trademarks and products or business conducted on the premises. A separate unattached sign advertising gasoline prices may be maintained or erected in every gasoline station, provided that the sign does not exceed 15 square feet in area and provided that it be maintained or erected on the same stanchion or pole as the sign which advertises the trade name, trademark, product or business conducted on the premises. In the event that such a separate sign advertising gasoline prices is maintained or erected,

then the sign advertising the trademark, trade name, product or business conducted on the premises shall not exceed 30 square feet in area.

- (3) Two or more tenants of the same building may share a sign; however, each such tenant must make a separate application therefor. No portion of any sign or its supports shall be set back less than 18 inches from each property line of the parcel upon where the sign is located, and, in addition, no such sign or supports shall in any way protrude over or otherwise obstruct a sidewalk, pedestrianway or other public thoroughfare.
- B. Each store, office or other business occupant contained within a building not located on a corner may affix one sign to the front or face of that portion of the building he occupies; provided, however, that no such sign shall exceed 20% of the outer surface area of the establishment occupied by such occupant. In no event, however, shall any sign be erected above the second story of a building which is occupied by more than one tenant: and for this purpose, a "story" shall be deemed to be no more than 13 feet high. **[Amended 1-7-1986 by L.L. No. 6-1986]**
 - C. Each occupant of a store, office or other establishment contained within a building located on a corner abutting two streets or contained within a building having three walls facing a corner abutting two intersecting streets may affix one sign to each exposure actually occupied by the occupant's establishment within any such building; provided, however, that no more than three signs shall be maintained on any building. All signs affixed pursuant to this subsection shall comply with and be subject to the requirements contained in § 203-7B. **[Amended 4-7-1986 by L.L. No. 6-1986]**
 - D. All signs shall protrude not more than 12 inches beyond any building.
 - E. A sign may be placed on the rear or side wall of any building which is on a parcel of land adjacent to or abutting a parking field or other vacant area, provided that such sign shall be located no less than 50 feet from any adjacent property which is occupied by a residence or residences. Such sign shall not exceed 24 square feet in area with the longer dimension horizontal to the ground and shall not exceed 20% of the total area of the wall upon which it is located. Not more than one such sign shall be placed on any such building, and such sign shall show only the name of the establishment in the building and the products or services furnished therein, and no letter contained on any such sign shall exceed 18 inches in height. **[Amended 4-7-1986 by L.L. No. 6-1986]**
 - F. Each store, office or other business occupant of a building may have one sign displaying its trade name, trademark or other distinguishing characteristic or feature firmly associated with its business or products, provided that any such sign shall not exceed 12 square feet; and

provided, however, that no other sign shall be maintained on the wall of the building upon which the trademark, trade name or other distinguishing characteristic is located. **[Added 4-7-1986 by L.L. No. 6-1986]**

- G. A sign denoting the architect, owner, engineer, contractor, financier or renting agent of a premises under construction, repair or renovation, provided that such sign shall not exceed six square feet in area, and provided further that the permit for such sign shall expire within a period of time from the date of issue to be fixed by the Superintendent of Buildings, which period of time shall not exceed nine months. **[Added 4-7-1986 by L.L. No. 6-1986]**

§ 203-7.1. Awnings and canopies. [Added 3-2-1998 by L.L. No. 11-1998]

- A. Awnings and canopies; title. Section 203-7.1A through G, inclusive, may be hereinafter referred to as the "Awning/Canopy Local Law."
- B. Legislative intent. The Board of Trustees of the Village of Lynbrook declares and finds it to be in the public interest and for the public good to protect property values, create a more attractive economic and business climate, enhance and protect the physical appearance of the community and preserve the scenic and natural beauty of the community and for other aesthetic considerations to provide for the regulation of awnings and canopies within the Incorporated Village of Lynbrook. The Board of Trustees further intends to reduce hazards that may be caused by awnings or canopies overhanging or projecting over public rights-of-way, to reduce visual clutter, advertising distractions and obstructions that may contribute to traffic accidents and injuries and to provide for the health, safety and general welfare of its inhabitants.
- C. Definitions. As used in this section, the following terms shall have the meanings indicated:

AWNING — A retractable roof-like structure with a covered frame supported entirely by the building to which it is attached.

CANOPY — A non-retractable roof-like structure with a covered frame, supported entirely by the building to which it is attached.

CURBLINE — The vertical extension of the point at which the curb meets the roadway or, in the absence of a curb, the point at which the sidewalk meets the roadway.

- D. Awnings.
- (1) All awnings shall be constructed with metal frames, with a nonflammable or fire-resistant canvas or other fabric covering without side panels and with a retractable device so that the awning may be rolled up to a position flat against the building when not in use. An awning shall be constructed so that it will have a

downward pitch away from the building when let down to its full extent.

- (2) An awning shall be let down to its full extent when in use and shall be rolled up to a position flat against the building when it is not in use.
- (3) No part of an awning, when let down to its full extent, may be less than seven feet six inches or more than 12 feet above the sidewalk.
- (4) An awning may extend over the sidewalk, but no part of an awning may extend more than eight feet from the building to which it is attached, and no part of an awning may extend over the sidewalk past a point that is within two feet of the curblineline.
- (5) Awnings shall only be permitted over windows and/or doors. The width of an awning may be no greater than the width of the window or door over which it is placed, plus not more than one foot on each side of such window or door.
- (6) No letters, numbers, advertising or identifying material shall be permitted on any awning, except that, where there is no other sign at the same business address, the front portion of the valance of an awning may set forth the name or initials or trade name of the business occupant and the street number of the building to which the awning is attached, provided that:
 - (a) Letters and/or numbers shall not be permitted on any other part of the awnings.
 - (b) Individual letters and/or numbers shall not exceed six inches in overall height.
- (7) No awning shall be permitted to have stanchions or vertical supports. The awning is a fixture.
- (8) Every awning must be constructed so that it can be detached from the supporting building to which it is attached.
- (9) When an awning is removed from a building, all damage to the building caused by the awning shall be repaired.

E. Canopies.

- (1) Canopies shall be constructed of a metal framework with a nonflammable or fire-resistant canvas or fabric covering.
- (2) No part of a canopy may be less than seven feet six inches or more than 12 feet above the sidewalk.
- (3) A canopy may not exceed 3 1/2 feet in height when measured from the highest point on the canopy to the lowest point on the canopy.

- (4) A canopy may extend over the sidewalk, but no part of a canopy may extend more than 1 1/2 feet from the building to which it is attached, except that a canopy may extend up to four feet from the building to which it is attached if the canopy is not located within 10 feet of another business premises fronting on the same street, driveway, parking lot or open area. No part of a canopy may extend over the sidewalk past a point that is within two feet of the curbline.
- (5) Canopies shall only be permitted over windows and/or doors, and the width of the canopy may be no greater than the width of the window or door over which it is placed, plus not more than one foot on each side of such window or door, subject to the approval of the Architectural Review Board.
 - (a) Where a business establishment is located on a corner abutting two intersecting public streets, a canopy (or canopies) may be attached to a side of the building that does not have a window, provided that:
 - [1] Such side of the building that does not have a window abuts directly on such public street and does not abut a park or parking lot.
 - [2] Such canopy (or canopies) is the same size and appearance as the canopy (or canopies) on the side of the building that does have a window and/or door so as to create on the non-windowed side of the building an exact mirror image of the canopy (or canopies) on the side of the building that does have a window and/or door.
- (6) No letters, numbers, advertising or identifying material shall be permitted on any canopy or valance, except that, where there is no other sign at the same business address, the name or initials or trade name of the business occupant and the street number of the building to which the canopy is attached may be set forth on the front of the canopy, provided that:
 - (a) Letters and/or numbers shall not be permitted on the sides or any other part of the canopy.
 - (b) Individual letters and/or numbers shall not exceed 12 inches in overall height.
 - (c) Only one row of letters and/or numbers is permitted, except that the street number may be set forth separately by itself in a different row from other letters and/or numbers.
- (7) No canopy shall be permitted to have stanchions or vertical supports. The canopy is a fixture.

- (8) Every canopy must be constructed so that it can be detached from the supporting building to which it is attached.
 - (9) When a canopy is removed from a building, all damage to the building caused by the awning shall be repaired.
- F. Lighting and attachments. No awning or canopy may contain, consist of or otherwise use or employ:
- (1) Lighting, lighting devices, animation or posters, except that a canopy may employ fluorescent backlighting of a constant intensity, provided that:
 - (a) The canopy maintains an enclosed underside and the lighting equipment is enclosed inside the canopy.
 - (b) No such lighting equipment shall emit excessive light or glare or be of such intensity or direct light in such a way that would create an unsafe distraction or hazard to traffic or pedestrians, as determined by the Superintendent of Buildings.
 - (c) Such lights shall be subject to the provisions of § 185-5J relating to hours of operation.
 - (d) Rotating or moving lights are not permitted.
 - (e) Approval of the Architectural Review Board shall be required, except for canopies approved by the Architectural Review Board prior to the effective date of this amendment.
 - (2) Banners, pennants, ribbons, streamers, spinners or other moving, fluttering or revolving devices.
- G. Maintenance of awnings and canopies in good and safe condition. All awnings and canopies must be constructed and maintained in good, clean and safe condition, free from loose fastening, rust, damage and unsightly deterioration.

§ 203-8. Permit required.

After the effective date of this chapter and except as otherwise herein provided, no person shall erect any sign as defined herein without first obtaining a permit therefor from the Superintendent of Buildings.

§ 203-9. Application procedure; required information.

- A. Application for the permit shall be made in writing, in duplicate, upon forms prescribed and provided by the Superintendent of Buildings and shall contain the following information:
- (1) Name, address and telephone number of the applicant.
 - (2) Location of the building, structure or land to which or upon which the sign is to be erected.

- (3) A detailed drawing or blueprint, showing a description of the construction details of the sign and showing the lettering and/or pictorial matter composing the sign; position of lighting or other extraneous devices; a location plan showing the position of the sign on any building or land and its position in relation to nearby buildings or structures and to any private or public street or highway, including the size of lettering, with color.
 - (4) Written consent of the owner of the building, structure or land to which or on which the sign is to be erected, in the event that the applicant is not the owner thereof.
 - (5) A copy of the approval of Fire Underwriters' Laboratories for all signs requiring an electrical connection. The final electrical connection shall be made by a licensed electrician.
 - (6) A certificate of contractors' liability insurance coverage and workers' compensation insurance coverage.
 - (7) A photograph of the area on which the proposed sign is to be erected. **[Added 4-7-1986 by L.L. No. 6-1986]**
 - (8) Such other information as the Superintendent of Buildings may deem necessary. **[Added 4-7-1986 by L.L. No. 6-1986]**
- B. Upon approval by the Architectural Board of Review, a permit will be issued on payment of the sign fee. **[Amended 4-7-1986 by L.L. No. 6-1986]**
- C. All parts of the application must be answered, otherwise it will be returned without action.

§ 203-10. Fees.

Generally, any person who erects or causes or permits to be erected any sign in the village shall pay to the Incorporated Village of Lynbrook a license fee to be prescribed by appropriate resolution of the Board of Trustees.

§ 203-11. Issuance of permit.

- A. It shall be the duty of the Superintendent of Buildings, upon the filing of an application for a permit to erect a sign, to examine such plans, specifications and other data submitted to him with the application and, if necessary, the building or premises upon which it is proposed to erect the sign or other advertising structure. If it shall appear that the proposed sign is in compliance with all the requirements of this chapter, he shall then, within 30 days, issue a permit for the erection of the proposed sign. If the sign authorized under any such permit has not been completed within four months from the date of the issuance of such permit, the permit shall become null and void but may be renewed within 10 days from the expiration thereof for good cause shown, upon payment of an additional fee of \$5.

- B. Every sign shall bear the Village of Lynbrook permit number in letters of no less than 1 1/4 inches in body on the lower left corner of the sign, thus: "Vill. Lyn. No. 4567" and name of the manufacturer.
- C. Every sign with an electrical connection shall bear an Underwriters' Laboratories approval label affixed thereto.
- D. A permit issued for an awning or canopy shall expire three years after the time of its issuance. No person shall maintain an awning or canopy thereafter without obtaining a new permit therefor. **[Added 3-2-1998 by L.L. No. 11-1998]**

§ 203-12. Compliance required; notice of noncompliance; revocation of permit.

- A. General requirements. No sign, whether new or existing, shall hereafter be erected or altered, except in conformity with the provisions of this chapter. However, notwithstanding any provisions contained herein, the sign must be kept clean, neatly painted and free from all hazards, such as but not limited to faulty wiring and loose fastenings, and must be maintained at all times in such safe condition so as not to be detrimental to the public health or safety.
- B. Notice; order to comply. In the event of a violation of any of the foregoing provisions, the Superintendent of Buildings or the Sign Inspector shall give written notice by certified mail, specifying the violation, to the named owner of the sign and the named owner of the land upon which the sign is erected, sent to the addresses as stated in the application for the sign permit, to conform or remove such sign. The sign shall thereupon be made to conform by the owner of the sign and/or the owner of the land within 10 days from the date of said notice. **[Amended 12-19-1983 by L.L. No. 4-1983]**
- C. Revocation of permit. In the event that such sign shall not so conform within 10 days, the Superintendent of Buildings shall thereupon revoke the permit and so notify the named owner of the sign and the owner of the land by certified mail, and such sign shall be removed by the named owner of the sign and/or the named owner of the land.

§ 203-13. Removal of certain signs. [Amended 12-19-1983 by L.L. No. 4-1983]

- A. General requirements. Any sign existing on or after the effective date of this chapter, which no longer advertises an existing business conducted or product sold on the premises, shall be removed by the owner of the premises upon which the sign is located, after written notice as provided herein. The Superintendent of Buildings or the Sign Inspector, upon determining that any such sign exists, shall notify the owner of the premises, in writing, by certified mail, to remove said sign within 15 days from the date of such notice. Upon failure to comply with such notice within the prescribed time, the Superintendent of Buildings or

the Sign Inspector is hereby authorized to remove or cause removal of such sign. **[Amended 3-2-1998 by L.L. No. 11-1998]**

- B. Unsafe or insecure signs. The Superintendent of Buildings or the Sign Inspector may cause any sign which is unsafe or insecure or is a source of immediate peril to persons or property to be removed summarily and without notice.
- C. In the event that costs and expenses are incurred by the village under Subsection A or B herein, then the Board of Trustees shall assess and collect as taxes all costs and expenses incurred in said removal against the land or building on which such sign is located. **[Added 3-2-1998 by L.L. No. 11-1998]**

§ 203-14. (Reserved)¹

§ 203-15. Measurement of sign area.

Whenever in this chapter references are made to the area of a sign, such area shall be based on the measurement of the outside dimensions of the total sign structure, including any supports, except that for a freestanding sign the support shall be measured in the horizontal dimension but not in figuring the vertical dimension and except that in the case of a wall sign the dimensions shall be the outermost portions of the wall where the surface has been altered to make it different from the surface of the background of the wall.

§ 203-16. Appeals.

Any person aggrieved by the denial of a permit by the Superintendent of Buildings relative to the provisions of this chapter may appeal such decision to the Board of Appeals as provided in the zoning regulations² and shall comply with all procedural requirements prescribed by such Board of Appeals.

§ 203-17. Penalties for offenses. [Amended 4-7-1986 by L.L. No. 6-1986]

Failure to comply with any of the provisions of this chapter shall be deemed a violation, and the violator shall be liable for a fine of not more than \$250, and each day such violation continues shall constitute a separate violation.

1. Editor's Note: Former § 203-14, Nonconforming signs, was repealed 3-2-1998 by L.L. No. 11-1998.

2. Editor's Note: See Ch. 252, Zoning.