



PLAN COMMISSION MEETING AGENDA

Tuesday, July 26, 2016 at 5:30 P.M.
Fire Station, 2258 Mill Rd. Sister Bay, WI

For additional information check: [Http://www.sisterbaywi.gov](http://www.sisterbaywi.gov)

In order for everyone to hear the discussion please, turn off your cell phone. Thank you.

Call Meeting to Order / Roll Call **Deviations from the agenda order shown may occur.**
Comments, correspondence and concerns from the public
Approval of the agenda
Approval of minutes as published
Business Items

- 1. Review of Reed v. Town of Gilbert US Supreme Court Decision. Review of Sister Bay’s sign code, and proposed changes to comply with the standards established by the Supreme Court Decision. Discussion on a proposed redraft of the Sister Bay Sign Code, and discuss edits to the redraft. Consider a motion to bring the redraft to Public Hearing at a future Plan Commission meeting.
- 2. Report by the Zoning Administrator regarding development activities, various enforcement actions, and issuance of Sign and Zoning Permits.
- 3. Matters to be placed on a future agenda or referred to a Committee, Official or Employee

Adjournment

Public Notice

Questions regarding the nature of the agenda items or more detail on the agenda items listed above scheduled to be considered by the governmental body listed above can be directed to Zeke Jackson, Village Administrator at 920-854-4118 or at zeke.jackson@sisterbaywi.gov.

It is possible that members of and possibly a quorum of members of other governmental bodies of the municipality may be in attendance at the above-stated meeting to gather information; no action will be taken by any governmental body at the above-stated meeting other than the governmental body specifically referred to above in this notice. Upon reasonable notice, a good faith effort will be made to accommodate the needs of disabled individuals through sign language interpreters or other auxiliary aid at no cost to the individual to participate in public meetings. Due to the difficulty in finding interpreters, requests should be made as far in advance as possible preferably a minimum of 48 hours. For additional information or to request this service, contact the Sister Bay Village Administrator at 854-4118, (FAX) 854-9637, or by writing to the Village Administrator at the Village Administration Building, 2383 Maple Drive, PO Box 769, Sister Bay, WI 54234. Copies of reports and other supporting documentation are available for review at the Village Administration Building during operating hours. (8 a.m. – 4 p.m. weekdays).

I hereby certify that I have posted a copy of this agenda at the following locations:		
<input type="checkbox"/> Administration Building	<input type="checkbox"/> Library	<input type="checkbox"/> Post Office
_____ / _____		
Name	Date	

1 **PLAN COMMISSION MEETING MINUTES**
2 **TUESDAY, JUNE 28, 2016**
3 **Sister Bay-Liberty Grove Fire Station -2258 Mill Road**
4 **UNAPPROVED VERSION**
5

6 The June 28, 2016 meeting of the Plan Commission was called to order by Chairperson Dave
7 Lienau at 5:32 P.M.

8
9 **Present:** Chairperson Lienau and members Scott Baker, Nate Bell, Don Howard, Marge
10 Grutzmacher, and Mary Kay Shumway.

11
12 **Excused:** Shane Solomon

13
14 **Staff Members:** Village Administrator Zeke Jackson, Village Clerk-Treasurer Christy Sully,
15 and Assistant Administrator Janal Suppanz

16
17 **Others:** Mike Hilber, Fred Lang, Erik Linczmaier, Mary Hammersmith-Linczmaier, Steve
18 Chomeau, Jackson Parr, Steve Musinsky, and Sharon Bennington.

19
20 **Comments, correspondence and concerns from the public:**

21 Lienau noted that no new correspondence had been received and then asked if anyone
22 wished to comment regarding a non-agenda item.

23
24 Mike Hilber indicated that he is a member of the Stony Ridge Owner's Association and has
25 some questions regarding the Stony Ridge Expansion Project. He has been trying to reach the
26 Village Administrator regarding this matter, but to date has not been successful. Jackson
27 took note of Hilber's contact information and indicated that he will get back to him ASAP.

28
29 **Approval of the agenda:**

30 *A motion was made by Grutzmacher, seconded by Baker that the Agenda for the June 28, 2016*
31 *meeting of the Plan Commission be approved as presented. Motion carried – All ayes.*

32
33 **Approval of minutes as published:**

34 **As to the minutes for the May 31, 2016 meeting of the Plan Commission:**

35 *A motion was made by Grutzmacher seconded by Shumway that the minutes for the May 31, 2016*
36 *meeting of the Plan Commission be approved as presented. Motion carried – All ayes.*

37
38 **Business Items:**

39 **Item No. 2. Presentation regarding permeable pavers by Holly Weatherwax of County**
40 **Materials:**

41 Holly Weatherwax of County Materials indicated that she and her associates are attempting
42 to get the word out to municipal officials, builders and landscaping architects about the
43 benefits of permeable pavers. The pavers themselves are not permeable but the joints are. If
44 permeable pavers are utilized detention ponds and rain gardens are not necessary and local
45 waterways are cleaned up. It also is not necessary to use as much salt on parking lots which
46 are constructed of permeable pavers in the winter months as more ground heat is retained.
47 Permeable pavers have been installed in parking lots in Egg Harbor and Green Bay and they
48 are working quite well. A grant was obtained for the Egg Harbor project. Weatherwax

1 presented a sample of water which ran off a paved parking lot, and noted that that type of
 2 run-off typically contains a variety of pollutants. She also presented some of the different
 3 types of permeable paver blocks which are available. If permeable pavers are utilized
 4 pollutants are greatly reduced. County Materials employees do make a concerted effort to
 5 see that permeable pavers are installed properly on every job they undertake, and permeable
 6 pavers can withstand heavy equipment and heavy traffic. They also work great for parking
 7 lots and streets on which speed limits do not exceed 45 MPH. In conclusion Weatherwax
 8 indicated that she is very excited about the benefits of permeable pavers and would be
 9 happy to meet with anyone interested in receiving further information regarding them.

10
 11 **Item No. 1. Review of the proposed architectural façade for a building to be constructed**
 12 **on Sister Bay Parcel No. 181-00-08312822W, which has been assigned an address of 2450**
 13 **Bittersweet Lane and is commonly referred to as “the Schaffer Property”;** Discussion
 14 **regarding façade materials and the architectural design proposal and associated plans;**
 15 **Consider motions for action, if appropriate:**

16 *At 6:12 P.M. a brief recess was taken, and the Commission members reconvened at 6:54 P.M.*

17
 18 *Prior to the time that the recess was taken Lienau noted that a duly noticed public hearing was*
 19 *conducted regarding this matter on April 12, 2016. He also noted that the Plan Commission and the*
 20 *Village Board have already approved the development plans for the property located at 2450*
 21 *Bittersweet Lane.*

22
 23 A diagram of the proposed storage building Bill Anderson would like to construct on the
 24 property at 2450 Bittersweet Lane was included in the meeting packets, and Jackson read the
 25 sections of the Zoning Code which pertain to the required architectural features for such a
 26 building aloud. One of those requirements is that the building cannot contain long blank
 27 walls. Steve Chomeau appeared on behalf of Anderson and presented samples of the colors
 28 Anderson would like to utilize on the walls, trim, roof and doors. It was the consensus that
 29 the proposed colors are acceptable, but that the roof should match the trim, or be brown. Bell
 30 noted that it appears that there still will be one long blank wall on the proposed building,
 31 and it was eventually the consensus that Anderson shall be asked to provide more detailed
 32 information regarding the storage building’s architectural features at a future Plan
 33 Commission Meeting. Options which were recommended by the Commission members were
 34 breaks every 50’, stone trim, addition of columns similar to those which were utilized on The
 35 Creamery, or the addition of windows.

36
 37 *At 7:21 P.M. another brief recess was taken, and the Commission reconvened at 7:31 P.M.*

38
 39 **Item No. 3. Review of the U.S. Supreme Court Decision with respect to “Reed v. Town of**
 40 **Gilbert”;** Review of Sister Bay’s Sign Code and proposed revisions which comply with the
 41 **standards established by “Reed v. Gilbert”;** Discussion on a proposed re-draft of the
 42 **Sister Bay Sign Code; Consider a motion to bring the re-draft to a Public Hearing at a**
 43 **future meeting of the Plan Commission:**

44 *Federal and State Court of Appeals Decisions were recently issued which affect the impact of State and*
 45 *local government signage regulations. Basically the U.S. Supreme Court Decision with respect to the*
 46 *case which is entitled “Reed v. Town of Gilbert” states that local municipalities cannot regulate what*
 47 *wording is contained on signage, but can regulate where signs are placed. A draft of a revised version*
 48 *of the Sign Code which complies with “Reed v. Gilbert” was included in the meeting packets, and it*
 49 *was the consensus that this issue shall be addressed at length at a future Plan Commission Meeting(s).*

1 The Commission members requested that for editing purposes they be provided a hard copy of any
2 proposed Sign Code revisions.

3
4 **Item No. 4. Review of recent revisions to the sections of the Wisconsin Statutes which**
5 **pertain to zoning laws and regulations and Court interpretation of those regulations;**
6 **Consider a motion to direct staff to re-draft various sections of the Sister Bay Zoning Code**
7 **to protect local zoning control:**

8 Wisconsin Act 391, which is commonly referred to "The Property Rights Bill", pulls further authority
9 away from local governments with respect to Zoning Code regulations. Specifically Act 391 requires
10 that a Court must resolve any ambiguity in the meaning of a word or phrase in a Zoning Ordinance
11 or Shoreland Zoning Ordinance in favor of the "free use" of private property. Jackson requested that
12 the Commission members consider the provisions of the current Zoning Code which may
13 unreasonably restrict a private property owner's "free use" of their property, and be prepared to
14 address applicable amendments at a future meeting(s). It was eventually the consensus that
15 amendments to the Zoning Code shall be addressed on a section-by-section basis. As time permits
16 Jackson will draft applicable amendments, and, if necessary, a work session(s) will be scheduled.

17
18 **Item No. 5. Report by the Zoning Administrator regarding development activities, various**
19 **enforcement actions, and issuance of Sign and Zoning Permits:**

20 A copy of the Zoning Administrator's Report was included in the meeting packets and the
21 Commission members jointly reviewed that document. During the review process Jackson
22 noted that:

- 23 • The work on the Bay Shore Drive Reconstruction Project is done!!!! Some painting has
24 yet to occur, and traffic control signage needs to be "rebanding" so that it does not
25 conflict with the pole banners.
- 26 • Pat Hockers has completed some top soil removal on the sledding hill. His stone rake
27 has been sent off to be repaired, but as soon as it is returned the work will be
28 completed.
- 29 • The spring beach inspection took place on June 16th. The inspection revealed that work
30 will have to be done on rock placement north of the swim dock, there was some sod
31 subsidence north of the swim dock, fencing/netting needs to be repaired, and the
32 planting areas have to be weeded. Staff is working to develop some narrative signage
33 for the beach so that visitors will have the opportunity to learn about some of the less
34 obvious features of the project, such as the rain gardens, native plantings and coarse
35 sand placement.
- 36 • The engineering work is 95% complete on the Harbor View Project.
- 37 • The closing took place on the Stony Ridge Expansion Project, and a pre-construction
38 meeting was conducted on June 20th. Lienau stressed that the money the Village
39 loaned to Keith Garot was strictly intended to cover the cost of infrastructure
40 improvements for the Stony Ridge Expansion Project and is secured. A number of unit
41 owners at Stony Ridge have expressed concerns about the fact that landscaping has
42 not been completed yet, and Jackson did issue a Code Enforcement Letter to Keith
43 Garot today. Garot informed him that he will address the issues which were
44 complained about in a timely fashion.
- 45 • The State approved Wayfinding Project Sign Plans have now been received. Bids will
46 be reviewed by the Finance and Parks Committees in the near future.
- 47 • Permits have been issued for new single family homes on Cherrywood Court,
48 Northwoods Drive and Westwood Drive.

- 1 • The closing on the sale of the Mill Road property to Al Gokey is scheduled for June
2 30th. Gokey informed Jackson that he intends to pour foundations in late fall.
- 3 • Mike Kahr of Deaths Door Marine has been retained to repair the damage the swim
4 dock sustained during a recent storm. Hopefully those repairs will be completed soon.
- 5 • Over the course of the past two weeks he has asked a large number of people to
6 remove their dogs from Waterfront Park. The new park regulation signage has now
7 been erected.
- 8 • Enforcement action has been taken against the people who were working on a
9 construction project at 2460 Cherrywood Court as they were spilling a large amount of
10 rocks and mud on the roadway.
- 11 • Enforcement will be taken against property owners who are not maintaining their
12 properties in accord with Village regulations.

13
14 **Item No. 6. Matters to be placed on a future agenda or referred to a Committee, official or**
15 **employee:**

16 *The next meeting of the Plan Commission will be conducted on Tuesday, July 26, 2016 at 5:30 P.M.*

17
18 *It was the consensus that:*

- 19 • *In the future all Public Hearing Notices shall be mailed via certified mail to the immediately*
20 *adjoining property owners. Copies of public hearing notices will also be mailed to each of the*
21 *Plan Commission members, and the employees in the Village office will see that one copy of*
22 *each public hearing notice is enclosed in a self-addressed postage paid envelope.*
- 23 • *The previously mentioned Sign Code regulations will be reviewed at length at a future*
24 *meeting of the Plan Commission.*
- 25 • *As time permits Jackson will draft Zoning Code amendments which comply with Act 391,*
26 *and, if necessary, a work session(s) will be scheduled.*

27
28 **Adjournment:**

29 *A motion was made by Howard, seconded by Grutzmacher to adjourn the meeting of the Plan*
30 *Commission at 8:10 P.M. Motion carried – All ayes.*

31
32 Respectfully submitted,

33 

34 Janal Suppanz,
35 Assistant Administrator



August Case Law Update August 31, 2015

A summary of Wisconsin court opinions decided during the month of August related to planning

For previous Case Law Updates, please go to: www.wisconsinplanners.org/learn/law-and-legislation

United States Court of Appeals for the Seventh Circuit

Regulation of Speech After *Reed v. Town of Gilbert*

It did not take long for the U.S. Supreme Court's June decision in *Reed v. Town of Gilbert* concerning sign regulation to impact other cases. (For a summary of decision in *Reed v. Town of Gilbert*, see the [APA-WI June Case Law Update](#).) In *Norton v. City of Springfield*, the U.S. Court of Appeals for the Seventh Circuit (the federal intermediate appellate court covering the region that includes Wisconsin) found that an ordinance prohibiting panhandling in the City of Springfield, Illinois' "downtown historic district" violates the First Amendment because it embodies content discrimination subject to strict scrutiny under the U.S. Supreme Court's decision in *Reed v. Town of Gilbert*.

(A recent article in the [New York Times](#) discussing *Reed v. Town of Gilbert* described the legal concept of "strict scrutiny" in the following way: "Strict scrutiny requires the government to prove that the challenged law is 'narrowly tailored to serve compelling state interests.' You can stare at those words as long as you like, but here is what you need to know: Strict scrutiny, like a Civil War stomach wound, is generally fatal.")

The *Norton* case highlights how *Reed v. Town of Gilbert* has significantly changed the legal framework for understanding content-based regulation of speech -- something frowned upon under the First Amendment. The City of Springfield's ordinance at issue in *Norton* prohibited panhandling in the City's "downtown historic district," an area encompassing less than 2% of the City. (For those of you who are Abraham Lincoln buffs and have been to Springfield, you know the area.) The ordinance defined panhandling as an oral request for an immediate donation of money. Signs requesting money and oral pleas to send money later were allowed. The plaintiffs in the case contended that the ordinance's rule barring oral requests for money now but not regulating requests for money later was a form of content discrimination in violation of the First Amendment.

The case went before the Seventh Circuit Court of Appeals two times. Initially, the Court of Appeals decided that Springfield's anti-panhandling ordinance **did not** draw lines based on the content of anyone's speech. Following that decision, however, the plaintiffs petitioned for a rehearing. The Court of Appeals deferred consideration of the petition for rehearing to wait for the U.S. Supreme Court to issue its decision in *Reed v. Gilbert*.

Following the U.S. Supreme Court's decision in *Reed v. Town of Gilbert*, the Seventh Circuit Court of Appeals reconsidered the Norton case and the **outcome was much different** -- the Court enjoined enforcement of the City's anti-panhandling due to First Amendment concerns. According to the Seventh Circuit Court:

[The U.S. Supreme Court in] *Reed* understands content discrimination differently [than the way it was considered before]. It wrote that "regulation of speech is content based if a law applies to particular speech because of the topic discussed or the idea or message expressed." . . . Springfield's ordinance regulates "because of the topic discussed". The Town of Gilbert, Arizona, justified its sign ordinance in part by contending, as Springfield also does, that the ordinance is neutral with respect to ideas and viewpoints. The majority in *Reed* found that insufficient: "A law that is content based on its face is subject to strict scrutiny regardless of the government's benign motive, content-neutral justification, or lack of 'animus toward the ideas contained' in the regulated speech." . . . It added: "a speech regulation targeted at specific subject matter is content based even if it does not discriminate among view-points within that subject matter."

Sign regulations after *Reed*

The Seventh Circuit's decision in *Norton* underscores the sweeping impact of the Supreme Court's decision in *Reed* for sign regulations. Local governments need to review their sign ordinances and ask "Does this regulation apply to a sign because of the content on the sign?" In other words, if you have to read the message to figure out how a sign is to be regulated, then it is content-based and subject to challenge under *Reed*. Examples include the categorical regulations found in many sign codes for "political signs," "temporary directional signs," "ideological signs," "identification signs," "real estate signs," "homeowner association signs," "drive-through restaurant signs" "business hours of operation signs," or signs based on other content distinctions.

Previous U.S. Supreme Court cases recognized content-based distinctions between commercial and non-commercial speech. The Court drew distinctions based on the content of the sign and held that regulation of commercial speech is subject to a lower level of scrutiny by the courts than non-commercial speech. *Reed* did not overrule the line of cases drawing distinctions between commercial and non-commercial speech so, at least for the time being, sign ordinances that include provisions for commercial signage, such as special regulations for "temporary business signs" should be okay.

Justice Thomas, who wrote the majority opinion for the Court in *Reed*, offered some other content-based regulations that may be acceptable if they are narrowly tailored to ensure public safety: "such as warning signs marking hazards on private property, signs directing traffic, or street numbers associated with private houses." It will be critical that local communities clearly articulate the purpose for these regulations.

Justice Thomas also offered examples of content-neutral sign regulations that are not impacted by *Reed*. Regulations that have nothing to do with a sign's message include: size, building materials, lighting, moving parts, and portability. Justice Thomas also states: "on public property, the Town may go a long way toward entirely forbidding the posting of signs, so long as it does so in an evenhanded, content-neutral manner." This would include the public right-of-way. If signs are allowed, the regulations must not distinguish based on the content of the message, like only allowing signs by non-profit organizations such as a church sign about a spaghetti supper.

Justice Alito wrote a concurring opinion that included a non-exhaustive list of the type of sign regulations that would be content-neutral. (The full list was included in the June Case Law Update.) However, the list raises some questions. Justice Alito's list includes time restrictions on signs for one-time events. This seems at odds with the temporary directional sign challenged in *Reed*. Nevertheless, after *Reed* it would presumably be appropriate to have sign ordinances that regulate "temporary signs" based on factors other than the event that is the subject of the sign such as allowing the sign to remain for a certain number of days.

Justice Alito's list also indicated that it would be appropriate to have signs that distinguish between on-premises and off-premises signs. In order to determine if a sign is off-premises or on-premises, the local government will need to read the sign. Presumably the on-premise/off-premise distinction is still valid based on Justice Alito's statement and the fact that prior U.S. Supreme Court decisions recognized those distinctions and those decisions were not overruled. For example, not allowing off-premise billboards in residential areas should still be appropriate.

As communities remove content-based restrictions, they can explore alternatives such as allowing "yard signs" (as opposed to "yard sale" which would not be content-neutral) of a certain number and dimension in residential districts. Regulations could also be based on the type of building material of the sign. From a planning perspective, it will be important to stand back and evaluate what a community is trying to accomplish through sign regulations and how much regulation is necessary. It is important to review other ordinances that may relate to speech, like Springfield's panhandling ordinance, to insure they are content-neutral.

Certainly we will see additional cases on these issues.

Wisconsin Supreme Court Opinions

[No planning-related cases to report.]

Wisconsin Court of Appeals Opinions

Boundary Change Via Intergovernmental Agreement Was Proper

On February 19, 2013, voters in the Town of Harrison in Calumet County approved incorporating a 4.6-square-mile area as the Village of Harrison. On June 6, 2013, the Town and Village of Harrison published notice of a joint public hearing "to discuss proposed Intergovernmental Cooperation Agreement affecting the provision of municipal services, apportionment of costs of municipal services, apportionment of assets and liabilities, and boundary line adjustments between the Town of Harrison and the Village of Harrison." The Town and Village of Harrison sent notice of the meeting via certified mail to 1910 property owners entitled to receive notice pursuant to Wis. Stat. § 66.0301(6). [Note: this case deals with an intergovernmental agreement enacted under the general intergovernmental cooperation authority, NOT under the authority to create cooperative boundary agreements under Wis. Stat. § 66.0307.]

The Town and the Village boards approved the agreement on July 2, 2013. The agreement permitted the Village board to “trigger the boundary line change” through the adoption of an ordinance, which the Village board passed on August 6, 2013. As a result of the boundary change, 1736 parcels that had been located in the Town were relocated to the Village. The nearby Cities of Kaukauna and Menasha, the Village of Sherwood, and some individual property owners sued the Village and Town of Harrison arguing that the agreement is void because it involved a “major” boundary change that exceeded the scope allowed by statute and that the Town and Village did not comply with the statutory notice requirements for intergovernmental agreements because the notice did not tell property owners that approval of the cooperative agreement would mean they would be relocated to the village.

The Wisconsin Court of Appeals disagreed. The Court noted that the statute is silent on the scope of boundary changes permitted by intergovernmental agreements. The Court was unwilling to read language into the statute creating a distinction between “major” boundary changes and more modest boundary changes. As for the notice, the Court also noted that the statute does not specify what information must be contained in the notices. As a result, the Court concluded the general notice that there would be “boundary line adjustments” was sufficient to meet the statutory requirements.

The case is [City of Kaukauna v. Village of Harrison](#) and is recommended for publication in the official reports.

Distinguishing Between Rules, Ordinances, and Resolutions

[Wisconsin Carry, Inc. v. City of Madison](#), involved the validity of a rule adopted by the City of Madison’s Transit and Parking Commission that prohibits a person from traveling in a city bus with a weapon (the “bus rule”). The City of Madison General Ordinances authorize the City’s Transit and Parking Commission, the City agency responsible for overseeing the City’s bus system, to establish “rules and procedures” related to transit. The Commission adopted the bus rule under that authority. Wisconsin Carry, Inc., an organization that describes itself as a “gun rights organization,” and one of its members, brought suit asking the court to declare that the bus rule is preempted by Wis. Stat. § 66.0409 which prohibits local governments from adopting “ordinances” and “resolutions” that regulate firearms. The Wisconsin Court of Appeals determined that the Commission’s rule is neither an ordinance nor a resolution and therefore the rule was not preempted by the prohibition on local regulation of firearms.

VILLAGE OF SISTER BAY ZONING CODE

SEC. 66.0700 PURPOSE AND INTENT

SEC. 66.0701 DESIGN GUIDELINES

SECTION 700 - SIGNS

1 Note: This entire section was revised by Ordinance 185-041211.

2 Sec. 66.0700 Purpose and Intent

3 (a) The purpose of this Sign Section is to provide the legal framework and minimum standards to safeguard life, property, public welfare and Village aesthetics by regulating and controlling the design, number, size, quality of materials, construction, location, illumination, installation and maintenance of all signs as compatible with zoning regulations.

4 (b) This chapter recognizes the need for well-maintained and attractive sign displays within the Village and the need for adequate business identification, advertising and communication. Because of the unique qualities of the Village of Sister Bay, which need to be protected and enhanced, a high degree of control over the construction aesthetic materials nature of signs is deemed to be an important public purpose. It is recognized that while personal preference may be expressed in selecting the size, shape, colors, type style, placement, method of mounting and other components in the design of signs, the Plan Commission is responsible for assuring that only aesthetically pleasing and functionally purposeful signs are displayed in the Village. Therefore, although a proposed sign may meet the basic requirements of this chapter, the ultimate decision concerning its final appearance shall rest with the Plan Commission.

5 (c) This chapter authorizes the use of signs on public and private property, provided the signs are:

- 6 (1) Compatible with the Zoning District regulations.
- 7 (2) Compatible with the approved Architectural Design Manual and other approved guides and manuals.
- 8 (3) Designed, constructed, installed and maintained in such a manner that they do not endanger public safety or traffic safety.
- 9 (4) Legible, readable, visible and well designed for the circumstances in which they are used.
- 10 (5) Respectful of the reasonable rights of other advertisers.

53 (6) Not covering any major architectural detail.

55 Sec. 66.0701 Design Guidelines

56 (a) ~~The Village recognizes the decision of the United States Supreme Court, as outlined in Reed v. Gilbert. As such, section 66.0701 is intended to act as a set of suggestions to sign producers and property owners on what types of signs the Village would prefer to see in order to preserve the small town charm of the community.~~

57 (a)(b) Signs are one of the most prominent visual elements of a street. Well-designed signs add interest and variety to building facades and help to attract customers. In general, the sign is the best representation of the business to the passing pedestrian or motorist. The design guidelines shall be used as an important part of sign review and approval.

58 (b)(c) Before starting to design a sign, take a careful look at the building. Is there an obvious space on the building where the sign would look appropriate without covering architectural details? Some of the Village's older buildings were designed with a horizontal "sign space" stretching across the top of the storefront which should be used. If this "sign space" does not exist perhaps, there is adequate wall area for a wall sign with appropriate space for a projecting sign.

59 (c)(d) Take a look at neighboring buildings. Is there a predominant type of sign or a size precedent? In designing a sign, it is important to have an understanding not only of the building but also of the compatibility within the neighborhood. The basis for decisions on sign type, size and location should come from architectural concerns. The specific definitions and regulations governing the various types of signs in this section should be studied before actual design begins.

60 (d)(e) To achieve the objective of these is Chapter, the guidelines for sign details include the following:

- 61 (1) Simplicity.
An effectively designed sign with bold, easily recognized symbols and clear crisp lettering will identify a business or activity efficiently and attractively, enhance the area in which it is located and complement the general appearance of the street and Village.

VILLAGE OF SISTER BAY ZONING CODE

SEC. 66.0710 BUSINESS DISTRICT SIGNAGE WITH PERMIT

SEC. 66.0710 BUSINESS DISTRICT SIGNAGE WITH PERMIT

- 1 (2) Color. 56
- 2 Restraint should be exercised when 57
- 3 selecting colors. On most signs, no 58
- 4 more than three colors should be 59
- 5 used: one for background, a con- 60
- 6 trasting color for lettering, and a 61
- 7 third for perhaps emphasis (such as 62
- 8 for borders, motifs, or shading of let- 63
- 9 ters to give it a three-dimensional
- 10 look). Colors should be chosen
- 11 which complement each other as
- 12 well as the general tone of the
- 13 building. ~~The Plan Commission~~
- 14 ~~shall establish a Color Guide, which~~
- 15 ~~will reflect various primary colors,~~
- 16 ~~and accent colors. The Guide shall~~
- 17 ~~be updated periodically.~~
- 18 (3) Messages.
- 19 Messages should be simple for rapid
- 20 comprehension by the public. Pic-
- 21 tures, symbols, and logos can add
- 22 individuality and character to signs,
- 23 in addition to making them easier to
- 24 read.
- 25 (4) Materials.
- 26 Sign materials shall be compatible
- 27 with the surrounding area. Sign ma-
- 28 terials shall be consistent with or at
- 29 least complement the original con-
- 30 struction materials and architectural
- 31 style of the building façade on
- 32 which they are to be displayed.
- 33 (5) Lettering.
- 34 Lettering styles should complement
- 35 the style and period of the building
- 36 on which they appear. Traditional
- 37 block and curvilinear styles, which
- 38 are easy to read, are preferred.
- 39 Generally, different type styles
- 40 should not be used on the same sign
- 41 to avoid a cluttered appearance.

The following table shall be used to calculate the area of allowable signage. Measure the width of the building and use the proper multiplier for the building width range to determine the allowable square feet of signage permitted.

Building Width Range in Feet	Multiplier		
	One Story	Two Story	Three Story
0	0.750	0.830	0.900
5	0.750	0.830	0.900
10	0.750	0.830	0.900
15	0.750	0.830	0.900
Building Width Range in Feet	Multiplier		
	One Story	Two Story	Three Story
20	.750	.830	.900
25	.750	.830	.900
30	.750	.830	.900
35	0.721	0.798	0.865
40	0.711	0.787	0.853
45	0.701	0.776	0.842
50	0.692	0.765	0.830
55	0.682	0.754	0.818
60	0.672	0.743	0.807
65	0.663	0.733	0.795
70	0.653	0.722	0.783
75	0.643	0.711	0.772
80	0.633	0.700	0.760
85	0.624	0.689	0.748
90	0.614	0.678	0.737
95	0.604	0.668	0.725
100	0.594	0.657	0.713
105	0.585	0.646	0.702
110	0.575	0.635	0.690
115	0.565	0.624	0.678
120	0.556	0.613	0.667
125	0.546	0.602	0.655
130	0.536	0.592	0.643
135	0.526	0.581	0.632
140	0.517	0.570	0.620
145	0.507	0.559	0.608
150	0.497	0.548	0.597
155	0.488	0.537	0.585

42 **Sec. 66.0710 Business District Signage with**
43 **Permit**

- 44 (a) In General.
- 45 Signs are permitted in all business districts
- 46 subject to the requirements in this Chapter.
- 47 (b) Determination of allowable signage.
- 48 The area of each building's signage shall
- 49 be the lineal feet of the front of the build-
- 50 ing multiplied by the story factor below. A
- 51 basement shall not count as a story. See
- 52 Section 66.0753(g) on the manner to de-
- 53 termine the linear front footage. No single
- 54 projecting or ground sign may exceed 24
- 55 square feet in area per side.

VILLAGE OF SISTER BAY ZONING CODE

SEC. 66.0711 COMMERCIALSHOPPING CENTER SIGNAGE WITH PERMIT

SEC. 66.0711 COMMERCIALSHOPPING CENTER SIGNAGE WITH PERMIT

160	0.478	0.527	0.573
165	0.468	0.516	0.562
170	0.458	0.505	0.550
175	0.449	0.494	0.538
180	0.439	0.483	0.527
185	0.429	0.472	0.515
190	0.419	0.462	0.503
195	0.410	0.451	0.492
200	0.400	0.440	0.480
Over 200	0.390	0.429	0.468

(c) Window Signs Advertising.

All businesses are allowed window signs advertising, which may be placed only on the inside of buildings and shall not exceed 25 percent of the glass area of the windows fronting on a public street. ~~The advertising shall not include the store or business name.~~ Window signs advertising as specified above shall not require a permit.

(d) Awning Signage.

All businesses are allowed signage on awnings subject to permit. Awning signage may include logos, business names, symbols and wording placed only on the flap. Awning/canopy covering pedestrian or vehicle access areas signs shall provide no less than eight feet vertical clearance between the bottom of the sign and the ground, (finished surface), directly beneath the awning/canopy. Signage on awnings shall not count towards total signage.

(e) Directory Signage at the Entrance of Tenant Spaces.

One entrance directory sign placed at the entrance of the space for each separate tenant space in multi-tenant buildings may be placed on the building and each directory sign shall not exceed two square feet per side. In lieu of one entrance directory sign for each separate tenant space, a single wall sign may be permitted. The area of the wall sign shall be no larger than the cumulative amount of the permitted separate entrance directory signs. The in lieu of sign shall be in addition to the sign areas allowed in (b) above and shall conform to all of the requirements of this section.

(f) Certain Sandwich Board Signs.

See Section 66.0713.

(g) Permitted Types of Signs.

A business may divide the total permitted signage into any combination of the four

types listed below, not to exceed the total permitted area limits set forth in (b) above.

- (1) Wall signs placed flat against the exterior walls of a building shall not extend above the roofline. Wall signs shall not extend beyond the ends of the wall to which they are attached.
- (2) Projecting signs fastened to, suspended from or supported by structures, shall not extend more than six feet into the required yard area, shall not extend into any public right-of-way, shall not extend over any driveway and, shall be at least ten feet from all side lot lines. The projecting sign shall not be located at a point higher than 75% of the wall measured from the top of the foundation where it is located.
- (3) Ground signs shall not exceed eight feet in height. Ground signs shall be located at least ten feet from any street right-of-way and at least ten feet away from any side or rear lot line except as specified in (a) below. Ground signs shall comply with the traffic visibility requirements set forth in section 66.0401 [See page 81]. All ground signs shall include landscaping at the base of the sign.
 - a. In the B-3 Downtown Business District ground signs may be located no closer than ten feet from the face of the curb, if the existing building and/or terrain is not suitable for the setback as specified above.
 - b. All parcels shall be limited to one ground sign, regardless of the number of businesses, buildings on the site or the number of street frontages abutting the property.
- (4) Vending machines. Only vending machines without internal illumination are permitted in all business districts.

Comment [CJ1]: This is regulating placement so OK.

Sec. 66.0711 Commercial Shopping Center Signage with Permit

A commercial shopping center is defined as a multi-tenant, multi-building commercial and retail development under common ownership or management that exceeds two acres in size and locat-

VILLAGE OF SISTER BAY ZONING CODE

SEC. 66.0712 BUSINESS OFF-PREMISE SIGNAGE WITH PERMIT

SEC. 66.0712 BUSINESS OFF-PREMISE SIGNAGE WITH PERMIT

1 ed in the B-1 zoning district. The shopping center
 2 may be permitted the following signage in addi-
 3 tion to the approved building signage as specified
 4 in Section 66.0710.
 5 ~~(a) On Premise Master Identification Signage.~~
 6 ~~(a) Signs used for Commercial Centers shall~~
 7 ~~be allowed as follows:~~
 8 ~~(1) Two (2) marque ground signs~~
 9 ~~may be provided. Two (2) marque~~
 10 ~~ground signs may be permitted~~
 11 ~~along the State Highway abutting~~
 12 ~~a commercial center.~~
 13 ~~(1) The marque signs shall not ex-~~
 14 ~~ceed 72 square feet per side in to-~~
 15 ~~tal area and not exceed 122 feet in~~
 16 ~~height. The location shall be ap-~~
 17 ~~proved by the Plan Commission~~
 18 ~~prior to the issuance of a sign~~
 19 ~~permit.~~
 20 A two-master-identification-marque-ground
 21 sign may be provided which displays the
 22 name of the shopping center, and may also
 23 include information such as, but limited to:
 24 names or lists of individual stores and the
 25 hours of operation. Two-marque-master
 26 identification signs may be permitted along
 27 the State highway abutting a shopping cen-
 28 ter. The marque-master identification signs
 29 shall not exceed 72 square feet per side in
 30 total area, and not exceed 12 feet in
 31 height. The location shall be approved by
 32 the Plan Commission prior to the issuance
 33 of a Sign Permit.
 34 (b) Business or Tenant Signage.
 35 Signage specified in Section 66.0710(g)(1)
 36 and (2) may be provided for each individu-
 37 al tenant business in a commercial shop-
 38 ping center. In a multi-tenant building,
 39 each business shall be permitted signage
 40 up to twelve (12) square feet per side. In a
 41 single tenant building the business shall be
 42 permitted signage up to sixteen (16)
 43 square feet per side on the interior of the
 44 shopping center
 45 (c) Additional On Premise Identification Sign-
 46 age
 47 One additional identification ground sign
 48 on the shopping center property may be
 49 permitted su which displays the name of
 50 the shopping center subject to the follow-
 51 ing restrictions:
 52 (1) The maximum size of the sign shall
 53 not exceed 36 square feet per side.

54 (2) The location shall be approved by
 55 the Plan Commission prior to the is-
 56 suance of a Sign Permit. (Amended
 57 Ordinance 193-050312)
 58 ~~Sec. 66.0712 Business Off-Premise Signage~~
 59 ~~with Permit~~
 60 This section shall only apply to businesses not lo-
 61 cated on a State highway. Off-premise directional
 62 signs shall only be allowed for businesses located
 63 within the Village limits. All off-premise signs
 64 shall require a sign permit and shall be restricted
 65 to the following uses:
 66 ~~Off-premise directional signs on Highway~~
 67 ~~42 or 57.~~
 68 (a) ~~Off-premise directional signs on Highway~~
 69 ~~42 or 57.~~
 70 (1) Traffic control devices on private
 71 or public property must be erected
 72 and maintained to comply with the
 73 Manual on Uniform Traffic Con-
 74 trol Devices adopted in this state
 75 and if not adopted by this state
 76 with the Manual on Uniform Traf-
 77 fic Control Devices adopted by the
 78 Federal Highway Administration.
 79 ~~(1)(2) Off-premise directional signs on~~
 80 ~~State Highways 42 and 57 indicat-~~
 81 ~~ing the direction to a business not~~
 82 ~~located on either state highway re-~~
 83 ~~quire a permit.~~
 84 (2)(3) The basis of approval shall be as fol-
 85 lows:
 86 a. ~~It is proven essential to have~~
 87 ~~a sign to direct the traveling~~
 88 ~~public to the correct highway~~
 89 ~~turnoff in the desired location~~
 90 ~~(?).~~
 91 b.a. The sign must be located
 92 within 300 feet of the inter-
 93 section where the turn must
 94 be made.
 95 e.b. There shall be only one ~~(non~~
 96 ~~billboard?) directional sign~~
 97 ~~on the highway for each~~
 98 ~~such business entity request-~~
 99 ~~ing such signage~~
 100 ~~(4) Off-premise sign standards:~~
 101 a. All such ~~directional~~ signs
 102 shall be attached to the Vil-
 103 lage-owned common posting
 104 standard, ~~and shall not ex-~~
 105 ~~ceed two square feet in area~~
 106 ~~per side. The Village shall es-~~
 107 ~~tablish the color and font for~~
 108 ~~the directional sign.~~
 109
 110

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VILLAGE OF SISTER BAY ZONING CODE

SEC. 66.0713 SANDWICH BOARD SIGNAGE WITH PERMIT

SEC. 66.0713 SANDWICH BOARD SIGNAGE WITH PERMIT

- | | | | |
|----|--|-----|---|
| 1 | (c)(b) Off-premise directional signs not located | 55 | (7)(b) Off-premise signs are not permitted |
| 2 | on a state highway. | 56 | in R-1, R-2, R-3 or R-4 districts. |
| 3 | (1) Off-premise directional signs on Vil- | 57 | Sec. 66.0713 Sandwich Board Signage with |
| 4 | lage streets indicating the direction | 58 | Permit |
| 5 | to a business require a permit. | 59 | Sandwich board signs are permitted subject to the |
| 6 | (2) The basis of approval shall be as fol- | 60 | following conditions: |
| 7 | lows: | 61 | (a) Retail businesses and restaurants Entities |
| 8 | a. It is proven essential to have | 62 | may use sandwich board signs on their |
| 9 | a sign in the desired area to | 63 | property in front of their businesses proper- |
| 10 | direct the traveling public to | 64 | ties for advertising purposes in the B-1, B- |
| 11 | the correct highway turnoff. | 65 | 2, B-3, I-1 and P-1 districts as permitted |
| 12 | b.a. The sign must be located | 66 | provided that the sandwich board signs |
| 13 | within 300 feet of the inter- | 67 | will not be located on any sidewalk or |
| 14 | section where the turn must | 68 | bikeway if one is present or in any public |
| 15 | be made. | 69 | right-of-way. |
| 16 | c.b. There shall be only one di- | 70 | (b) Sandwich board sign impact on total per- |
| 17 | rectional sign for each such | 71 | mitted signage. |
| 18 | business requesting entity on | 72 | (1) A sandwich board where the mes- |
| 19 | Village streets. | 73 | sages and content change on a |
| 20 | (3) Off-premise sign standards: | 74 | weekly basis; noticing a special |
| 21 | a. All such directional signs | 75 | event or other activity that is of a |
| 22 | shall be attached to the Vil- | 76 | short duration shall not count to- |
| 23 | lage-owned common posting | 77 | wards the total signage allowed un- |
| 24 | standard and shall not ex- | 78 | der Section 77.0710. Any sign |
| 25 | ceed two square feet in area | 79 | wording that duplicates other per- |
| 26 | per side. The Village shall es- | 80 | mitted or allowed signage on a |
| 27 | tablish the color and font for | 81 | property other than the business |
| 28 | the directional sign. | 82 | name is not permitted. |
| 29 | (c)(c) Other Off-premise signs. | 83 | (2) A sandwich board where the word- |
| 30 | The purpose of this section is to allow vil- | 84 | ing or image is unchanging shall |
| 31 | lage businesses/entities to place business | 85 | count towards the total signage al- |
| 32 | signs off their property subject to the | 86 | lowed under Section 77.0710. Any |
| 33 | following conditions: | 87 | sign wording that duplicates other |
| 34 | (1) The applicant is not able to obtain a | 88 | permitted or allowed signage on a |
| 35 | sign permit under subsection (a) or | 89 | property other than the business |
| 36 | (b) above. | 90 | name is not permitted. Any sand- |
| 37 | (2) The sign shall comply with WisDOT | 91 | wich board permitted under this |
| 38 | Trans 201 Scenic Byways regula- | 92 | subsection shall also comply with |
| 39 | tions. | 93 | (c)-(g) below. |
| 40 | (3) The applicant shall provide written | 94 | (c) The sandwich board sign must be located |
| 41 | documentation from the landowner | 95 | in front of the business or restaurant proper- |
| 42 | demonstrating permission for the | 96 | ty and cannot be located closer than ten |
| 43 | location of the off-premise sign. | 97 | feet to an adjacent property or driveway, |
| 44 | (4) The overall shapesize, height, material, | 98 | and will not cause a hazard to traffic or ad- |
| 45 | color and setback must have | 99 | joining properties. These signs shall require |
| 46 | the approval of the Plan Commis- | 100 | a permit and shall not exceed six (6) square |
| 47 | sion. | 101 | feet in area on one side or 12 square feet |
| 48 | (5) The exact location of the sign shall | 102 | on all sides. No more than 25% percent of |
| 49 | be approved by the Plan Commis- | 103 | the area on each side of the sign may be |
| 50 | sion. | 104 | used for name of the business. |
| 51 | (6) The overall size, shape, height, material, | 105 | (d) The sandwich board sign must be removed |
| 52 | color and setback must have | 106 | from its display location whenever the |
| 53 | the approval of the Plan Commis- | 107 | business permit holder is not open to the |
| 54 | sion. | 108 | public. Festivals, non-profits, organizations |
| | | 109 | and businesses under contract with the Vil- |
| | | 111 | |

VILLAGE OF SISTER BAY ZONING CODE

SEC. 66.0720 ON-PREMISE SIGNS WITHOUT PERMIT

SEC. 66.0720 ON-PREMISE SIGNS WITHOUT PERMIT

1 village may use sandwich board signs on Vil- 56
 2 lage owned property or other property ~~for~~ 57
 3 ~~advertising purposes~~ in any district as per- 58
 4 mitted provided that the sandwich board 59
 5 signs will not be located on any sidewalk 60
 6 or bikeway if one is present or in any pub- 61
 7 lic right-of-way. 62
 8 (e) The Plan Commission shall establish a 63
 9 Sandwich Board Design, Guide which will 64
 10 reflect various preferred designs and col- 65
 11 ors. The Guide shall be updated periodi- 66
 12 cally. 67
 13 (f) All existing sandwich board signs are con- 68
 14 sidered temporary and are no longer per- 69
 15 mitted after May 1, 2011. 70
 16 (g) After May 1, 2011, the cost for a temporary 71
 17 sandwich board sign permit shall be 72
 18 \$20.00 except for existing sandwich board 73
 19 permit holders. 74
 20 **Sec. 66.0720 On-Premise Signs without Per-** 75
 21 **mit** 76
 22 Except as prohibited in section 66.0770 of this 77
 23 chapter, the following signs are permitted in all 78
 24 zoning districts without a permit, subject to the 79
 25 following regulations: 80
 26 (a) ~~Real estate signs~~ **Temporary Signs.** 81
 27 ~~One temporary sign may be located on the~~ 82
 28 ~~owner's property when that property is~~ 83
 29 ~~being offered for sale through a licensed~~ 84
 30 ~~real estate agent; if not offered for sale~~ 85
 31 ~~through a real estate agent, when that~~ 86
 32 ~~property is offered for sale through adver-~~ 87
 33 ~~tising in a local newspaper of general cir-~~ 88
 34 ~~culation. These signs are nReal estate~~ 89
 35 ~~signs, not to exceed six square feet in area~~ 90
 36 ~~on one side and 12 square feet in area on~~ 91
 37 ~~all sides. Temporary real estate These signs~~ 92
 38 ~~shall be located no closer than ten feet to~~ 93
 39 ~~any street right-of-way, nor closer than ten~~ 94
 40 ~~feet to a side or rear lot line. Temporary~~ 95
 41 ~~signs shall be displayed for no longer than~~ 96
 42 ~~30 days, and shall be permitted no more~~ 97
 43 ~~than 6 times per year.~~ 98
 44 (a)(1) **Construction Area Signage** 99
 45 ~~Temporary signs on a property dur-~~ 100
 46 ~~ing a period of construction may be~~ 101
 47 ~~placed on a construction site without a~~ 102
 48 ~~permit, provided that there shall be no~~ 103
 49 ~~more than one such sign located on the~~ 104
 50 ~~premises; no sign shall exceed 18 square~~ 105
 51 ~~feet in area on one side or 36 square feet~~ 106
 52 ~~on all sides; and the sign shall be re-~~ 107
 53 ~~moved within 72 hours following the is-~~ 108
 54 ~~suance of an occupancy permit. Tempo-~~ 109
 55 ~~rary signs issued as part of a development~~ 110
 111

~~agreement shall be removed as specified~~ 56
~~in that agreement.~~ 57
 (b) ~~Temporary Election signs.~~ 58
 (c) ~~One temporary sign per may be~~ 59
~~located on the owner's property for a peri-~~ 60
~~od of thirty (30) days prior to an election~~ 61
~~involving candidates for a federal, state or~~ 62
~~local office that represents the district in~~ 63
~~which the property is located. Election~~ 64
~~campaign signs provided, that permission~~ 65
~~shall be obtained from the property owner,~~ 66
~~renter or lessee; and provided that such~~ 67
~~sign shall not be erected prior to the first~~ 68
~~day of the "election campaign period" as~~ 69
~~defined in Section §12.04 of the Wisconsin~~ 70
~~Statutes, and shall be removed within sev-~~ 71
~~en (7) days following the election. No~~ 72
~~campaign temporary signs sign shall be~~ 73
~~erected in a street right of way or on any~~ 74
~~utility poles for a period of thirty (30) days~~ 75
~~prior to an election and seven (7) days fol-~~ 76
~~lowing an election. Campaign Temporary~~ 77
~~signs shall not be located within a vision~~ 78
~~clearance triangle, and shall not exceed 24~~ 79
~~square feet in area on one side and 48~~ 80
~~square feet in area on all sides.~~ 81
 (d) ~~Rummage sale~~ **Temporary signs.** 82
 (e) ~~One temporary sign may be~~ 83
~~located on the owner's property on a day~~ 84
~~when the property owner is opening the~~ 85
~~property to the public. Rummage sale and~~ 86
~~garage sale Nosigns provided that no such~~ 87
~~signs shall be erected or placed within a~~ 88
~~public right of way and further provided~~ 89
~~that such signs are removed within 12~~ 90
~~hours following the sale.~~ 91
 (f)(1) ~~Bulletin boards.~~ 92
~~Bulletin boards are for public, charitable or~~ 93
~~religious institutions not to exceed four~~ 94
~~square feet in area on one side located on~~ 95
~~the building.~~ 96
 (g)(1) ~~Memorial signs~~ **Cut Into Buildings.** 97
~~Memorial signs and tablets~~ 98
~~, names of buildings, and date of erection~~ 99
~~when cut into any masonry surface or~~ 100
~~when constructed of metal and affixed flat,~~ 101
~~against a structure will count towards total~~ 102
~~allowable signage, and be reviewed by the~~ 103
~~Plan Commission as an Architectural Fea-~~ 104
~~ture and approved or denied based on total~~ 105
~~allowable signage.~~ 106
 (h) ~~Official signs.~~ 107
~~Official signs, such as traffic control, park-~~ 108
~~ing restrictions, Village welcome signs and~~ 109
~~related entrance signs, and public notices~~ 110
 111

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VILLAGE OF SISTER BAY ZONING CODE

SEC. 66.0721 ON/OFF-PREMISE SIGNS WITHOUT PERMIT

SEC. 66.0721 ON/OFF-PREMISE SIGNS WITHOUT PERMIT

when approved by the Zoning Administrator.

(i)(d) **Illuminated Open Signs.**

(j)(c) ~~When fluorescent tubes are used for the interior illumination of a sign, such illumination shall not exceed:~~ A single internally illuminated sign with the specific word "OPEN" not exceeding two square feet.

(k)(f) **Lot Directional signs.**

On-premise directional signs such as "ENTER," "EXIT," and "DO NOT ENTER" signs located at the entrance and exit of a driveway or street shall not exceed two square feet.

(h)(g) **Parking signs.**

Signs in the parking lot Customer parking signs shall be mounted no less than four feet from the ground and shall not exceed 24 inches high by 30 inches wide. The lower one-third of the sign shall be lettered with the words "Customer Parking" and may include a directional arrow below. The upper two-thirds of the sign may be used for the business name or logo, but no other advertising message.

Flags.

(h) ~~One~~ A flag that has been adopted by the federal government, this State or the local government may be displayed as provided under the law that adopts or regulates its use. decorative flag, seasonal flag or flag containing words no larger than 15 square feet per side shall be permitted on a lot. No flagpole shall exceed 35 feet in height. There shall be no limit on the number or size of country, national, state, local or government affiliated flags displayed on a lot. Property owners shall be permitted up to three flags of no more than 15 square feet each.

(m)(i) **Signs on external restaurant walls; Restaurant Menu Boards.**

One sign on an menu board external restaurant wall is allowed per restaurant commercially zoned unit. The maximum allowable size for such sign a menu board is four square feet. If it is over four square feet in size the sign menu board's area shall be included in the total signage calculation. All signs menu boards must be mounted on the building and match the design of the building and/or any signage displayed on

~~that building.~~ Erasable blackboards or glass-enclosed cases are acceptable.

(n)(j) **Temporary construction signs.**

~~Temporary construction signs such as a sign identifying a contractor, designer, or equipment provider on a property during a period of construction may be placed on a construction site without a permit, provided that there shall be no more than one such construction sign located on the premises; no sign shall exceed 18 square feet in area on one side or 36 square feet on all sides; and the construction sign shall be removed within 72 hours following the issuance of an occupancy permit. Temporary signs issued as part of a development agreement shall be removed as specified in that agreement.~~

Sec. 66.0721 On/Off-Premise Signs without Permit

(a) ~~Temporary Seasonal signs- Designated Events.~~

(b) ~~During the 10 day 26 day period leading up to a designated festival or event (including the day/days of the event) by the Village Parks Committee December 15 to January 10, July 4, and (insert any other dates), a property owner may be allowed Seasonal signs advertising the sale of seasonal products, including Christmas trees and pumpkins, provided that:~~

- (1) Only one additional sign per business site will be allowed lot.
- (2) The sign shall be set back a minimum of 10 feet from all lot lines.
- (3) The sign area shall not exceed 24 square feet.
- (4) The sign shall not exceed six feet in height.
- (5) ~~The sign shall not be posted for more than 30 consecutive days in any calendar year.~~

(c)(l) **Special Event and Fund Raising Temporary Signs- Other Events**

The temporary use of banners, balloons, inflatable signs, streamers, pennants, and other similar signage used for special event, fund raising and other advertising purposes in any district may be allowed provided that the advertising media will not be located on any sidewalk or bikeway if one is present or in any public right-of-way. Special events or other advertising

Comment [CJ2]: This might need to be changed

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VILLAGE OF SISTER BAY ZONING CODE

SEC. 66.0722 OTHER ON/OFF-PREMISE SIGNS WITH PERMIT

SEC. 66.0730 RESIDENTIAL DISTRICTS SIGNAGE WITH PERMIT

1 ~~businesses shall be covered under Section~~ 56
 2 ~~66.0722(a) below.~~ The signs cannot be 57
 3 erected more than 14 days before the event 58
 4 and must be removed within 2 days after 59
 5 the event. The property owner must grant 60
 6 permission in writing for the placement of 61
 7 the sign/media. The sign/media, will not be 62
 8 located closer than ten feet to an adjacent 63
 9 property; driveway, and will not cause a 64
 10 hazard to traffic or adjoining properties. 65
 11 These sign/media shall not require a permit 66
 12 and shall not exceed 24 square feet in area 67
 13 on one side or 48 square feet on all sides. 68
 14 ~~(b)(c) Failure to Comply with Standards.~~ 69
 15 Any ~~group, business or~~ entity utilizing (a)
 16 or (b) above that fails to follow the stand-
 17 ards shall be notified in writing that all fu-
 18 ture seasonal, special event and fund rais-
 19 ing signage shall require a regular sign
 20 permit ~~and shall be issued a fine in the~~
 21 ~~amount of \$50.00 at the discretion of the~~
 22 ~~Village Administrator.~~
 23 **Sec. 66.0722 Other On/Off-Premise Signs**
 24 **with Permit**
 25 (a) ~~Temporary Signage- Long Duration Events~~
 26 ~~Special Event and Fund Raising Signage.~~
 27 The temporary use of banners, balloons,
 28 inflatable signs, streamers, pennants, and
 29 other similar signage ~~used for special event~~
 30 ~~or fund raising and other advertising pur-~~
 31 ~~poses~~ in any district may be permitted pro-
 32 vided that ~~the advertising~~ media will not be
 33 located on any sidewalk or bikeway if one
 34 is present or in any public right-of-way.
 35 The signs cannot be erected more than 45
 36 days in a calendar year and must be re-
 37 moved within 2 days after the event. The
 38 property owner must grant permission in
 39 writing for the placement of the
 40 sign/media. The sign/media, will not be lo-
 41 cated closer than ten feet to an adjacent
 42 property; driveway, and will not cause a
 43 hazard to traffic or adjoining properties.
 44 These sign/media shall require a permit
 45 and shall not exceed 24 square feet in area
 46 on one side or 48 square feet on all sides.
 47 1. Provisions of this section (a)
 48 shall be allowed for an unlimited number
 49 of days during the Bayshore Drive Recon-
 50 struction Project. Subsection (1) shall au-
 51 tomatically expire on May 25, 2016 or the
 52 completion of the Bayshore Drive Project
 53 as determined by the Village Administrator;
 54 whichever occurs first.
 55 ~~(b) Time and Temperature signs.~~

~~Time and Temperature signs require a~~ 56
~~permit but may be erected as wall signs,~~ 57
~~projecting signs, monument signs, or free-~~ 58
~~standing signs, provided that they meet the~~ 59
~~requirements for each of those sign types.~~ 60
~~The area of the time and temperature sign~~ 61
~~shall be included in the total permitted~~ 62
~~signage.~~ 63
 64 ~~(c)(b) Changeable copy signs.~~
 65 Changeable copy signs, fixed or moveable,
 66 may be permitted ~~for theaters, churches~~
 67 ~~and schools.~~ If approved by the Plan
 68 Commission, ~~gas station~~ Price signs will
 69 be considered permitted addition signage.
 70 **Sec. 66.0730 Residential Districts Signage**
 71 **with Permit**
 72 The following signs are permitted in any residen-
 73 tial district and are subject to the following regula-
 74 tions:
 75 (a) ~~Signs Residential development signs.~~
 76 ~~Single family, two family and multifamily~~
 77 ~~residential development signs, Signs author-~~
 78 ~~ized on a property are~~ not to exceed six
 79 feet in height and 24 square feet in area on
 80 one side and 48 square feet in area on all
 81 sides, placed at the entrance to a subdivi-
 82 sion or development. The sign shall be lo-
 83 cated no closer than ten feet to any street
 84 right-of-way, nor closer than ten feet to any
 85 side or rear lot line.
 86 (b) ~~Temporary development signs.~~
 87 Temporary ~~development~~ signs for the pur-
 88 pose of designating a new building or de-
 89 velopment, ~~or for promotion of a subdivi-~~
 90 ~~sion~~ may be permitted for a limited period
 91 of time provided that the sign shall not ex-
 92 ceed 18 square feet in area on one side
 93 and 36 square feet in area on all sides and
 94 shall be located not closer than ten feet
 95 from any street right-of-way, nor closer
 96 than ten feet to any side or rear lot line.
 97 ~~The Developer may use such signage. The~~
 98 ~~Plan Commission shall specify the period~~
 99 ~~of time the sign may remain based on the~~
 100 ~~size of the development allowing a reason-~~
 101 ~~able time to market the development pro-~~
 102 ~~vided that the sign shall not be in place for~~
 103 ~~more than 60 days of the issuance of an~~
 104 ~~occupancy permit. Projects covered by a~~
 105 ~~development agreement shall may specify~~
 106 ~~the date for the removal of the sign.~~
 107 ~~(c) Home occupations signs.~~
 108 ~~Home occupation, cottage rental and pro-~~
 109 ~~fessional home office signs not to exceed~~

Comment [C33]: I deleted home occupations signage because it can be regulated under other business signage requirements- can put an acreage requirement on business signage if don't want signs that are too big at small places of business.

VILLAGE OF SISTER BAY ZONING CODE

SEC. 66.0731 COUNTRYSIDE DISTRICT SIGNAGE WITH PERMIT

SEC. 66.0750 SIGN PERMIT

- 1 | ~~three square feet in area. The signs shall be~~ 54
 2 | ~~set back at least six feet from the nearest~~ 55
 3 | ~~property line and shall not be over five feet~~ 56
 4 | ~~above the ground. No more than one such~~ 57
 5 | ~~sign for each use located on the premises~~ 58
 6 | ~~shall be permitted.~~ 59
 7 | (b)(c) **Other signs.** 60
 8 | Signs over show windows or doors or a 61
 9 | non-conforming business establishment 62
 10 | ~~announcing without display or elaboration~~ 63
 11 | ~~only the names and occupation of the pro-~~ 64
 12 | ~~prietor and not to exceed eight square feet~~ 65
 13 | ~~in area.~~ 66
 14 | **Sec. 66.0731 Countryside District Signage** 67
 15 | **with Permit** 68
 16 | The following on-premise signs are permitted in 69
 17 | the CS-1 district: 70
 18 | (a) All signs permitted in the residential dis- 71
 19 | tricts. 72
 20 | (b) On-premise signs ~~advertising a public or~~ 73
 21 | ~~semipublic use or a legal non-conforming~~ 74
 22 | ~~business establishment,~~ which do not excee 75
 23 | 24 square feet in area. There shall be 76
 24 | no more than one such sign for each high- 77
 25 | way upon which the property faces. If at- 78
 26 | tached to the building, such signs shall be 79
 27 | no higher than the roofline. If located on 80
 28 | the ground, such signs shall not be higher 81
 29 | than eight feet above the ground. 82
 30 | (c) Ground signs ~~advertising the sale of farm~~ 83
 31 | ~~products produced on the premises,~~ which 84
 32 | do not exceed 24 square feet in area on 85
 33 | one side or 48 square feet on all sides. 86
 34 | **Sec. 66.0732 Institutional and Park Districts** 87
 35 | **Signage with Permit** 88
 36 | The following signs are permitted in the Institu- 89
 37 | tional and Park districts and are subject to the fol- 90
 38 | lowing regulation: 91
 39 | (a) Private and public institutional ~~and park~~ 92
 40 | ~~name signs~~ when approved by the Plan 93
 41 | Commission. 94
 42 | (b) Signs ~~containing advertising for placement~~ 95
 43 | on publicly owned land shall meet the fol- 96
 44 | lowing criteria: 97
 45 | (1) Such signs shall be securely faste- 98
 46 | ned, constructed and continuously 99
 47 | maintained in such a manner as to 100
 48 | prevent damage from the natural el- 101
 49 | ements. 102
 50 | (2) Such signs shall be located in such 103
 51 | a manner to minimize visual im- 104
 52 | pacts to areas located outside of the 105
 53 | park facilities. 106
- (3) Such signs shall be permitted for the sole purpose of generating funds for Village authorized programs and facilities. In all cases, the overall aesthetics of the park and the surrounding area shall be significant consideration in the placement and design of the signs.
- (4) An agreement between the Village and the sign sponsor shall be executed specifying annual fees and a maintenance schedule.
- (5) Such signs shall be permitted subject to Plan Commission discretion.

VILLAGE OF SISTER BAY ZONING CODE

SEC. 66.0751 CONSTRUCTION STANDARDS

SEC. 66.0752 COLOR AND LIGHTING

- 1 (i) Additional information may be required by
2 the Zoning Administrator or Plan Commis-
3 sion.
- 4 (j) Sign permit applications shall be filed with
5 the Zoning Administrator ~~after review and~~
6 ~~approval by the Plan Commission, if re-~~
7 ~~quired, who shall review the application~~
8 ~~for its completeness and accuracy and who~~
9 ~~may~~ approve or deny the application, in
10 writing, within ~~15-20~~ working days after
11 submittal. A sign permit shall become inva-
12 lid, if work authorized under the permit
13 has not been completed within six months
14 of the date of issuance.
- 15 (k) At the time of the filing of the application
16 for a permit, the applicant shall furnish to
17 the Zoning Administrator the fee for the
18 permit in accordance with the current fee
19 schedule set by the Village Board.
- 20 ~~(l) The Commission may specify the size, col-~~
21 ~~or, shape, construction and location of the~~
22 ~~signs as conditions of the permit.~~
- 23 ~~(m)(1)~~ Waiver of some requirements.
24 The Zoning Administrator may waive the
25 requirements for certain plans, specifica-
26 tion, data, or drawings when the applica-
27 tion is to execute minor alterations or re-
28 pairs to a sign, provided that the proposed
29 construction, alteration, or repair is suffi-
30 ciently described in the application for the
31 permit.
- 32 ~~(m)(2)~~ The sign permit fee shall be established
33 annually by the Village.
- 34 **Sec. 66.0751 Construction Standards**
- 35 (a) Sign Materials.
36 Signs should be constructed predominantly
37 of natural materials, such as rough cedar,
38 pine or other types of wood. Stained glass
39 may also be used. Manufactured materials
40 that give the appearance of natural materi-
41 als are also permitted. Signs with relief are
42 encouraged. Supporting members or brac-
43 es of all signs shall be constructed of ap-
44 proved materials.
- 45 (b) Covering Architectural Details.
46 Signs shall not cover architectural details
47 such as, but not limited to arches, sills,
48 moldings, cornices and transom windows.
49 It may be required that existing signboards
50 or sign bands be used for placement of
51 signs.
- 52 (c) Construction Standards.
53 The applicant shall be responsible for ob-
54 taining the necessary permits to comply
55 with Village and State building, electric
56 and WisDOT codes.

- 57 (d) Protection of the public.
58 The temporary occupancy of a sidewalk or
59 street or other public property during con-
60 struction, removal, repair, alteration or
61 maintenance of a sign is permitted provid-
62 ed the space occupied is roped off, fenced
63 off or otherwise isolated. The Zoning Ad-
64 ministrator shall be notified at least 24
65 hours in advance of such proposed ob-
66 struction.
- 67
- 68 (e) Sign Location Affecting Egress
69 No signs or any part thereof or sign an-
70 chors, braces, or guide rods shall be at-
71 tached, fastened, or anchored to any fire
72 escape, fire ladder, or standpipe and no
73 such sign or any part of any such sign or
74 any anchor, brace or guide rod shall be
75 erected, put up, or maintained so as to
76 hinder or prevent ingress or egress through
77 such door, doorway, or window or so as to
78 hinder or prevent the raising or placing of
79 ladders against such building by the Fire
80 Department, as necessity may require.
- 81 **Sec. 66.0752 Color and Lighting**
- 82 (a) ~~The Plan Commission shall approve and~~
83 ~~maintain appropriate sign colors. For all~~
84 ~~signs, the Zoning Administrator shall main-~~
85 ~~tain samples of the approved colors. Colors~~
86 ~~that are of the Neon or Fluorescent families~~
87 ~~may not be used as they do not promote~~
88 ~~the historic preservation of the Village.~~
- 89 (b) Signs shall not resemble, imitate or approx-
90 imate the shape, size, form or color of traf-
91 fic signs, signals or devices. Signs may be
92 illuminated, but non-flashing.
- 93 (c) Signs in residential districts shall not be il-
94 luminated.
- 95 (d) No sign shall be illuminated except as fol-
96 lows:
97 (1) Natural illumination or background
98 illumination from street lighting or
99 parking lot lighting.
100 (2) Shielded spotlights designed to fo-
101 cus the light only on the sign.
102 (3) The maximum permitted illumina-
103 tion on the face shall not exceed
104 five foot-candles.
- 105 (e) Searchlights may not be used in the Village
106 without a permit. The Plan Commission
107 may permit the temporary use of a search-
108 light for advertising purposes in business
109 districts, provided that the searchlight will
110 not be located in any public right-of-way,
111 will not be located closer than twenty feet

VILLAGE OF SISTER BAY ZONING CODE

SEC. 66.0753 MEASURING SIGNS

SEC. 66.0754 MAINTENANCE OF SIGNS

- 1 to an adjacent property, and will not cause
2 a hazard to traffic or adjoining properties.
3 Searchlight permits shall not be granted for
4 a period of more than five days in any six-
5 month period. If, however, representatives
6 of federal, state or local government agen-
7 cies wish to operate a searchlight in the
8 Village for official business, no permit will
9 be required.
- 10 **Sec. 66.0753 Measuring Signs**
- 11 (a) Area of Sign.
12 Measurement of sign area shall be calcu-
13 lated as the sum of the area within the
14 smallest regular rectangle that will encom-
15 pass all elements of the actual sign face,
16 including any writing, logos, representa-
17 tions, emblems, or any figures or similar
18 characters, together with any material
19 forming an integral part of the display or
20 forming the backing surface or background
21 on which the message or symbols are dis-
22 played.
- 23 (b) Wall Sign.
24 For a sign painted on or applied to a build-
25 ing or to a freestanding wall, the area shall
26 be considered to include all lettering,
27 wording, and accompanying designs or
28 symbols, together with any background of
29 a different color than the natural color, or
30 finish material of the building or architec-
31 tural wall. The architectural wall shall be
32 subject to Plan Commission approval of
33 the site and landscaping plan. The main
34 supporting sign structure (i.e., brackets,
35 posts, foundation, etc.) shall not be includ-
36 ed in the area measurement.
- 37 (c) Letter Signs.
38 The gross surface area of a skeleton letter
39 wall sign consisting of individual letters
40 and/or symbols shall be determined by
41 calculating the horizontal length of the
42 combined areas of the smallest rectangles,
43 which encompass each word, letter, figure
44 and emblem on the sign by the vertical
45 height of the outside dimensions of the
46 whole sign.
- 47 (d) Two-sided Sign.
48 When a sign has two or more faces, the ar-
49 ea of all faces shall be included in deter-
50 mining the area, except that where two
51 faces are placed back to back and the an-
52 gle between the faces measures 45 degrees
53 or less, the total sign area shall be comput-
54 ed by measuring the square footage of a
55 single face. When the angle between sign
56 faces measures greater than 45 degrees, the
- 57 total sign area shall be computed by add-
58 ing the square footage of each face.
- 59 (e) Sign height.
60 Maximum or minimum sign height shall be
61 measured from the ground surface adjacent
62 to the center of the bottom of the structure
63 supporting the sign to the top of the sign
64 surface being regulated.
- 65 (f) Length of Lineal Building Front Foot.
66 The length of the front wall of the building
67 adjacent and parallel or closely parallel to
68 any abutting street or public right-of-way. If
69 the building is located on a corner lot then
70 the side of the building used for addressing
71 purposes shall be deemed the front of the
72 building. If the front of the building is un-
73 even then that portion of the building that is
74 adjacent and parallel to the abutting street
75 that is within 25 feet of the primary front
76 wall shall be included in the total length of
77 the lineal building front foot.
- 78 **Sec. 66.0754 Maintenance of Signs**
- 79 (a) Maintenance and repair.
80 Every sign, including, but not limited to
81 those signs for which permits are required,
82 shall be maintained in safe, presentable,
83 and good structural condition at all times,
84 including replacement of defective parts,
85 painting (except when a weathered or nat-
86 ural surface is intended), repainting, clean-
87 ing, and other acts required for the mainte-
88 nance of such sign.
- 89 (b) Compliance standards.
90 The Zoning Administrator shall require
91 compliance with all standards of this sec-
92 tion. If the sign is not modified to comply
93 with the standards outlined in this section,
94 the Zoning Administrator shall require its
95 removal in accordance with subsection (d)
96 of this section.
- 97 (c) Abandoned signs.
98 All signs or messages shall be removed by
99 the owner or lessee of the premises upon
100 which an on-premise sign is located when
101 the business it advertises is no longer con-
102 ducted or, for an off-premise sign, when
103 the lease payment and rental income are
104 no longer provided, unless there is evi-
105 dence that the owner or agent is marketing
106 the property for sale or lease. If the owner
107 or lessee fails to remove the sign, the Zon-
108 ing Administrator shall give the owner 30
109 days written notice to remove such sign.
110 Upon failure of the owner or lessee to
111 comply with this notice, the Village may
112 cause the sign to be removed and all costs
117

VILLAGE OF SISTER BAY ZONING CODE

SEC. 66.0770 PROHIBITED SIGNS

SEC. 66.0770 PROHIBITED SIGNS

- 1 of such removal shall be collected as a 55
 2 special assessment on the next succeeding 56
 3 tax roll. 57
- 4 (d) Deteriorated or dilapidated signs. 58
 5 The Zoning Administrator shall give the 59
 6 owner or lessee of any premises on which 60
 7 a deteriorated or dilapidated sign is locat- 61
 8 ed, 60 days written notice to repair any de- 62
 9 teriorated or dilapidated signs and remove 63
 10 such condition, without enlarging or struc- 64
 11 turally altering such signs. (g) Unclassified signs:
 12 (1) If it is determined that such deterio- 65
 13 rated or dilapidated signs cannot be 66
 14 repaired without structurally altering 67
 15 or changing the sign, then the own- 68
 16 er or lessee of such sign shall obtain 69
 17 a permit from the Zoning Adminis- 70
 18 trator for such changes or altera- 71
 19 tions. 72
 20 (2) Upon failure of the owner or lessee 73
 21 to comply with the notice set forth 74
 22 in subsection (c) of this section, or 75
 23 in the event of the failure of the 76
 24 owner or lessee to obtain a permit 77
 25 as set forth in section 66.0750, [See 78
 26 page ~~115+14~~ the Village may 80
 27 cause the sign to be removed and 81
 28 all costs of such removal shall be 82
 29 collected as a special assessment on 83
 30 the next succeeding tax roll. 84
- 31 **Sec. 66.0770 Prohibited Signs** 85
 32 The following signs are prohibited in all districts: 86
- 33 (a) Abandoned signs. 87
 34 Any sign advertising or identifying a busi- 88
 35 ness or organization, which is either de- 89
 36 funct or no longer located on the premises. 90
 37 Exceptions are granted to landmark signs, 91
 38 which may be preserved and maintained 92
 39 even if they no longer pertain to the pre- 93
 40 sent use of the premises. 94
- 41 (b) Flashing, alternating, rotating or swinging 95
 42 signs or devices, whether illuminated or 96
 43 not, visible from the right-of-way. 97
- 44 (c) Floodlighted or reflection illuminated signs 98
 45 of which the light source is positioned so 99
 46 that its light sources is visible from a public 100
 47 right-of-way by the vehicular traffic or 101
 48 which the light source is visible from ad- 102
 49 joining property. 103
- 50 (d) Internally illuminated signs, neon and back 104
 51 lighted signs other than OPEN signs. 105
- 52 (e) Flashing signs, signs with an intermittent or 106
 53 flashing light source, signs containing mov- 107
 54 ing parts, and signs containing reflective 108
- elements, which sparkle or twinkle in the 109
 sunlight.
- (f) Electronic message centers, variable mes-
 sage signs that utilize computer generated
 messages or some other electronic means
 of changing copy, including displays using
 incandescent lamps, LED's, LCD's or a
 flipper matrix unless located on P-1 zoned
 properties.
- (g) Unclassified signs:
 (1) That is a hazard or dangerous dis-
 traction to vehicular traffic or a nui-
 sance to adjoining residential prop-
 erty.
 (2) No sign shall resemble, imitate or
 approximate the shape, size, form
 or color of a traffic sign, signal or
 device.
 (3) No sign shall be located to interfere
 with the visibility or effectiveness of
 any official traffic sign or signal or
 with driver vision at the access
 point of any intersection.
 (4) No sign shall be erected, relocated
 or maintained to prevent free in-
 gress or egress from any door, win-
 dow or fire escape, and no sign
 shall be attached to a standpipe, fire
 escape or utility pole.
 (5) No sign shall contain, include or be
 illuminated by flashing light or by
 any light directed toward a neigh-
 boring residence, roads or high-
 ways.
 (6) No sign shall contain, include or be
 composed of any conspicuous ani-
 mated part.
 (7) No sign shall be painted on rocks.
- (h) Inflatable advertising devices or signs.
- ~~(i) Changeable copy signs, fixed or moveable,
 except for theaters, churches, schools or
 gas station price signs.~~
- ~~(j) Murals or other artwork painted or applied
 to a building shall be a conditional use and
 shall be reviewed and approved by the
 Plan Commission for location, size and
 material only without regard to artistic con-
 tent.~~
- ~~(k) Billboard signs larger than the maximum
 permitted square footage per face.~~
- ~~(l) Painted wall signs, which are painted di-
 rectly on the surface of the building.~~
- ~~(m) Signs taller than eight feet in height.~~
- ~~(n) No beacons or laser lights used for promo-
 tional display.~~

VILLAGE OF SISTER BAY ZONING CODE

SEC. 66.0780 LEGAL NON-CONFORMING SIGNS

SEC. 66.0790 HISTORIC SIGNS

- 1] ~~(e)(1)~~ A "V" sign shall be prohibited unless the
 2 backs of both signs display no letters or
 3 symbols and are landscaped to screen their
 4 backsides.
 5 ~~(p)(m)~~ Reflective lights.
 6 ~~(r)(r)~~ Mobile signs unless permitted as a tempo-
 7 rary use.
 8 ~~(t)~~ ~~Signs on vehicles. No persons shall park~~
 9 ~~any vehicle or trailer on a public right of~~
 10 ~~way or public property or on private prop-~~
 11 ~~erties so as to be seen from a public right~~
 12 ~~of way which has attached thereto or lo-~~
 13 ~~cated thereon any sign or advertising de-~~
 14 ~~vice for the basic purpose of providing ad-~~
 15 ~~vertisement of projects or directing people~~
 16 ~~to a business activity located on the same~~
 17 ~~or nearby property or any other premises.~~
 18 ~~This section shall not prohibit "For Sale"~~
 19 ~~signs on vehicles for sale, provided the ve-~~
 20 ~~hicle is not parked on a public right of~~
 21 ~~way.~~
 22 ~~(s)(o)~~ No sign shall be located, erected, moved,
 23 reconstructed, extended, enlarged, con-
 24 verted or structurally altered in the Wet-
 25 land W-1 district.
- 26 **Sec. 66.0780 Legal Non-conforming Signs**
 27 (a) Notification of non-conformance.
 28 Upon determination that a sign is non-
 29 conforming, the sign administrator shall
 30 use reasonable efforts to so notify, in writ-
 31 ing, the user or owner of the property on
 32 which the sign is located of the following:
 33 (1) The sign's non-conformity.
 34 (2) Whether the sign is eligible for
 35 characterization as a legal non-
 36 conforming sign or is unlawful.
 37 (b) Signs eligible for characterization as legal
 38 non-conforming.
 39 Any sign located within the Village limits
 40 or located in an area annexed to the Vil-
 41 lage hereafter, which does not conform to
 42 the provisions of this chapter, is eligible for
 43 characterization as a legal non-conforming
 44 sign and is permitted, providing it also
 45 meets the following requirements:
 46 (1) The sign was covered by a sign
 47 permit prior to the date of adoption
 48 of the prior zoning ordinance, this
 49 ordinance or amendment.
 50 (2) If no permit was required by the Vil-
 51 lage at the time, the sign was erect-
 52 ed, and the sign was not changed or
 53 altered after the effective date of this
 54 ordinance or a prior zoning ordi-
 55 nance in a manner that under this
- chapter would have caused a loss of
 non-conforming status.
 (3) An existing sign located closer than
 ten feet to the street right-of-way in
 the B-3 district shall not be deemed
 non-conforming solely on that basis.
~~(4) Any existing pole sign as of No-~~
~~ember 13, 2004, taller than eight~~
~~feet shall be deemed non-~~
~~conforming after January 1, 2015~~
~~and may be replaced at its existing~~
~~height, but with the sign in compli-~~
~~ance with section 66.0710.~~
- (c) Loss of legal non-conforming status.
 A sign loses its legal non-conforming status
 when any one of the following occurs:
 (1) The sign is structurally altered in
 any way, except for normal mainte-
 nance or repair, which tends to or
 makes the sign less in compliance
 with the requirements of this section
 then it was before alteration.
 (2) The sign is damaged to such an ex-
 tent that the cost to repair or recon-
 struct such sign exceeds 50 percent
 of the assessed value of the sign.
 (3) The design, logo or wording of the
 sign is altered.
 (4) The replacement of a non-
 conforming sign with an identical
 sign may be allowed, subject to ob-
 taining a permit. The new sign must
 utilize permitted materials.
- (d) Legal non-conforming sign maintenance
and repair.
 Nothing in this section shall relieve the
 owner or user of a legal non-conforming
 sign, or the owner of the property in which
 the sign is located, from the provisions of
 this section regarding safety, maintenance
 and repair of the sign. All work, including
 repainting, requires a permit.
- Sec. 66.0790 Historic Signs**
 (a) Signs of historic significance which make a
 contribution to the cultural, ~~or historic or~~
~~aesthetic~~ quality of the Village because of
 their unique construction materials or
 unique design, unusual age, prominent lo-
 cation within the Village, or unique crafts-
 manship from another period of time may
 be exempted from any or all size, height,
 animation, lighting, or setback require-
 ments of the section, when the Plan Com-
 mission finds the following conditions ex-
 ist:

VILLAGE OF SISTER BAY ZONING CODE

SEC. 66.0791 COMPLIANCE

SEC. 66.0791 COMPLIANCE

- 1 (1) The sign is of exemplary technology, craftsmanship, or design of the period in which it was constructed; uses historic sign materials (wood, metal, or paint applied directly to a building) and means of illumination (neon or incandescent fixtures); and is not significantly altered from its historic period. If the sign has been altered, it must be restored to its historic function and appearance.
- 2
3
4
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- 12 (2) The sign is integrated into the architecture of a period building.
- 13
- 14 (3) A sign not meeting the criteria listed above may be considered if it demonstrates extraordinary aesthetic quality, creativity or innovation in design.
- 15
16
17
18
- 19 (b) Historic signs are exempt from the requirements of section 66.0780 "Legal Non-conforming Signs." [See page ~~119~~118]
- 20
21]

22 **Sec. 66.0791 Compliance**

23 Except as otherwise authorized, no sign visible from a state or county road, from any Village street, from a private street, from a public parking lot, from a private parking lot, from the water or from any adjacent property shall be located, erected, moved, repainted with different colors, reconstructed, extended, enlarged or structurally altered, including the placement of various components of the sign, until a permit has been reviewed and approved by the Plan Commission or designated representative and a permit has been issued to the property owner or building occupant by the Zoning Administrator. Signs located on a property or location with multiple buildings or businesses under common or separate ownership shall not be exempt from the requirements of this Code. Additions to and alterations of existing signs and support structures require a new permit.

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41 Note: This entire section was revised by Ordinance 185-041211.

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Village of Sister Bay
 421 MAPLE DRIVE • SISTER BAY, WI 54234
 PHONE: (920) 854-4118 • FAX: (920) 854-9637
 E-MAIL: INFORMATION@SISTERBAY.COM

THIS AREA FOR OFFICE USE ONLY	
Account No.	Application Date:
Fee Amount Paid: <i>485</i>	Receipt #:

REZONING PETITION

NAMES & MAILING ADDRESSES	PROPERTY DESCRIPTION
Petitioner (Agent) <i>Ronald J. and Barbara L. Sense</i>	Parcel Identification Number (PIN) <i>181-00-08312833 F R</i>
Street Address <i>3881 S. 102nd St</i>	Subdivision or CSM (Volume/Page/Lot) <i>_____</i>
City • State • Zip Code <i>Greenfield, WI 53228</i>	Address Of Property (DO NOT include City/State/Zip Code) <i>2454 Flint Ridge Rd</i>
Property Owner (If different from petitioner)	Is this property connected to public water? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Street Address	Is this property connected to public sewer? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
City • State • Zip Code	

CONTACT PERSON
Name and daytime phone number (include area code) of a person we can contact if we have any questions about your petition.
Name <i>Ronald J. Sense</i> Daytime Phone <i>(414) 750-4110</i> Email <i>rcents@sbcglobal.net</i>

PROPOSED REZONING	
Current Zoning District <i>B-1</i>	Proposed Zoning District <i>R-3</i>

Reason For Rezoning

We would like to replace our existing home with a modern energy efficient year round home. Current B-1 zoning does not allow us to do this.

Please complete the site map on the attached sheet.

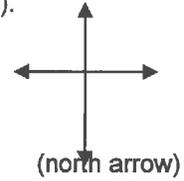
CERTIFICATE	
I, the undersigned, hereby petition to rezone the aforementioned property and certify that all the information both above and attached is true and correct to the best of my knowledge.	
Signature <i>Ronald Sense</i>	Date <i>7/15/2016</i>
Daytime Contact Number <i>(414) 750 - 4110</i>	

◆ AREA BELOW THIS LINE FOR OFFICE USE ONLY ◆

SITE PLAN

INSTRUCTIONS

- ➔ INDICATE north on the arrow.
- ➔ SKETCH the location of the proposed parent parcel and all proposed parcels (include dimensions).
- ➔ LABEL all abutting roads, highways, lakes, streams or wetlands.



Width _____

Rear property line OR Edge of water

See Attached Map. Proposed new structure will be in approximately the same location as present house. That area is boxed in black marker on the map.

▲ Right-of-Way Line of Road/Highway ▲

Width _____

▼ Center(line) of Road/Highway ▼

Name Of Road/Highway

Map

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... from the Web Map of ...
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Door County, Wisconsin
... for all seasons!



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APPROVALS

▼ AREA BELOW THIS LINE FOR OFFICE USE ONLY ▼

PLAN COMMISSION ACTION

Date Of Decision _____ Decision _____

Zoning District _____	ZONING ADMINISTRATOR
Overlay District _____	_____ <input type="checkbox"/> APPROVED <input type="checkbox"/> DENIED Date _____

▼ AREA BELOW THIS LINE FOR OFFICE USE ONLY ▼

Road/Highway Designation	Existing Right-Of-Way	Required Road/Highway Setback	Maximum Lot Coverage Allowed _____
<input type="checkbox"/> Village <input type="checkbox"/> US/State <input type="checkbox"/> County <input type="checkbox"/> Private		From Right-of-Way _____ From Centerline _____	Existing _____ Proposed _____ Aggregate _____

07/15/2016

Mr. Zeke Jackson and Members of the Sister Bay Zoning and Planning Commission,

We are petitioning for a zoning change of our property at 2454 Flint Ridge Rd, a 12.56 Acre parcel, SW ¼ SW1/4 SEC. 8-31-28 SE OF HWY 57 (Parcel # 181-00-08312833F R). We have owned and maintained this property since October 1992 with the original plan of eventually making it our retirement destination. It is currently zoned B-1, and we are asking that it be changed to R-3.

If this request is granted we will replace our present home with an updated more energy efficient year round home which the B-1 zoning prevents us from doing. For estate planning purposes we would like to leave the property to our 2 children and the R-3 zone classification would give them the option of each having their own house on a 6+ Acre parcel. It is our and their intent to preserve the rural aspect of the property.

Thank you for your consideration,



Ronald and Barbara Sense