

Village of Morton Municipal Code Book

Instruction Sheet: Morton, Illinois
Supplement 237 - July 2015
Includes Ordinances: 15-02, 15-03, 15-04

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PREFACE

This volume of the Village Code of the Village of Morton, as supplemented, contains ordinances up to and including ordinances:

15-02, June 1, 2015

15-03, June 1, 2015

15-04, July 6, 2015

Ordinances of the Village adopted after said ordinances supersede the provisions of this Village Code to the extent that they are in conflict or inconsistent therewith. Consult the Village office in order to ascertain whether any particular provision of the Code has been amended, superseded, or repealed.

1. They are allowable on a property which is adjacent to the property for which the advertising sign pertains to, provided the property which the advertising sign is placed on has frontage on a public street, and further provided that there is an easement for ingress and egress over the property fronting the street to the adjacent property. This exception applies only in the case where the property for which the advertising sign pertains to, does not have any street frontage.
2. The allowable sign area for all free standing signs shall not be increased as a result of the allowance of an advertising sign. (Ord. 04-42, 12-6-04)

(B) Business Signs In B-1 Districts: In B-1 Districts, business signs are permitted subject to the following conditions:

1. Area Of Attached And Free-Standing Business Signs: The gross area in square feet of all signs attached to the wall of a building shall not exceed fifteen percent (15%) of the wall area to which they are attached or of which they are a part. The gross area of all free-standing signs shall not exceed one (1) square foot of area per each lineal foot of frontage on the zoning lot.
2. Height: No sign shall exceed twenty feet (20') in height and shall in no case extend above the roof line.
3. Integrated Retail And Office Buildings Or Complexes: For integrated retail and office building complexes with more than one (1) building in single ownership or under unified control, one (1) additional free-standing business sign other than those provided for in the B-1 District above shall be permitted subject to the following:
 - (a) Content: Such signs shall indicate only the name and location of such center and the name and type of business of each occupant of the center.
 - (b) Area: The gross area of the additional sign shall not exceed one (1) square foot per each lineal foot of frontage and in no case more than one hundred fifty (150) square feet.
 - (c) Height: Such additional free-standing sign shall not exceed twenty feet (20') in height above the curb level.

(C) Business Signs In B-2 And B-3 Districts: In B-2 and B-3 Districts, business signs are permitted subject to the following conditions:

1. Sign Area For Attached Business Signs: The gross area in square feet of all attached signs shall not exceed twenty five percent (25%) of the wall area to which they are attached or of which they are a part.
2. Sign Area For Free-Standing Business Signs: The gross area in square feet of all free-standing business signs shall not exceed one (1) square foot per each lineal foot of frontage of the zoning lot.
3. Height: No attached business sign shall extend above the roof line. No free-standing business sign shall exceed thirty feet (30') in height above the curb line. (amd. Ord. 15-03, 6-1-15)

4. Integrated Retail And Office Buildings Or Complexes: For integrated retail and office buildings or complexes with more than one (1) building in single ownership or under unified control, one (1) additional free-standing business sign, other than those provided for in B-2 and B-3 Districts above, shall be permitted subject to the following:

- (a) Content: Such signs shall advertise only the name and location of such center and the name and type of business of each occupant of the center.
- (b) Area: The gross area of all signs shall not exceed one (1) square foot per lineal foot of frontage and in no case more than three hundred (300) square feet.
- (c) Height: Such additional free-standing sign shall not exceed thirty feet (30') in height above the curb level.

(D) Advertising Signs In B-2 And B-3 Districts: Advertising signs in B-2 and B-3 districts are prohibited. (Ord. 99-21, 9-7-99)

(E) "For Sale" Or "For Rent" Signs Within Business Districts: There shall be no more than one (1) sign per zoning lot, except that on a corner lot, one (1) sign shall be permitted on each street side. The sign area shall not exceed sixty four (64) square feet nor shall the sign exceed seven feet (7') in height.

(F) One (1) construction sign not exceeding thirty two (32) square feet is permitted for a time period no longer than necessary to complete the activity to which it refers. If the sign refers to more than one (1) activity, then the activity completed last shall apply with respect to the time the sign may exist. (Ord. 07-31, 9-4-07)

10-9-7: **SIGN REGULATIONS WITHIN INDUSTRIAL DISTRICTS:** The following sign regulations shall pertain to business and advertising signs within industrial districts:

(A) Business signs in I-1 and I-2 Districts are permitted subject to the following conditions:

- 1. Sign Area For Attached Business Signs: The gross area in square feet of all attached business signs shall not exceed twenty five percent (25%) of the wall area to which they are attached or of which they are a part.
- 2. Sign Area For Free-Standing Business Signs: The gross area in square feet for a free-standing business sign shall not exceed three hundred (300) square feet per sign face.
- 3. Height: No attached business sign shall extend above the roof line. No free-standing business sign shall project higher than thirty five feet (35') above the curb level.

(B) Advertising signs in the I-1 and I-2 Industrial Districts are permitted subject to the following conditions. (Ord. 99-21, 9-7-99)

- 1. The maximum area for any one (1) sign facing shall be one hundred fifty (150) square feet, inclusive of any border and trim, but excluding the base or apron, supports, and other structural members. The maximum area permitted for advertising signs attached to a wall is limited to twenty five percent (25%) of the surface of the walls which they are attached or of which they are a part.
- 2. Height: No advertising sign may exceed thirty-five feet (35') in height.
- 3. No advertising sign may be attached to the roof of a structure.

- (e) The granting of the variation will not be detrimental to the public welfare or injurious to other property or improvements in the neighborhood in which the property is located; and
- (f) The proposed variation will not impair an adequate supply of light and air to adjacent property, substantially increase the congestion of the public street, increase the danger of fire, endanger the public safety, or substantially diminish or impair property values within the neighborhood.

The Zoning Board of Appeals may impose such conditions and restrictions upon the premises benefited by a variation as may be necessary to comply with the standards, to reduce or minimize the effect of such variation upon other properties in the neighborhood, and to better carry out the general intent of this Title.

4. The following situations, and only those situations, are permissible areas in which variations from the regulations of this Title are allowed to be granted by the Zoning Board of Appeals when in accordance with the standards established in this Section:
- (a) To permit reconstruction of a building accommodating a nonconforming use, when the building was specifically designed for such use and destroyed to an extent exceeding twenty five percent (25%) of its fair market value.
 - (b) To permit any yard or open space requirement less than the yard or open space requirement.
 - (c) To permit a reduction of the parking or loading requirements for a specific use whenever the character or use of the building or property is such as to make unnecessary the full provision of such facilities.
 - (d) To permit an increase by not more than twenty five percent (25%) to the distance required parking spaces are to be from the use served.
 - (e) To permit a variation of these regulations to secure an appropriate development of a lot where adjacent to such lot on two (2) or more sides there are structures not conforming to the regulations of the district.
 - (f) To permit the extension of a zoning district line in a specific instance where the rules of this Title for interpreting the zoning district line are unclear in relation to a single property.
 - (g) To vary the sign regulations, except height, of free-standing signs, where because of unique conditions of the property on which the sign is to be placed, the regulations contained herein would be inappropriate¹. No variances may be granted for the heights of a sign in any district. Notwithstanding the foregoing, no variance may be granted for advertising signs where permitted in the B-1 district. (Ord. 78-31, 3-5-79; amd. Ord. 01-41, 3-18-02; amd. Ord. 04-42, 12-6-04; amd. Ord. 11-30, 1-3-12; amd. Ord. 13-22, 11-4-13; amd. Ord. 15-04)
 - (h) To permit more than one (1) driveway per residential lot.
 - (i) To permit a nonconforming building to be structurally altered or reconstructed within its bounding walls to an extent exceeding in aggregate cost twenty five percent (25%) of its fair market value including land value. (Ord. 81-28, 11-16-81)

¹ See Chapter 9 of this Title.

- (j) Nothing herein contained shall be construed to give or grant to the Board the power or authority to alter or change the zoning classifications of the District Map or to permit a use not otherwise permitted; such power and authority being reserved to the Board of Trustees. (Ord. 78-31, 3-5-79; Ord. 81-28, 11-16-81)
- (k) To permit a variance in number, size, or location of accessory use, accessory area, accessory buildings, or structures, except solar water systems. (Ord. 81-35, 1-18-82, amd. Ord. 10-20 10-4-10)
- (l) To permit a variation of the regulations pertaining to satellite antenna dishes. (Ord. 84-22, 3-4-85)
- (m) To permit only the following types of variances for property located in an interstate corridor:
 1. Sign regulations;
 2. Side, rear, and front yard setbacks for lots of record (less than one acre) existing at the time of adoption of Ordinance 94-31; and
 3. Side, rear, and front yard setbacks for structures as described in Title 10, Chapter 4, Subsection 7(H)2. (Ord. 94-32, 5-15-95)
- 5. The concurring vote of four (4) members of the Board of Appeals shall be necessary to grant a variation. (Ord. 78-31, 3-5-79)
- 6. If a variance is granted, work or construction shall commence within ninety (90) days of the granting of the variance for residential property; and shall be completed according to the guidelines outlined in Title 4, Chapter 1, Subsection 6 (Completion of Work). For all commercial and industrial properties, work or construction shall commence within one hundred eighty (180) days of the granting of the variance; and shall be completed according to the guidelines outlined in Title 4, Chapter 1, Subsection 6. Completion means the completion of the exterior of the building(s) and/or all other improvements as specified in the building permit issued for the work or construction. Failure to comply with either time requirement shall mean automatic revocation of the variance upon the expiration of the time limit. The variance may only be reinstated upon reapplication, public hearing, and approval of the Zoning Board of Appeals. In the alternative, the Zoning Board of Appeals may reject the reapplication.

This paragraph shall be effective August 1, 1987; and all variances that have been granted prior to said date shall be subject to the provisions of same. For purposes of applying the time limit provisions, the date of August 1, 1987, shall be the commencement point for all variances granted prior to said date. (Ord. 87-8, 7-20-87; amd. Ord. 11-22, 10-3-11)

(D) Appeals Procedure:

1. An appeal may be taken to the Zoning Board of Appeals by any person or by any officer, department, board, or bureau aggrieved by a decision of the ZEO or his authorized agent. Such an appeal shall be taken within forty five (45) days of the action complained of, by filing with the ZEO a notice of appeal specifying the grounds thereof. The ZEO shall forthwith transmit to the Zoning Board of Appeals all of the papers constituting a record upon which the action appealed from was taken.
2. An appeal shall stay all proceedings in furtherance of the action appealed unless the ZEO certifies to the Zoning Board of Appeals, after notice of the appeal has been filed, that by reason of facts stated in the appeal a stay would, in his opinion, cause imminent peril to life or property, in which case the proceedings shall not be stayed unless by a restraining order which may be granted by the Zoning Board of Appeals or by a court of record on application of the ZEO and on due cause shown. (Ord. 04-53, 3-7-05)

- (B) If an employee other than supervisory personnel shall be required to work more than forty (40) hours per week, the employee shall receive one and one-half (1 1/2) times his hourly salary (base plus longevity plus incentive pay) for each hour worked in excess of forty (40) hours per week. The foregoing provision does not apply to the Chief of Police, Deputy Chief of Police, Director of Fire and Emergency Medical Services, Superintendent of Public Works, Treasurer, and Zoning Enforcing Officer. (amd. Ord. 06-16, 7-10-06; amd. Ord. 11-23, 11-7-11; amd. Ord. 11-31, 1-3-12)
- (C) If an employee other than supervisory personnel shall work on a paid holiday, the employee shall receive twice his hourly salary (base plus longevity plus incentive pay) for each hour worked on said holiday.
- (D) The following paid holidays shall be observed:
1. New Year's Day
 2. Good Friday
 3. Memorial Day
 4. Independence Day
 5. Labor Day
 6. Thanksgiving Day and the Friday after
 7. Christmas Day and the day before or the day after
- (E) For purposes of determining the hourly rate to be used in calculating any overtime or holiday pay due employees, the following formula shall be used:
- $$\text{Hourly Rate} = \frac{\text{Official Monthly Rate} \times 12}{2080}$$
- (F) Those employees other than supervisory personnel who are on a 28-day work schedule, who have a scheduled day off falling on a holiday, shall receive eight (8) hours' pay, in addition to their regular salary.
- (G) The following provisions shall apply to the following positions: Superintendent of Gas Distribution, Superintendent of Streets, Superintendent of Wastewater Treatment, Superintendent of Water Distribution, and Superintendent of Water Treatment:
1. If a Superintendent is requested by the Superintendent of Public Works to work a shift or half shift, then said Superintendent shall be entitled to be compensated for same at his straight hourly rate, or at the option of the Superintendent, he may elect compensatory time. The election by the Superintendent shall be made within the pay period for which the shift was worked. Once the Superintendent makes an election, he may not thereafter change same.
 2. Any compensatory time which a Superintendent accrues shall be taken during that calendar year.
 3. A half shift is defined as four (4) consecutive hours of work within a twenty-four (24) hour period. A full shift is defined as eight (8) consecutive hours of work within a twenty-four (24) hour period. These periods are times other than the normal work schedule for the Superintendent.

4. No compensatory time shall accrue or be paid for other than as specifically provided in paragraph 1. (amd. Ord. 14-21, 10-6-14)

(H) Employees other than Department Heads, Superintendents, and those who are members of a bargaining unit shall be entitled to compensatory time, subject to the following:

1. Department heads must approve the taking of compensatory time, and it will be allowed unless it is unduly disruptive to the operation of the Department.
2. Compensation is accrued at the rate of 1.5 hours for every hour worked over 40 per week.
3. Employees are not required to take compensatory time off.
4. Employees may accumulate a maximum of 24 hours of compensatory time (16 actual hours worked) per fiscal year (May 1 - April 30).
5. An employee is required to use all compensatory time he or she has accrued by April 30 following the time it has been earned. Any not taken shall be paid as of April 30. (Ord. 14-21, 10-6-14; amd. Ord. 15-02, 6-1-15)

12-3-3: **LONGEVITY INCREASES:**

(A) Full-time employees hired before January 1, 2008, shall receive longevity pay in the following amounts according to the following schedule:

<u>Required Years of Employment</u>	<u>Longevity Increase Added to Base Salary</u>
3	2% of Base Salary
6	4% of Base Salary
9	6% of Base Salary
12	7% of Base Salary
15	8% of Base Salary
18	9% of Base Salary
21	10% of Base Salary (maximum amount)

(B) Full-time employees hired on or after January 1, 2008, shall receive longevity pay in the following amounts according to the following schedule:

<u>Required Years of Employment</u>	<u>Longevity Increase Added to Base Salary</u>
5	2% of Base Salary
10	4% of Base Salary
15	6% of Base Salary
17	7% of Base Salary
19	8% of Base Salary
21	9% of Base Salary
23	10% of Base Salary (maximum amount)

(C) Longevity pay shall be in addition to an employee's base salary. Longevity pay and any increases thereto shall begin on the first pay period following the date that the required years of employment are completed. (amd. Ord. 07-53, 1-7-08)

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