

ORDINANCE #2023 - 08
AN ORDINANCE AMENDING SECTION 390-1012 OF THE CODE OF ORDINANCES
OF THE VILLAGE OF WILLIAMS BAY REGARDING NONCONFORMING EXISTING SIGNS

WHEREAS, Section 390-1012 of the Code of Ordinances of the Village of Williams Bay currently requires removal of existing non-conforming signs within the Village of Williams Bay after specified time frames; and

WHEREAS, the Village Attorney has advised that these current provisions are amortization schedules that are not enforceable; and

WHEREAS, the Building, Zoning & Ordinances Committee reviewed this matter and recommended removal of these non-enforceable provisions;

WHEREAS, a duly noticed public hearing was held by the Plan Commission regarding repealing and recreating Sec. 390-1012 of the Code of Ordinances to bring same into conformity with Wisconsin Statutes and case law; and

WHEREAS, after said public hearing, the Plan Commission having recommended to the Village Board to amending the current Sec. 390-1012 and adopt the new Sec. 390-1012; and

WHEREAS, the Village Board having determined that it is appropriate to adopt such revisions to the Zoning Code to bring same into conformity with the Wisconsin Statutes and case law regarding amortization of existing non-conforming signs; and

NOW, THEREFORE, the Village Board of the Village of Williams Bay do hereby ordain as follows:

Section I. Section 390-1012 of the Code of Ordinances of the Village of Williams Bay is hereby amended to read as follows:

§ 390-1012. Existing signs.

- A. Signs lawfully existing at the time of the adoption or amendment of this chapter may be continued although the size or location does not conform to this chapter.
- B. Signs shall be kept in good repair. A sign which is not repaired, painted or maintained within 90 days of written notification by the zoning administrator shall be removed and the owner shall be subject to penalty.
- C. A nonconforming sign, although it shall be maintained, may not be replaced except by a conforming sign, except that the face of the nonconforming sign may be changed or modified provided that the new sign face is of the same dimensions of the existing sign and may be incorporated into the existing frame and supporting structure.
- D. A nonconforming sign may not be enlarged or modified to increase the nonconformity.
- E. If there is a change in ownership of the business or institution which the sign is representing, the face of the nonconforming sign may be changed or modified provided that the new sign face is of the same dimensions as the existing sign and may be incorporated into the existing frame and supporting structure.

F. A nonconforming sign shall be discontinued and removed when the business identified on the sign has closed or moved or the use of the building upon which the sign is displayed or attached is changed. A nonconforming sign shall be deemed abandoned and shall be discontinued and removed if the property upon which such sign is located remains vacant for a period of 60 days.

Section II. This ordinance shall take effect upon passage and publication as provided by law.

Approved by the Village Board of the Village of Williams Bay this 15th day of January, 2024.

VILLAGE OF WILLIAMS BAY

By: _____
William Duncan, President

Attest: _____
Tina Kolls, Clerk

First Reading: 8-21-2023
Second Reading: 1-15-2024
Date Adopted: 1-15-2024
Date Published: 1-25-2024