

Ordinance No. 14-29

**AN ORDINANCE OF THE VILLAGE OF EAST DUNDEE, ILLINOIS,
ESTABLISHING DECIBEL LEVEL NOISE REGULATIONS**

WHEREAS, the Village of East Dundee (the "*Village*") is a duly organized and validly existing home-rule municipality created in accordance with the Constitution of the State of Illinois of 1970 and the laws of the State; and,

WHEREAS, the Village pursuant to its home rule authority and Section 11-5-2 of the Illinois Municipal Code (65 ILCS 5/11-5-2) may prevent and suppress noises, disturbances and disorderly assemblies and pursuant to Section 11-60-2 of the Illinois Municipal Code (65 ILCS 5/11-60-2) may define, prevent and abate nuisance; and,

WHEREAS, The Village desires to establish alternative noise decibel level regulations to control the noise on private and public property.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of East Dundee, Kane and Cook Counties, Illinois, as follows:

Section 1: That the East Dundee Municipal Code, as amended, be and is hereby amended by amending section 93.11, Noise, of Chapter 93, Nuisances, of Title IX, General Regulations, by adding subsection (B)(3)(e) to read as follows:

“(e) Decibel levels

- (1) Noise Measurement- Sound level measurements for this subsection shall be made with a properly calibrated sound level meter Type 2 or better using the A-weighted network in accordance and conforming with the noise measurement standards, promulgated by the American National Standards Institute and Testing Procedures (ANSI) for measurement of sound levels on an averaged A-weighted sound pressure level which is exceeded ten percent of the time in any measurement period designated as dBA.
- (2) Decibel Limitation- No person shall operate or cause to be operated sound amplification equipment including but not limited to any radio, boombox, stereo, musical instrument, television, loudspeaker, sound amplifier or similar equipment on any property including public right-of-way in the Village to create a sound pressure level by a sound level measurement not less than twenty-five (25) feet from the sound amplification equipment which exceeds sixty-five (65) dBA between the hours of 7:00 a.m. and 7:00 p.m. during that day and fifty-five (55) dBA between the hours of 7:01 p.m. and 6:59 a.m. of the following day.
- (3) Penalty for Violation- The first violation of this subsection in a 12 month period shall be punishable by a fine of not less than \$100.00 or more than \$500.00. A subsequent violation by the same person which occurs within 12 months of a previous conviction shall be punishable by a fine of not less than \$100.00 more than the prior minimum fine but not more than \$750.00.”

Section 2: This Ordinance shall be in full force and effect upon its passage, approval, and publication as provided by law.

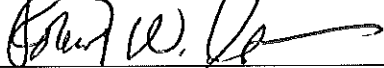
Adopted this 16th day of October, 2014.

AYES: Trustees Gorman, Lynam, SK'illicorn, Selep and Wood

NAYS: Ø

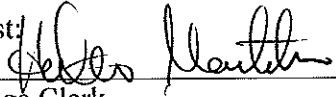
ABSENT: Trustee Ruffulo and President Miller

Approved this 16th day of October, 2014.



Village President PRO-TEM

Attest:


Village Clerk

Published in pamphlet form:

October 8, 2014