

VILLAGE OF DUPO, ILLINOIS

---

ORDINANCE NO. 16-11

AN ORDINANCE AMENDING CHAPTER 27, ARTICLE IV, SECTION 27-4-8  
OF THE REVISED CODE OF ORDINANCES OF THE VILLAGE OF DUPO, ILLINOIS

---

ADOPTED BY THE  
VILLAGE BOARD OF TRUSTEES  
OF THE  
VILLAGE OF DUPO, ILLINOIS  
THIS 21st DAY OF NOVEMBER, 2016

---

Published in pamphlet form by  
authority of the Village Board  
of Trustees of the Village of  
Dupo, St. Clair County, Illinois,  
this 21st day of November, 2016.

ORDINANCE NO. 16-11

**AN ORDINANCE AMENDING CHAPTER 27, ARTICLE IV, SECTION 27-4-8  
OF THE REVISED CODE OF ORDINANCES OF THE VILLAGE OF DUPO, ILLINOIS**

**WHEREAS**, the Village of Dupu, St. Clair County, Illinois, is a duly created, organized and validly existing municipality of the State of Illinois under the 1970 Illinois Constitution and the laws of the State of Illinois, including particularly the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto; and

**WHEREAS**, a public meeting was held in the Village of Dupu, Illinois at the Dupu Village Hall, 107 N. Second Street, on November 21, 2016 at 7:00 pm, before the Village Board of Dupu and notice of said meeting was duly given; and

**WHEREAS**, the playing of music outdoors and in enclosed patios during the late hours of the night and early hours in the morning has been a concern to the public peace and welfare of Dupu, Illinois; and

**WHEREAS**, an amendment to the Revised Code of Ordinances of Dupu, Illinois was presented amending Section 27-4-8 of Chapter 27, Article IV of the Revised Code of Ordinances of Dupu, Illinois prohibiting the playing of music, instruments, and other devices outdoors and in enclosed patios between the hours of 11:01 P.M. and 8:00 A.M. on Sunday through Thursday and between the hours of 12:01 A.M. and 8:00 A.M. on Friday through Saturday *as it disrupts the sleep of the citizens within the Village*; and

**WHEREAS**, the Mayor and the Board of Trustees believe that the aforementioned amendment to be in the best interests of the Village and its citizens; and

**WHEREAS**, the Village Board of Dupu, Illinois has recommended the approval of said amendment creating the aforementioned section of the Revised Code of Ordinances of Dupu, Illinois;

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DUPO, ILLINOIS:**

**Section 1: Recitals.** The aforementioned recitals are hereby adopted as findings by the Village Board, and incorporated herein.

**Section 2: Amendment.** The request for an amendment to amend Section 27-4-8 of Chapter 27, Article IV of the Revised Code of Ordinances of Dupu, Illinois as follows:

**27-4-8 LOUD AND UNNECESSARY NOISE.** No person in the village shall create any unreasonably loud or unnecessary noise of such character, intensity, or duration as to be detrimental to the

life or health of any individual or in disturbance of the public peace and welfare. The following are declared to be loud, disturbing, and unnecessary noises and noises in violation of this section, but this enumeration shall not be deemed to be exclusive:

(A) Sounding of any horn, whistle, siren, or other signaling device, except where necessary to warn of the danger of an approaching vehicle;

(B) Playing of radio, loud speaker, public address system, or other electronic device in a loud and unnecessary manner;

(C) Keeping any animal or bird which by frequent and long continued noise disturbs the comfort and repose of any person in the vicinity;

(D) Unnecessary banging, pounding, clanging, clattering, or other loud noises not necessary in the performing of any useful work.

(E) Playing music, instruments, or other devices outdoors or in an enclosed patio between the hours of **11:01 P.M. and 8:00 A.M. on Sunday through Thursday, or 12:01 A.M. and 8:00 A.M. on Friday through Saturday.** This provision does not apply to music played in an enclosed building.

is APPROVED. The Revised Code of Ordinances of Dupo, Illinois shall reflect such amendment.

**Section 3: Severability of Provisions.** Each section, paragraph, sentence, clause and provision of this Ordinance is severable, and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of the Ordinance, nor any part thereof, other than that part affected by such decision.

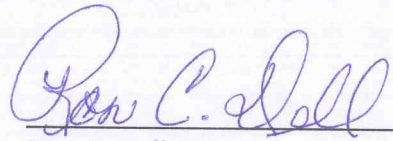
**Section 4: Conflict.** All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed to the extent of such conflict.

**Section 5: Effective.** This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

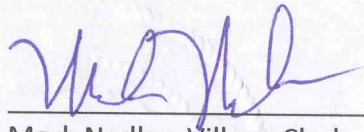
**PASSED** this 21st day of November, 2016 by the Village Mayor and the Village Board of Trustees of the Village of Dupo, St. Clair County, Illinois, and deposited and filed in the office of the Village Clerk in said Village on that date.

<u>Trustees</u>	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>	<u>Abstain</u>
Don Dixon	<u>X</u>	_____	_____	_____
I.D. Cleveland	<u>X</u>	_____	_____	_____
Jean Brown	<u>X</u>	_____	_____	_____
Joe Basinski	<u>X</u>	_____	_____	_____
Ken Phillips	<u>X</u>	_____	_____	_____
Kerry Foster	_____	_____	<u>X</u>	_____

APPROVED AND PASSED by the Mayor of the Village of Dupo, Illinois this 21st day of November, 2016.

  
\_\_\_\_\_  
Ron C. Dell, Mayor  
Village of Dupo, Illinois

ATTEST:

  
\_\_\_\_\_  
Mark Nadler, Village Clerk

(SEAL)