

VILLAGE OF DUPO, ILLINOIS

ORDINANCE NO. 17-13

AN ORDINANCE AMENDING CHAPTER 27, ARTICLE IV, SECTION 27-4-8(E)
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 16th DAY OF OCTOBER, 2017

Published in pamphlet form by
authority of the Village Board
of Trustees of the Village of
Dupo, St. Clair County, Illinois,
this 16th day of October, 2017.

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

WHEREAS, the Village of Dupo, 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 Dupo, Illinois at the Dupo Village Hall, 107 N. Second Street, on October 16, 2017 at 7:00 pm, before the Village Board of Dupo 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 Dupo, Illinois; and

WHEREAS, the Village Board of Trustees having previously amended Section 27-4-8 via ordinance adopted on November 21, 2016, the Board of Trustees desires to make an additional amendment to Section 27-4-8(E) of Chapter 27, Article IV of the Revised Code of Ordinances of Dupo, Illinois modifying the prohibited hours on Friday through Saturday to between the hours of 12:30 A.M. and 8:00 A.M.; 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 Dupo, Illinois has recommended the approval of said amendment creating the aforementioned section of the Revised Code of Ordinances of Dupo, 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 Dupo, Illinois as follows (deletion indicated by strikethrough, and addition indicated by italics and underline):

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~~ **12:30 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 Dupou, 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 16th day of October, 2017 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.

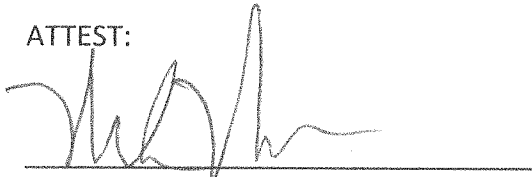
<u>Trustees</u>	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>	<u>Abstain</u>
Chris Ragsdale	<u>X</u>	___	___	___
Ben Kenner	___	___	<u>X</u>	___
James Smith	<u>X</u>	___	___	___
Joe Basinski	___	___	<u>X</u>	___
Ken Phillips	<u>X</u>	___	___	___
Kerry Foster	<u>X</u>	___	___	___

APPROVED AND PASSED by the Mayor of the Village of Dupo, Illinois this 16th day of October, 2017.



Jerry Wilson, Mayor
Village of Dupo, Illinois

ATTEST:



MARK NADLER, VILLAGE CLERK

(SEAL)

STATE OF ILLINOIS)
) SS
COUNTY OF ST. CLAIR)

CERTIFICATE OF PUBLICATION

I, Mark Nadler, certify that I am the duly elected and acting Village Clerk of the Village of Dupou, Illinois.

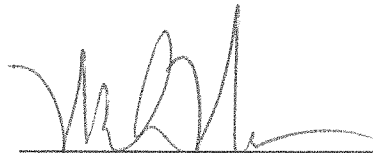
I further certify that on the 16th day of October, 2017, the Corporate Authorities of the Village of Dupou, Illinois, passed and approved Ordinance No. 17-13, entitled:

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which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 17-13, including the ordinance and a cover sheet thereof, was prepared, and a copy of such ordinance was posted in the Dupou Village Hall, commencing on October 16, 2017 and continuing for at least ten (10) days thereafter. Copies of such ordinance were also made available for public inspection upon request in the office of the Village Clerk.

DATED at Dupou, Illinois this 16th day of October, 2017.



MARK NADLER, Village Clerk

(SEAL)

STATE OF ILLINOIS)
) SS
COUNTY OF ST. CLAIR)

CERTIFICATE OF TRUE COPY


I, Mark Nadler, certify that I am the duly elected and acting Village Clerk of the Village of Dupu, Illinois, and as such I am the keeper of the books, records, files and corporate seal of said Village.

I do further certify that Ordinance No. 17-13, entitled:

**AN ORDINANCE AMENDING CHAPTER 27, ARTICLE IV, SECTION 27-4-8(E)
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to which this certificate is attached, is a true, perfect, complete and correct copy of said ordinance as adopted at a regular meeting of the Dupu, Illinois Village Council held on the 16th day of October, 2017.

IN WITNESS WHEREOF, I have made and delivered this certificate for the uses and purposes hereinabove set forth this 16th day of October, 2017.



MARK NADLER, Village Clerk

(SEAL)