

VILLAGE OF LILY LAKE

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ORDINANCE NO. 2017-03

AN ORDINANCE AMENDING THE VILLAGE CODE

(Chapter 7—Public Safety, Subchapter 4—Nuisances)

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ADOPTED BY THE  
PRESIDENT AND BOARD OF TRUSTEES  
OF THE  
VILLAGE OF LILY LAKE

September 25, 2017

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Published in pamphlet form by authority of the President and Board of Trustees of  
the Village of Lily Lake, Kane County, Illinois

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**(Chapter 7—Public Safety, Subchapter 4—Nuisances)**

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BE IT ORDAINED by the President and the Board of Trustees of the Village of Lily Lake, Kane County, Illinois, that the Village Code, as amended, be further amended as follows:

**§ 1. Amending Village Code**

Chapter 7—Public Safety, Subchapter 4—Nuisances, is amended by adding the following as § 765:

**§ 765. Noise**

The following are prohibited—

(a) Construction. To make, or permit to be made, noise from construction, repair or remodeling that can be heard within 100 feet from its source, between the hours of 10:00 PM and 6:00 AM on Monday through Friday and between the hours of 12:00 AM and 8:00 AM on Saturdays, Sundays and legal holidays.

(b) Sound amplification. After a written or verbal warning from a police officer or the Code Enforcement Officer of the village, to operate any sound amplification system in a vehicle or on property so as to unreasonably disturb, injure or endanger the comfort, repose, health, peace or safety of reasonable persons of ordinary sensitivity.

(c) Vehicles. After a verbal or written warning from a police officer or the Code Enforcement Officer of the village, to operate any off-road vehicle, including any off-highway motorcycle, mini-bike, all-terrain vehicle (ATV), snowmobile or other similar vehicle, on public or private property so as to unreasonably disturb,

injure or endanger the comfort, repose, health, peace or safety of reasonable persons of ordinary sensitivity. The terms “motorcycle”, “off-road motorcycle”, and “all-terrain vehicle” have the same meaning as in the Illinois Motor Vehicle Code. “Snowmobile” has the same meaning as in the Illinois Snowmobile Registration and Safety Act.

(d) Lawn equipment and tools. To operate a power lawn mower or other power lawn or landscaping equipment or other power tools between the hours of 8:00 PM and 7:00 AM.

(e) Raucous noise. To make, continue, or cause to be made or continued, any loud or raucous noise.

(f) Harsh, prolonged or unusual noise. To make, continue, or cause to be made or continued, any noise that is harsh, prolonged, unnatural, or unusual in time or place so as to cause unreasonable discomfort to any person or so as to unreasonably interfere with the peace and comfort of neighbors or their guests or operators or customers in places of business, or so as to detrimentally affect such residences or places of business.

(g) Illinois Motor Vehicle Code. To violate §§ 12-602 or 12-602.1 of the Illinois Motor Vehicle Code.

(h) Modifications to equipment. To remove or modify the sound suppression equipment of any vehicle or snowmobile.

(i) Factors. Factors to be considered in determining whether a sound is unreasonably loud or raucous may include, but are not limited to, the following:

- (1) The proximity of the sound to sleeping facilities;
- (2) The land use, nature and zoning of the area from which the sound emanates and the area where it is received or perceived;
- (3) The time of day the sound occurs;
- (4) The duration of the sound; and

(5) Whether the sound is recurrent, intermittent, or constant.

(j) Proof of violation of this section does not require the use of any decibel meter or other measuring device.

(k) Free Speech. No one shall construe anything in this section as preventing the lawful exercise of the right of free speech protected by the constitutions of the United States or the State of Illinois.

(l) Exemptions. This section does not apply to noise generated by agricultural equipment on land zoned and actually used for agricultural purposes and more than 40 acres in size. This section does not apply to work performed for or on behalf of a public body.

**§ 2. Sections renumbered**

Existing § 765 is renumbered as § 766.

**§ 3. Repealer**

Any ordinance or any provision of any ordinance in conflict with the provisions of this ordinance is, to the extent of such conflict, repealed.

**§ 4. Effective Date**

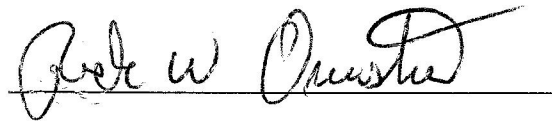
This ordinance is fully effective from and after its passage, approval and publication as provided by law.

Adopted on September 25, 2017 pursuant to a roll call vote as follows:

[Signature page follows.]

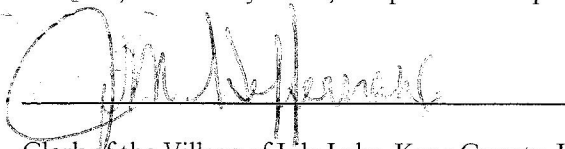
Trustee	Yes	No	Absent	Abstain
Conn	X			
Dell	X			
Damisch	X			
Marlovits				
Vaughn	X			
Walsh	X			
Overstreet				
Totals	5	0	1	0

Approved September 25, 2017.



President

Attested, Filed in my office, and published in pamphlet form on September 25, 2017.



Clerk of the Village of Lily Lake, Kane County, Illinois