
ORDINANCE NO. 2018-19-33

*An Ordinance Amending Chapter 43.10 Noise,
of the Johnsburg Municipal Code*

AN ORDINANCE PASSED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF JOHNSBURG

AT A REGULAR MEETING ON DECEMBER 18, 2018

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF JOHNSBURG

President

Edwin P. Hettermann

Board of Trustees

Tom Curry
Kyle Frost
Josh Hagen
Mary Lou Hutchinson
Greg Klemstein
Kevin McEvoy

Village Administrator

Claudett E. Peters

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An Ordinance Amending Chapter 43.10 Noise, of the Johnsburg Municipal Code

BE IT ORDAINED by the President and Board of Trustees of the Village of Johnsburg, McHenry County, Illinois, as follows:

SECTION 1: That Chapter 43, Noise of the Johnsburg Municipal Code be amended as follows:

43.10 NOISE. No person shall disturb the peace and quiet of any other person by creating excessive noise on his or any property. Excessive noise shall include but, not by way of limitation, any of the following:

- A. Loud playing of phonographs, radios, television sets, or music machines, or musical instruments.
- B. Barking or howling dogs and cats.
- C. Vehicles without mufflers, or the unnecessary use of horns on vehicles.
- D. No construction shall take place between the hours of 8:00 p.m. and 7:30 a.m. the following day with the exception that said construction shall not begin before 8:30 a.m. on Sundays.
- E. The use of any power lawn mower, ~~snow blower, snowmobile,~~ or other noisy machine between the hours of 8:00 p.m. and 7:30 a.m. the following day with the exception that use of said equipment or other motorized machines shall not begin before 8:30 a.m. on Sundays, or at any time if not properly muffled. Upon periods where there is greater than 2 inches of snow accumulation on the ground, snow blowers may be utilized except between the hours of midnight and 5:00 am.
- F. Any offense arising under this Section 43.10, may be settled and compromised by the offender by payment to the Village the sum of money stated for a Class B violation in Chapter 1.07-E.
- G. Noise emanating from any outdoor activity, including but not limited to, outdoor gathering of persons, shall not violate any of the provisions of this or any other Village code and must cease no later than 11:00 p.m.

SECTION 2: If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4: This Ordinance shall be in full force and effect upon its passage, approval and publication in pamphlet form (which publication is hereby authorized) as provided by law.

Voting Aye: Trustees Klemstein, Frost, Hagen and Curry

Voting Nay: None

Abstain: None

Absent: Trustee Hutchinson and McEvoy

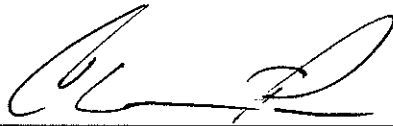
APPROVED:



Village President Edwin P. Hettermann

(SEAL)

ATTEST:



Village Clerk Claudett E. Peters

Passed: December 18, 2018

Approved: December 18, 2018

Published: December 18, 2018

CERTIFICATION

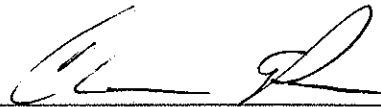
I, CLAUDETT E. PETERS, do hereby certify that I am the duly appointed, acting and qualified Clerk of the Village of Johnsburg, McHenry County, Illinois, and that as such Clerk, I am the keeper of the records and minutes and proceedings of the President and Board of Trustees of said Village of Johnsburg.

I do further certify that at a regular meeting of the President and Board of Trustees of the Village of Johnsburg, held on the 18th day of December, 2018 the foregoing Ordinance entitled *An Ordinance Amending Chapter 43.10, Noise of the Johnsburg Municipal Code*, was duly passed by the President and Board of Trustees of the Village of Johnsburg.

The pamphlet form of Ordinance No. 2018-19-33 including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was available in the Village Hall, commencing on the 18th day of December, 2018, and will continue for at least 10 days thereafter. Copies of such Ordinance are also available for public inspection upon request in the office of the Village Clerk.

I do further certify that the original, of which the attached is a true and correct copy, is entrusted to me as the Clerk of said Village for safekeeping, and that I am the lawful custodian and keeper of the same.

Given under my hand and seal of the Village of Johnsburg, this 18th day of December, 2018.



Claudett E. Peters, Village Clerk
Village of Johnsburg,
McHenry County, Illinois

(SEAL)