

# **CITY OF MOMENCE**

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**ORDINANCE NO. \_\_\_\_\_ 834\_\_**

**AN ORDINANCE AMENDING THE CITY CODE  
TO REGULATE NOISE**

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**ADOPTED BY THE  
MAYOR AND CITY COUNCIL  
OF THE  
CITY OF MOMENCE  
THIS \_\_\_20<sup>th</sup> DAY OF NOVEMBER, 2017.**

**Published in pamphlet form by  
authority of the Mayor and City Council of the  
City of Momence, Kankakee County, Illinois this \_20<sup>TH</sup> \_  
day of November, 2017.**

**ORDINANCE NO. \_\_\_\_\_ 834**

**AN ORDINANCE AMENDING THE CITY CODE  
TO REGULATE NOISE**

WHEREAS, the City Council of the City of Momence, Illinois (“the City”) finds that the making and creation of excessive, unnecessary loud noises within the limits of the City is a condition which has existed for some time and the extent and volume of such noises is increasing; and

WHEREAS, the City finds that the making, creation or maintenance of such excessive unnecessary, unnatural or unusually loud noises which are prolonged, unusual and unnatural in their time, place and use, affect and are a detriment to public health, comfort, convenience, safety, welfare and prosperity of the residents of the City; and

WHEREAS, the City may exercise any power and perform any function pertaining to its government and affairs, including the power to regulate for the protection of the public health, safety, and welfare; and

WHEREAS, the City finds that amending Title 5, Chapter 1, Section 5 of the City Code to regulate vehicle sound equipment and noise vibration as hereinafter defined will protect the health, safety, and welfare of the citizens of the City; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOMENCE, KANKAKEE COUNTY, ILLINOIS, as follows:

**SECTION 1.** **Recitals.** The foregoing recitals shall be and are hereby incorporated into and made a part of this Ordinance as if fully set forth in this Section 1.

**SECTION 2:** Momence City Code Title 5, Chapter 1, Section 5 “Noise Nuisance,” is hereby amended by adding the following to subsection (C) “Vehicle Sound Equipment and Noise Vibration” thereto:

(C) Vehicle Sound Equipment and Noise Vibration: It shall be unlawful for any person to be in possession or control of a parked or moving vehicle with a stereo, disc player, cassette player, speakers, or other similar equipment that is producing sound on a street, driveway, publicly patrolled parking lot or public place at or with a level, volume, intensity, frequency, or other attribute that is perceptible at a distance of 50 feet or more, either by hearing the sound by the human ear or by feeling the sound in the form of vibrations associated therewith. This subsection shall not be applicable to sound emanating from emergency vehicles, vending vehicles, or publicly sponsored or permitted concerts, sporting events, activities, or gatherings.

**SECTION 3:** Momence City Code Title 1, Chapter 4, Section “General Penalty,” Section 1-18, is hereby amended by adding the following minimum fine thereto:

Violations	Fines			
	Code Book Location	Payment 0 - 14 Days	Payment 15 - 30 Days	Payment After 30 Days
Noise Nuisance	<a href="#">5-1-5</a>	\$250.00	\$350 .00	\$500.00

**SECTION 4:** This Ordinance shall be included within the Code of Ordinances of the City of Momence. The effective date of this Ordinance shall be the date upon which it is passed, approved and published in pamphlet form.

APPROVED and ADOPTED by the Mayor and City Council of the City of Momence this \_\_\_20<sup>th</sup> \_\_\_ day of \_\_\_\_\_November, 2017, pursuant to roll call vote, as follows:

INTRODUCED this \_\_6<sup>th</sup> day of \_\_\_\_\_November, 2017.

PASSED this \_\_20<sup>th</sup> \_\_\_ day of \_\_\_\_\_November, 2017.

APPROVED this \_\_20<sup>th</sup> \_\_\_ day of \_\_\_\_\_November, 2017.

AYES: 8

NAYS: 0

ABSENT: 0

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Mayor

ATTEST:

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City Clerk