

VILLAGE OF BARTLETT
VILLAGE HALL, 228 S. MAIN STREET
COMMITTEE AGENDA
June 4, 2024

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **TOWN HALL:** (Note: Three (3) minute time limit per person)

4. **STANDING COMMITTEE REPORTS:**
 - A. **BUILDING AND ZONING COMMITTEE, CHAIRMAN GUNSTEEN**
 1. BP 1100 W. Stearns Road Special Use Permit
 2. BP 5590 County Farm Road Special Use Permit

 - B. **LICENSE AND ORDINANCE COMMITTEE, CHAIRMAN HOPKINS**
 1. Ordinance Amending the Bartlett Municipal Code Regarding Noise Limitations

5. **ADJOURNMENT**



Agenda Item Executive Summary

AGENDA ITEM: #2024-09 BP 1100 W Stearns Rd BOARD OR COMMITTEE: Committee

BUDGET IMPACT

Amount \$N/A Budgeted \$N/A

Fund: N/A Corresponding Activity Measure: P&Z Commission Review

EXECUTIVE SUMMARY

The petitioner is requesting a special use permit to sell beer, wine, and liquor at the BP gas station located at 1100 W Stearns Road in the B-3 (Neighborhood Shopping) Zoning District.

The Staff requests forwarding the application to the Planning and Zoning Commission for review and to conduct the public hearing.

ATTACHMENTS (PLEASE LIST)

Memo, cover letter, application, location map, floor plan

RELATIONSHIP TO STRATEGIC PLAN GOAL

Strategic Plan Goal: N/A

Short Term (1-3 Years): Routine Complex

Long Term (3-5 Years): Routine Complex

ACTION REQUESTED

- For Discussion Only - To review and forward to the Planning & Zoning Commission to conduct the public hearing
- Resolution
- Ordinance
- Motion

MOTION:

Staff: Kristy Stone, PDS Director

Date: March 24, 2024

PLANNING & DEVELOPMENT SERVICES MEMORANDUM

24-45

DATE: May 23, 2024
TO: Paula Schumacher, Village Administrator
FROM: Andrew Barna, Associate Planner 
RE: **(#24-09) BP 1100 W Stearns Rd**

PETITIONER

Rt. 59 Real Estate LLC

SUBJECT SITE

1100 West Stearns Road

REQUESTS

Special Use Permit – to sell package liquor (beer, wine, and liquor)

SURROUNDING LAND USES

	<u>Land Use</u>	<u>Comprehensive Plan</u>	<u>Zoning</u>
Subject Site	Commercial	Commercial	B-3
North	Commercial	Commercial	B-3 PUD
South	Commercial	Commercial	B-4
East	Commercial	Commercial	B-3
West	Commercial	Commercial	B-3 PUD

CURRENT DISCUSSION

1. The petitioner is requesting a **Special Use Permit** to sell beer, wine, and liquor in an existing gas station convenience store in the B-3 (Neighborhood Shopping) Zoning District.
2. The gas station convenience store is open 24 hours a day, 7 days a week. The proposed hours of packaged liquor sales would be Sunday-Thursday, 8:00 a.m. to 12:00 a.m. and Friday-Saturday 8:00 a.m. to 1:00 a.m. in accordance with the Class C Extended Liquor License requirements.

RECOMMENDATION

1. The Staff requests forwarding the application to the Planning and Zoning Commission for review and to conduct the public hearing.
2. A letter from the petitioner, application, location map, and floor plan are attached for your review.

ab/attachments

General - PDS Team\memos 2024\045_BP 1100 W Stearns_vbc.docx



321 N. Clark Street
Suite 1600
Chicago, IL 60654
☎ 312.517.9200 ✉ 312.517.9201
WWW.FOXROTHSCCHILD.COM

CLAUDETTE P. MILLER
Direct No: 312.517.9221
Email: cmiller@foxrothschild.com

May 6, 2024

President Kevin Wallace
Trustee Renee Suwanski
Trustee Stephanie Gandsey
Trustee Dan Gunsteen
Trustee Raymond Deyne
Trustee Adam Hopkins
Trustee Joe LaPorte
Village of Bartlett, Illinois
228 South Main Street
Bartlett, Illinois 60103

RE: RT 59 Real Estate LLC Petition for Special Use Permit

Dear President Wallace and Trustees Gunsteen, Deyne, Gandsey, Hopkins, LaPorte and Suwanski:

Attached please find a copy of the Petition for grant of a Special Use Permit to allow package liquor sales submitted on behalf of Petitioner RT 59 Real Estate LLC, Business License #22-245, located at 1100 West Stearns Road. Specifically, Petitioner seeks to obtain a Class C Extended License which will allow it to sell packaged alcoholic liquors (Beer, wine and liquor) during the following hours: Sunday – Thursday 8 am to 12 am and Friday -Saturday 8 am to 1 am.

As you know, Petitioner is a convenience store/gas station and has been operating here in Bartlett since 2020 without incident. If granted, the special use permit would not extend Petitioner’s hours of operation, but would allow Petitioner to expand the offerings available to its patrons.

Mr. Japneet Khaira is the owner/President of the Petitioner and the Petition bears his signature. Mr. Khaira is a successful businessman and has years of experience operating businesses like the Petitioner here. For example, he owns and operates the BP Gas Station at 860 West Army Trail Road, Carol Stream, Illinois 60188, the Oasis on 20 at 3191 US Highway 20,

A Pennsylvania Limited Liability Partnership



Page 2

Elgin, Illinois 16470, the Plaza 94 at 16470 West Russell Road, Wadsworth, Illinois 60083 and the Oasis Danville at 510 North Gilbert Street, Danville, Illinois 61832. All of these businesses are licensed by their local government and all have been operating without incident since they began operating. And all four of them hold off-premises consumption liquor licenses. All are good corporate citizens of the communities where they are located.

Thank you for your time and consideration. Please do not hesitate to contact me if you have any questions or require additional information.

Best regards,

A handwritten signature in black ink that reads "Claudette Miller". The signature is written in a cursive, flowing style.

Claudette Miller

CM

cc: Japneet Khaira
Navi Singh



VILLAGE OF BARTLETT SPECIAL USE PERMIT APPLICATION

For Office Use Only
Case # 24-09
RECEIVED
PLANNING & DEVELOPMENT
MAY 06 2024
VILLAGE OF
BARTLETT

PROJECT NAME BP AM PM -- 1100 W. STEPHEN

PETITIONER INFORMATION (PRIMARY CONTACT)

Name: Rt 59 Real Estate LLC

Street Address: 702 Kentshire Circle

City, State: Elgin, Illinois

Zip Code: 60124

Email Address: Chicagobp@yahoo.com

Phone Number: (812) 239-3293

Preferred method to be contacted: Telephone

PROPERTY OWNER INFORMATION

Name: Route 59 Real Estate LLC (Japneet S. Khaira)

Street Address: 702 Kentshire Circle

City, State: Elgin, Illinois

Zip Code: 60124

Phone Number: (812) 239-3293

OWNER'S SIGNATURE: Japneet Khaira **Date:** 4/30/2024

(OWNER'S SIGNATURE IS REQUIRED OF A LETTER AUTHORIZING THE PETITION SUBMITTAL.)

SPECIAL USE PERMIT REQUESTED (Please describe i.e. liquor sales, outdoor seating, etc.)

Liquor Sales (Beer, Wine, and Spirits)

PROPERTY INFORMATION

Common Address/General Location of Property: 1100 West Stearns Road Bartlett, IL 60103

Property Index Number ("Tax PIN"/"Parcel ID"): Parcel Number 0104401029

Acreage: _____

Zoning: B3 Neighborhood Shopping District
(Refer to Official Zoning Map)

Land Use: Commercial

Comprehensive Plan Designation for this Property: _____
(Refer to Future Land Use Map)

APPLICANT'S EXPERTS (If applicable, including name, address, phone and email)

Attorney Claudette Miller
Fox Rothschild, 321 N. Clark Street, Chicago IL 60654
(312) 446-0345 Cmillier@foxrothschild.com

Engineer _____

Other _____

FINDINGS OF FACT FOR SPECIAL PERMIT

Both the Planning & Zoning Commission and Village Board must decide if the requested Special Use meets the standards established by the Village of Bartlett Zoning Ordinance. The Planning & Zoning Commission shall make findings based upon evidence presented on the following standards:

(Please respond to each of these standards in writing below as it relates to your case. It is important that you write legibly or type your responses as this application will be included with the staff report for the Planning & Zoning Commission and Village Board to review.)

1. That the proposed use at that particular location requested is necessary or desirable to provide a service or a facility which is in the interest of public convenience and will contribute to the general welfare of the neighborhood or community.

Public convenience will be greatly enhanced if petitioner is able to sell package alcoholic liquors, along with the gas and food and beverages and other items it currently sells, to its customers. Further, the special use will not change the character or existing hours of operation of the business, but will enhance the offerings available.

2. That such use will not under the circumstances of the particular case be detrimental to the health, safety, morals, or general welfare of persons residing or working in the vicinity or be injurious to property value or improvement in the vicinity.

Allowing petitioner to sell package alcoholic liquors will not be detrimental to the health, safety, morals, or general welfare of persons residing or working in the vicinity and will not have any adverse effect on the surrounding property or area. Rather, it will be a convenience for and benefit to those living and working nearby and will not change the overall character or existing hours of operation of the business, but will enhance the offerings available.

3. That the special use shall conform to the regulations and conditions specified in this Title for such use and with the stipulation and conditions made a part of the authorization granted by the Village Board of Trustees.

Petitioner agrees that the special use, if permitted will conform with the Village Zoning Ordinance in Title 10, as well as with the Bartlett Liquor Control Ordinance, and with any stipulations and conditions imposed by the Village Board of Trustees. Further, Petitioner will comply with all applicable state liquor laws and rules, including those associated with the state's responsible beverage seller program.

Please refer to Chapter 13 for additional Findings of Fact for Proposed Cannabis Uses.

ACKNOWLEDGEMENT

I understand that by signing this form, that the property in question may be visited by village staff and Board/Commission members throughout the petition process and that the petitioner listed above will be the primary contact for all correspondence issued by the village.

I certify that the information and exhibits submitted are true and correct to the best of my knowledge and that I am to file this application and act on behalf of the above signatures.

Any late, incomplete or non-conforming application submittal will not be processed until ALL materials and fees have been submitted.

SIGNATURE OF PETITIONER: Japneet Khaira

PRINT NAME: Rt. 59 Real Estate LLC (Japneet Khaira)

DATE: 4/30/2024

REIMBURSEMENT OF CONSULTANT FEES AGREEMENT

The undersigned hereby acknowledges his/her obligation to reimburse the Village of Bartlett for all necessary and reasonable expenses incurred by the Village for review and processing of the application. Further, the undersigned acknowledges that he/she understands that these expenses will be billed on an ongoing basis as they are incurred and will be due within thirty days. All reviews of the petition will be discontinued if the expenses have not been paid within that period. Such expenses may include, but are not limited to: attorney's fees, engineer fees, public advertising expenses, and recording fees. Please complete the information below and sign.

NAME OF PERSON TO BE BILLED: Japneet S. Khaira

ADDRESS: 702 Kentshire Circle
Elgin, IL 60124

PHONE NUMBER: (812) 239-3293

EMAIL: Chicagobp@yahoo.com

SIGNATURE: Japneet Khaira

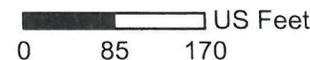
DATE: 4/30/2024



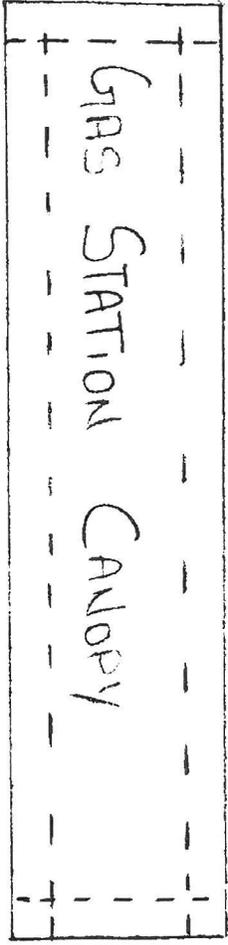
LOCATION MAP

1100 W. Stearns Rd - BP AM-PM

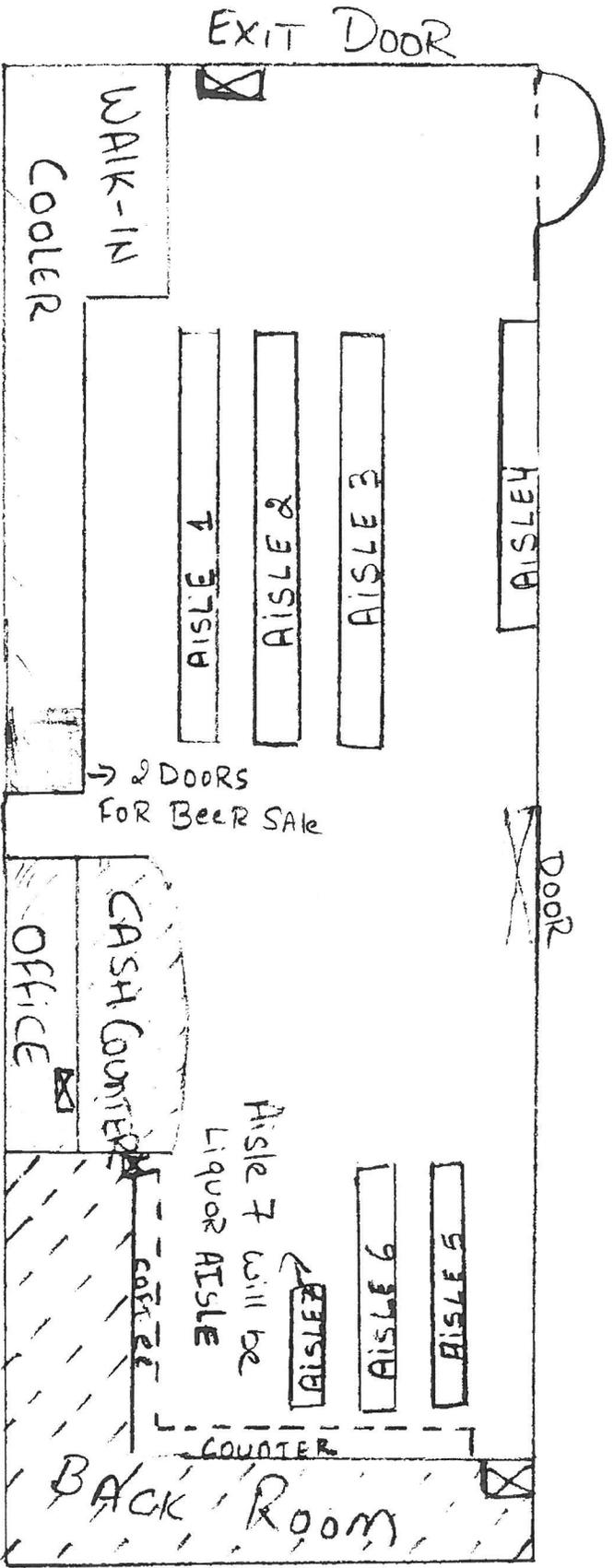
2024



ROUTE 59



STORL SQ/ft = 1370 sqft



STEARNS RD



Agenda Item Executive Summary

AGENDA ITEM: #2024-10 BP 5590 County Farm Rd BOARD OR COMMITTEE: Committee

BUDGET IMPACT

Amount \$N/A Budgeted \$N/A

Fund: N/A Corresponding Activity Measure: P&Z Commission Review

EXECUTIVE SUMMARY

The petitioner is requesting a special use permit to sell beer, wine, and liquor at the BP gas station located at 5590 County Farm Road in the B-3 (Neighborhood Shopping) Zoning District.

The Staff requests forwarding the application to the Planning and Zoning Commission for review and to conduct the public hearing.

ATTACHMENTS (PLEASE LIST)

Memo, cover letter, application, location map, floor plan

RELATIONSHIP TO STRATEGIC PLAN GOAL

Strategic Plan Goal: N/A

Short Term (1-3 Years): Routine Complex

Long Term (3-5 Years): Routine Complex

ACTION REQUESTED

- For Discussion Only - To review and forward to the Planning & Zoning Commission to conduct the public hearing
- Resolution
- Ordinance
- Motion

MOTION:

Staff: Kristy Stone, PDS Director

Date: March 24, 2024

PLANNING & DEVELOPMENT SERVICES MEMORANDUM

24-46

DATE: May 23, 2024
TO: Paula Schumacher, Village Administrator
FROM: Andrew Barna, Associate Planner 
RE: **(#24-10) BP 5590 County Farm Rd**

PETITIONER

Bartlett Real Properties LLC

SUBJECT SITE

5590 County Farm Road

REQUESTS

Special Use Permit – to sell package liquor (beer, wine, and liquor)

SURROUNDING LAND USES

	<u>Land Use</u>	<u>Comprehensive Plan</u>	<u>Zoning</u>
Subject Site	Commercial	Commercial	B-3
North	Commercial	Commercial	B-3 PUD
South	Commercial*	Commercial*	B-1*
East	Commercial	Commercial	B-3
West	Commercial	Commercial	B-3 PUD

* - Hanover Park

CURRENT DISCUSSION

1. The petitioner is requesting a **Special Use Permit** to sell beer, wine, and liquor in an existing gas station convenience store in the B-3 (Neighborhood Shopping) Zoning District.
2. The gas station convenience store is open 24 hours a day, 7 days a week. The proposed hours of packaged liquor sales would be Sunday-Thursday, 8:00 a.m. to 12:00 a.m. and Friday-Saturday 8:00 a.m. to 1:00 a.m. in accordance with the Class C Extended Liquor License requirements.

RECOMMENDATION

1. The Staff requests forwarding the application to the Planning and Zoning Commission for review and to conduct the public hearing.
2. A letter from the petitioner, application, location map, and floor plan are attached for your review.

ab/attachments
General - PDS Team\memos 2024\046_BP 5590 County Farm_vbc.docx



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WWW.FOXROTHSCHILD.COM

CLAUDETTE P. MILLER
Direct No. 312.517.9221
Email: cmiller@foxrothschild.com

May 6, 2024

President Kevin Wallace
Trustee Renee Suwanski
Trustee Stephanie Gandsey
Trustee Dan Gunsteen
Trustee Raymond Deyne
Trustee Adam Hopkins
Trustee Joe LaPorte
Village of Bartlett, Illinois
228 South Main Street
Bartlett, Illinois 60103

RE: Bartlett Real Properties LLC dba BP Gas Petition for Special Use Permit

Dear President Wallace and Trustees Gunsteen, Deyne, Gandsey, Hopkins, LaPorte and Suwanski:

Attached please find a copy of the Petition for grant of a Special Use Permit to allow package liquor sales submitted on behalf of Petitioner Bartlett Real Properties, LLC, Business License #22-245, located at 5590 County Farm Road. Specifically, Petitioner seeks a Class C Extended License which will allow it to sell packaged alcoholic liquors (beer, wine and liquor) during the following hours: Sunday – Thursday 8 am to 12 am and Friday-Saturday 8 am to 1 am.

As you know, Petitioner is a convenience store/gas station and has been operating here in Bartlett since 2020 without incident. If granted, the special use permit would not extend Petitioner’s hours of operation, but would allow Petitioner to expand the offerings available to its patrons.

Mr. Japneet Khaira is the owner/President of the Petitioner and the Petition bears his signature. Mr. Khaira is a successful businessman and has years of experience operating businesses like the Petitioner here. For example, he owns and operates the BP Gas Station at 860 West Army Trail Road, Carol Stream, Illinois 60188, the Oasis on 20 at 3191 US Highway 20, Elgin, Illinois 16470, the Plaza 94 at 16470 West Russell Road, Wadsworth, Illinois 60083 and



Page 2

the Oasis Danville at 510 North Gilbert Street, Danville, Illinois 61832. All of these businesses are licensed by their local government and all have been operating without incident since they began operating. And all four of them hold off-premises consumption liquor licenses. All are good corporate citizens of the communities where they are located.

Thank you for your time and consideration. Please do not hesitate to contact me if you have any questions or require additional information.

Best regards,

A handwritten signature in black ink that reads "Claudette Miller".

Claudette Miller

CM

cc: Japneet Khaira
Navi Singh



VILLAGE OF BARTLETT SPECIAL USE PERMIT APPLICATION

For Office Use Only
 Case # 24-10
 RECEIVED
 PLANNING & DEVELOPMENT
 MAY 06 2024
 VILLAGE OF
 BARTLETT

PROJECT NAME BP Gas - 5590 County Farm Rd.

PETITIONER INFORMATION (PRIMARY CONTACT)

Name: Bartlett Real Properties LLC

Street Address: 702 Kentshire Circle

City, State: Elgin, Illinois

Email Address: Chicagobp@yahoo.com

Preferred method to be contacted: Telephone

Zip Code: 60124

Phone Number: (812) 239-3293

PROPERTY OWNER INFORMATION

Name: Bartlett Real Properties LLC (Japneet S. Khaira)

Street Address: 702 Kentshire Circle

City, State: Elgin, Illinois

Phone Number: (812) 239-3293

Zip Code: 60124

OWNER'S SIGNATURE: Japneet Khaira **Date:** 4/30/2024

(OWNER'S SIGNATURE IS REQUIRED or A LETTER AUTHORIZING THE PETITION SUBMITTAL.)

SPECIAL USE PERMIT REQUESTED (Please describe i.e. liquor sales, outdoor seating, etc.)

Liquor Sales (Beer, Wine, and Spirits)

PROPERTY INFORMATION

Common Address/General Location of Property: 5590 County Farm Road Bartlett, IL 60103

Property Index Number ("Tax PIN"/"Parcel ID"): Parcel Number 0101425044

Acreage: _____

Zoning: B3 Neighborhood Shopping District
(Refer to Official Zoning Map)

Land Use: Commercial

Comprehensive Plan Designation for this Property: _____
(Refer to Future Land Use Map)

APPLICANT'S EXPERTS (If applicable, including name, address, phone and email)

Attorney Claudette Miller
Fox Rothschild, 321 N. Clark Street, Chicago IL 60654
(312) 446-0345 Cmillier@foxrothschild.com

Engineer _____

Other _____

FINDINGS OF FACT FOR SPECIAL PERMIT

Both the Planning & Zoning Commission and Village Board must decide if the requested Special Use meets the standards established by the Village of Bartlett Zoning Ordinance. The Planning & Zoning Commission shall make findings based upon evidence presented on the following standards:

(Please respond to each of these standards in writing below as it relates to your case. It is important that you write legibly or type your responses as this application will be included with the staff report for the Planning & Zoning Commission and Village Board to review.)

1. That the proposed use at that particular location requested is necessary or desirable to provide a service or a facility which is in the interest of public convenience and will contribute to the general welfare of the neighborhood or community.

Public convenience will be greatly enhanced if petitioner is able to sell package alcoholic liquors, along with the gas and food and beverages and other items it currently sells, to its customers. Further, the special use will not change the character or existing hours of operation of the business, but will enhance the offerings available.

2. That such use will not under the circumstances of the particular case be detrimental to the health, safety, morals, or general welfare of persons residing or working in the vicinity or be injurious to property value or improvement in the vicinity.

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Petitioner agrees that the special use, if permitted, will conform with the Village Zoning Ordinance in Title 10, as well as with the Bartlett Liquor Control Ordinance, and with any stipulations and conditions imposed by the Village Board of Trustees. Further, Petitioner will comply with all applicable state liquor laws and rules, including those associated with the state's responsible beverage seller program.

Please refer to Chapter 13 for additional Findings of Fact for Proposed Cannabis Uses.

ACKNOWLEDGEMENT

I understand that by signing this form, that the property in question may be visited by village staff and Board/Commission members throughout the petition process and that the petitioner listed above will be the primary contact for all correspondence issued by the village.

I certify that the information and exhibits submitted are true and correct to the best of my knowledge and that I am to file this application and act on behalf of the above signatures.

Any late, incomplete or non-conforming application submittal will not be processed until ALL materials and fees have been submitted.

SIGNATURE OF PETITIONER: Japneet Khaira

PRINT NAME: Bartlett Real Properties LLC (Japneet Khaira)

DATE: 4/30/2024

REIMBURSEMENT OF CONSULTANT FEES AGREEMENT

The undersigned hereby acknowledges his/her obligation to reimburse the Village of Bartlett for all necessary and reasonable expenses incurred by the Village for review and processing of the application. Further, the undersigned acknowledges that he/she understands that these expenses will be billed on an ongoing basis as they are incurred and will be due within thirty days. All reviews of the petition will be discontinued if the expenses have not been paid within that period. Such expenses may include, but are not limited to: attorney's fees, engineer fees, public advertising expenses, and recording fees. Please complete the information below and sign.

NAME OF PERSON TO BE BILLED: Japneet S. Khaira

ADDRESS: 702 Kentshire Circle

Elgin, IL 60124

PHONE NUMBER: (812) 239-3293

EMAIL: Chicagobp@yahoo.com

SIGNATURE: Japneet Khaira

DATE: 4/30/2024



LOCATION MAP

5590 County Farm Rd - BP Gas

2024

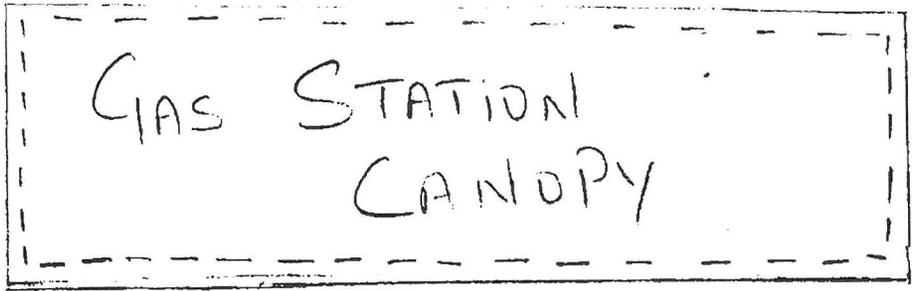


0 135 270 US Feet

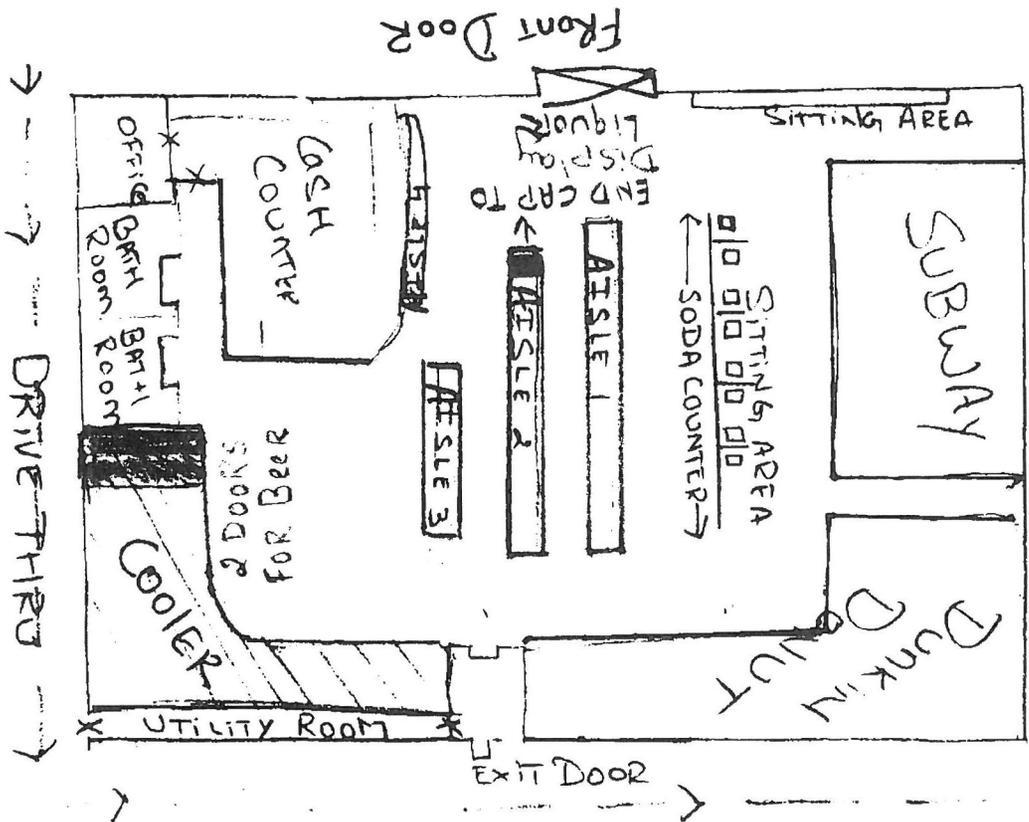
5590 COUNTY FARM RD BARTLETT

COUNTY FARM RD

STEARNS RD



STORE 5111 = 1415 SQFT





Agenda Item Executive Summary

AGENDA ITEM: An Ordinance Amending the Bartlett Municipal Code Regarding Noise Limitations

BOARD OR COMMITTEE: Committee

BUDGET IMPACT

Amount	\$0	Budgeted	\$
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Fund:	Corresponding Activity Measure: Police Department Responded to 284 Noise Complaints
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EXECUTIVE SUMMARY

Attached is an ordinance amending the Bartlett Municipal Code regarding noise limitations.

The police department is requesting an amendment to two sections of the Village Code that pertain to noise limitations, Section 4-3-4 "Excessive Noise," and Section 3-22-2 "Amplifier Regulations." Section 4-3-4 has not been modified since 2001 and Section 3-22-2 since 2017.

In 2023, The Village of Bartlett Police Department responded to 284 noise complaints throughout the village. Many of these complaints occurred in residential areas, specifically 92 complaints were received from the residents of the Bartlett Lake apartment complex.

Section 4-3-4 of the Village Code "Excessive Noise," currently states, no person shall cause or allow sound beyond the boundaries of said person's property located within and industrial, business, or public land area that unreasonably interferes with the enjoyment of life or with any lawful business and/or activity.

The amendment to Section 4-3-4 of the Village Code would add residential to the areas the excessive noise ordinance would apply and remove all language regarding special permits to allow a property owner to exceed the village's noise maximums. The village has not issued any special permits in the past, and the amplifier permit requirements in Section 3-22-2 of the Village Code address this issue.

The amendments to Section 3-22-2 of the Village Code "Amplifier Regulations," are to clarify the scope of subsection C to ensure there is no ambiguity in the application of the 50-foot sound restriction and removal of subsection E since the village cannot restrict profanity alone under the First Amendment. The village can rely on its general nuisance abatement authority if there are other concerns with the sound/music from an amplifier outside of profane language.

These proposed amendments to the Village Code would allow for enforcement action to be taken if a noise violation occurred in residential areas of the village and it was not abated.

ATTACHMENTS (PLEASE LIST)

Memo, Noise Police Report, Ordinance

RELATIONSHIP TO STRATEGIC PLAN GOAL

Strategic Plan Goal: CONTINUE TO ENHANCE AND IMPROVE EFFICIENCY OF SERVICE DELIVERY METHODS AND APPROACHES

Short Term (1-3 Years): Routine Complex

Long Term (3-5 Years): Routine Complex

ACTION REQUESTED

- For Discussion Only
- Resolution
- Ordinance
- Motion

MOTION:

Staff: Rob Sweeney, Deputy Chief of Operations

Date: June 4, 2024

POLICE DEPARTMENT MEMORANDUM
24-14

DATE: June 4, 2024

TO: Paula Schumacher, Village Administrator

FROM: Rob Sweeney, Deputy Chief of Operations

RE: Ordinance Amending the Bartlett Municipal Code Regarding Noise Limitations

In the last year, the Police Department responded to 284 noise complaints throughout the village. Many of these complaints occurred in residential areas, specifically 92 complaints were received from the residents of the Bartlett Lake apartment complex.

Section 4-3-4 of the Village Code "Excessive Noise," currently states, no person shall cause or allow sound beyond the boundaries of said person's property located within and industrial, business, or public land area that unreasonably interferes with the enjoyment of life or with any lawful business and/or activity.

The amendment to Section 4-3-4 of the Village Code would add residential to the areas the excessive noise ordinance would apply and remove all language regarding special permits to allow a property owner to exceed the village's noise maximums. The Village has not issued any special permits in the past, and the amplifier permit requirements in Section 3-22-2 of the Village Code address this issue.

The amendments to Section 3-22-2 of the Village Code "Amplifier Regulations," are to clarify the scope of subsection C to ensure there is no ambiguity in the application of the 50-foot sound restriction and removal of subsection E since the Village cannot restrict profanity alone under the First Amendment. The Village can rely on its general nuisance abatement authority if there are other concerns with the sound/music from an amplifier outside of profane language.

These proposed amendments to the Village Code would allow for enforcement action to be taken if a noise violation occurred in residential areas of the Village and was not abated.

On May 7, 2024, at the Village of Bartlett Committee of the Whole meeting, Chief Pretkelis and I discussed this proposed amendment to the Bartlett Municipal Code regarding noise limitations. The board had some questions and suggestions, but overall seemed to be in support of the proposed amendments to the ordinance. Below is a summary of the questions asked by the board:

What types of calls are the police department responding to for noise complaints?

Out of the 284 noise complaints that the police department responded to, 145 were for loud music (51%) and 45 were for loud parties (16%) where amplifier restrictions would apply. Of these 190 complaints, 94 (49%) occurred between the hours of 2300-0800, 43 (23%) occurred between 2200-2259 hours, and 53 (28%) occurred between 0800-2200 hours).

What ordinances do surrounding towns have for noise and amplifier regulations?

Village Attorney, Kurt Asprooth provided the following regarding surrounding communities and how they regulate amplified sound:

- **Hanover Park**: Amplified sound between the hours of 10:00 p.m. and 7:00 a.m. that is plainly audible at a distance of 50 feet from the building or structure in which the amplifier is located is prohibited, and during other hours any noise that unreasonably interferes with the peace and comfort of neighbors.
- **Carol Stream**: Amplified sound between 10:00 p.m. and 9:00 a.m. that is plainly audible at a distance of 25 feet or more from the property line is prohibited. Amplified sound between 9:00 a.m. and 10:00 p.m. is prohibited if it is plainly audible at a distance of 75 feet from the property line.
- **Streamwood**: Unreasonable use of an amplifier is prohibited entirely between 10:00 p.m. and 7:00 a.m. The use of an amplifier that can be heard at a distance of 100 feet from the point of origin between 7:00 a.m. and 10:00 p.m. on weekdays is prohibited, and between the hours of 10:00 a.m. and 10:00 p.m. on weekends.
- **Bloomingtondale**: Amplified sound between 11:00 p.m. and 7:00 a.m. that is plainly audible at 50 feet from the building where it originates is prohibited, and during other hours any amplified sound that disturbs the peace, quiet and comfort of neighboring inhabitants.
- **Schaumburg**: Amplified sound between the hours of 10:00 p.m. and 7:00 a.m. that is plainly audible 50 feet from the property line is prohibited, and during other hours any amplified sound that disturbs the peace, quiet and comfort of neighboring inhabitants.
- **St. Charles**: Outdoor amplified sound on residential property is entirely prohibited between the hours of 10:00 p.m. and 10:00 a.m. During other hours, amplified sound emanating from a single-family dwelling may not be clearly audible at the property line, and for a multiple-family dwelling amplified sound may not be clearly audible at the permitter of the dwelling unit.
- **Roselle**: Amplified sound between the hours of 11:00 p.m. and 7:00 a.m. that is plainly audible 50 feet from the property line is prohibited, and during other hours any amplified sound that disturbs the peace, quiet and comfort of neighboring inhabitants.

- **Elgin:** Amplified sound between 10:00 p.m. and 7:00 a.m. that can be heard 75 feet from the property line is prohibited. Amplified sound between 7:00 a.m. and 10:00 p.m. that can be heard 150 feet from the property line is prohibited.

Section 3-22-2 of the Bartlett Village Code currently states “The hours to use, operate, or employ any such amplified device with the Village limits shall be between the hours of eight o’clock (8:00) AM to the hour of eleven o’clock (11:00) PM Monday through Saturday and between the hours of eight o’clock (8:00) AM to the hour of ten o’clock (10:00) PM on Sunday. These restrictions would apply to amplifiers and similar devices operated on private property in such a manner to not be audible at a distance of fifty feet (50’) from the property line or a vehicle.

Can enforcement be handled through local adjudication or payment of a fine in lieu of an in-person appearance?

These violations could be enforced through local ordinance or local adjudication. Both Section 4-3-4 “Excessive Noise” and Section 3-22-2 “Amplifier Regulations” were added to the Section 1-15-4 which allows violators the option of avoiding an appearance at an administrative hearing by paying a fine of one hundred dollars (\$100.00) within ten (10) days after service of the notice of violation.

Received Date	Locat	Location Street Name	Location Full Name	Receive	UCR Code Literal_NEW	CFS#
11-11-2023	563	DEERE PARK CIR CAR MUSIC	BARTLETT LAKES APARTMENTS	1523	7327: Public Complaint: Noise Complaint	BAP23032744
11-12-2023	314	TERRACE DR Power Saw		1704	7327: Public Complaint: Noise Complaint	BAP23032812
11-14-2023	379	S PROSPECT AVENUE PONS. WORK	PEACOCKS HAIR AND TANNING	1142	7327: Public Complaint: Noise Complaint	BAP23033021
11-14-2023	562	DEERE PARK CIRCLE Loud Music	BARTLETT LAKES	2255	7327: Public Complaint: Noise Complaint	BAP23033065
11-17-2023	563	DEERE PARK CIRCLE Loud Music	BARTLETT LAKES	1843	7327: Public Complaint: Noise Complaint	BAP23033376
11-18-2023	169	HILLCREST LN Loud Music		0237	7327: Public Complaint: Noise Complaint	BAP23033405
11-18-2023	194	HILLCREST LN Loud Music		2134	7327: Public Complaint: Noise Complaint	BAP23033486
11-19-2023	561	DEERE PARK CIR Loud Music		0708	7326: Public Complaint: Loud Party	BAP23033506
11-19-2023	561	DEERE PARK CIR Loud Music	BARTLETT LAKE APTS	1542	7327: Public Complaint: Noise Complaint	BAP23033545
11-23-2023	759	STERLING CT Loud Music		0054	7327: Public Complaint: Noise Complaint	BAP23033928
11-24-2023	562	DEERE PARK CIR Loud T.V.		0016	7327: Public Complaint: Noise Complaint	BAP23034011
11-24-2023	185	HILLCREST LN Loud Music		0219	7327: Public Complaint: Noise Complaint	BAP23034017
11-25-2023	1536	KNOLL CREST DR Loud Music AT TALKING		2236	7327: Public Complaint: Noise Complaint	BAP23034207
11-25-2023	1532	KNOLL CREST DR Loud Music		2341	7327: Public Complaint: Noise Complaint	BAP23034214
11-25-2023	561	DEERE PARK CIR Loud Music		2343	7327: Public Complaint: Noise Complaint	BAP23034215
11-29-2023	564	DEERE PARK CIR #412 Loud Music	BARTLETT LAKES APT	0131	7327: Public Complaint: Noise Complaint	BAP23034483
12-02-2023	564	DEERE PARK CIR DRINKING IN LOT AT LAKE APTS Loud		1142	7327: Public Complaint: Noise Complaint	BAP23034867
12-02-2023	223	BERTEAU AV Loud Music IN GARAGE		1827	7327: Public Complaint: Noise Complaint	BAP23034886
12-03-2023	192	RITA CT #B Loud Music		0307	7327: Public Complaint: Noise Complaint	BAP23034913
12-03-2023	207	N ELROY AVENUE Loud PARTY		2024	7326: Public Complaint: Loud Party	BAP23034966
12-03-2023	1125	SAUSALITO COURT CAR with Loud RADIO		2244	7327: Public Complaint: Noise Complaint	BAP23034969
12-06-2023	562	DEERE PARK CIR CAR MUSIC	BARTLETT LAKES APARTMENTS	1928	7327: Public Complaint: Noise Complaint	BAP23035439
12-11-2023		SPAULDING ROAD/SCARLET COURT Music inside house		2315	7327: Public Complaint: Noise Complaint	BAP23035970
12-12-2023	1646	SCARLET CT BAND INSIDE - Religious celeb.		0053	7326: Public Complaint: Loud Party	BAP23035974
12-12-2023	1693	SPAULDING RD Loud Music		0219	7326: Public Complaint: Loud Party	BAP23035980
12-23-2023	563	DEERE PARK CIR #305 KIDS Loud	BARTLETT LAKES	2012	7327: Public Complaint: Noise Complaint	BAP23037334
12-24-2023	851	CORAL AV Weather Alert	RUZICKA PARK	1957	7327: Public Complaint: Noise Complaint	BAP23037452
12-27-2023		E ONEIDA AVE/S BERTEAU AVE CAR ALARM		1341	7327: Public Complaint: Noise Complaint	BAP23037690
12-30-2023	1631	COLUMBIA CIR Loud Music - Neighbor		2315	7327: Public Complaint: Noise Complaint	BAP23038022
01-01-2024	561	DEERE PARK CIR Loud Music		0128	7327: Public Complaint: Noise Complaint	BAP24000008
01-06-2024	1345	SUMMERSWEET LN Loud Music		2336	7326: Public Complaint: Loud Party	BAP24000570
01-10-2024	204	BURTON DR Loud snow blowers		0019	7327: Public Complaint: Noise Complaint	BAP24000857
01-13-2024		W DEVON AVE/S MAIN ST Loud Music Gaming Cafe		1956	7326: Public Complaint: Loud Party	BAP24001161
01-13-2024	169	HILLCREST LN #1S Loud PARTY		2312	7326: Public Complaint: Loud Party	BAP24001176
01-14-2024	127	7TH AV Loud Music IN CAR & IN house		2043	7327: Public Complaint: Noise Complaint	BAP24001236
01-14-2024	562	DEERE PARK CIR Loud BANGING NOISE		2140	7327: Public Complaint: Noise Complaint	BAP24001240
01-21-2024	562	DEERE PARK CIR #103 Loud Music BARTLETT LAKE APTS Yelling		0146	7327: Public Complaint: Noise Complaint	BAP24001786
01-26-2024	1532	KNOLL CREST DR Loud PARTY		2130	7326: Public Complaint: Loud Party	BAP24002372
01-26-2024	1532	KNOLL CREST DR Loud PARTY		2215	7327: Public Complaint: Noise Complaint	BAP24002374
01-26-2024	1532	KNOLL CREST DR Loud PARTY AT AIR 62B		2245	7327: Public Complaint: Noise Complaint	BAP24002375
01-29-2024	1285	SUMMERSWEET LN Loud Music		1657	7327: Public Complaint: Noise Complaint	BAP24002565
06-29-2023	563	DEERE PARK CIRCLE Loud Music OUTSIDE		2050	7327: Public Complaint: Noise Complaint	BAP23017075
06-30-2023	712	RED OAK COURT GAVE TO COOK CTY		2356	7327: Public Complaint: Noise Complaint	BAP23017236
07-01-2023	467	BRIARCLIFF LANE FIREWORKS		2143	7327: Public Complaint: Noise Complaint	BAP23017332
07-01-2023	1272	HIGHPOINT COURT Loud PARTY		2234	7326: Public Complaint: Loud Party	BAP23017338
07-02-2023	1304	BAY MEADOWS DRIVE Loud Music		2045	7326: Public Complaint: Loud Party	BAP23017415
07-02-2023	1304	BAY MEADOWS DRIVE Loud Music ALL DAY		2203	7326: Public Complaint: Loud Party	BAP23017425
07-02-2023		BAY MEADOWS DRIVE/GRANGER ROAD Loud Music		2225	7326: Public Complaint: Loud Party	BAP23017427
07-02-2023	28	W360 ARMY TRAIL ROAD Loud BAND		2232	7326: Public Complaint: Loud Party	BAP23017430
07-02-2023	562	DEERE PARK CIRCLE People HITTING FLOOR		2250	7327: Public Complaint: Noise Complaint	BAP23017433
07-03-2023	144	HILLCREST LANE Lots People	HILLCREST APARTMENTS IN Lot	0030	7327: Public Complaint: Noise Complaint	BAP23017440
07-03-2023	988	LAKEWOOD DRIVE Loud Music		1743	7327: Public Complaint: Noise Complaint	BAP23017511
07-03-2023	563	DEERE PARK CIRCLE Loud Music	BARTLETT LAKES APARTMENTS	2104	7326: Public Complaint: Loud Party	BAP23017546
07-03-2023	950	LONGFORD ROAD wedding - Loud Sound System		2341	7327: Public Complaint: Noise Complaint	BAP23017577
07-04-2023	115	HALE AVENUE M 80's going OFF		0002	7327: Public Complaint: Noise Complaint	BAP23017581
07-04-2023	155	SUNFLOWER LANE FIREWORKS - CAS, Loud Music		0029	7326: Public Complaint: Loud Party	BAP23017584
07-04-2023		MAY FLOWER LANE/GENEVA COURT FIREWORKS		2138	7327: Public Complaint: Noise Complaint	BAP23017679
07-04-2023	2043	GROVETOWN DRIVE Loud SCREAMING		2209	7327: Public Complaint: Noise Complaint	BAP23017690
07-08-2023		COUNTY FARM ROAD/ARLINGTON DRV Loud Noise		2253	7327: Public Complaint: Noise Complaint	BAP23018075
07-09-2023	562	DEERE PARK CIRCLE Loud Music OUTSIDE		2251	7326: Public Complaint: Loud Party	BAP23018156
07-14-2023	456	HARVARD LANE Loud Music FROM CAR - PARKED		2237	7326: Public Complaint: Loud Party	BAP23018676
07-15-2023		S HALE AVENUE/ONEIDA AVENUE party w/ microphones		2145	7327: Public Complaint: Noise Complaint	BAP23018775

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07-15-2023	DARTMOUTH DRIVE/GEORGIAN PLACE	BACKYARD PARTY	2253	7326: Public Complaint: Loud Party	BAP23018785
07-16-2023 561	DEERE PARK CIRCLE	LOUD PARTY	0007	7326: Public Complaint: Loud Party	BAP23018798
07-16-2023 1342	GENEVA LANE	Yelling a Loud music	0030	7326: Public Complaint: Loud Party	BAP23018801
07-16-2023 562	DEERE PARK CIRCLE	PARKING LOT	0143	7327: Public Complaint: Noise Complaint	BAP23018810
07-16-2023 879	TALL GRASS DRIVE	Loud Music From Party	2130	7326: Public Complaint: Loud Party	BAP23018867
07-16-2023 870	BLOCK OF TALL GRASS DRIVE	Loud Music	2237	7327: Public Complaint: Noise Complaint	BAP23018873
07-16-2023 561	DEERE PARK CIRCLE	PARKING LOT	2353	7327: Public Complaint: Noise Complaint	BAP23018874
07-19-2023 562	DEERE PARK CIRCLE	OLDER KIDS Loud a Peering in Park	2112	7326: Public Complaint: Loud Party	BAP23019243
07-21-2023 835	RED OAK DRIVE	People in BACKYARD Loud	2245	7326: Public Complaint: Loud Party	BAP23019509
07-22-2023 207	BURNSIDE CIRCLE	Loud Party in area	0115	7327: Public Complaint: Noise Complaint	BAP23019525
07-22-2023 562	DEERE PARK CIRCLE	Party in	0127	7326: Public Complaint: Loud Party	BAP23019527
07-22-2023 562	DEERE PARK CIRCLE	BACK LOT	0545	7326: Public Complaint: Loud Party	BAP23019540
07-22-2023 649	CEDAR LANE	Plays music to disturb neighbor	1340	7327: Public Complaint: Noise Complaint	BAP23019575
07-22-2023 562	DEERE PARK CIRCLE	Loud Party	2054	7326: Public Complaint: Loud Party	BAP23019593
07-23-2023 562	DEERE PARK CIRCLE	Loud Music Below his apt.	0029	7326: Public Complaint: Loud Party	BAP23019609
07-23-2023 855	CEDAR LANE	Loud Music a TALKING	2111	7327: Public Complaint: Noise Complaint	BAP23019675
07-27-2023 162	HALE AVENUE	Neighbor outside Yelling	1141	7327: Public Complaint: Noise Complaint	BAP23020053
07-29-2023 1634	PENNY LANE	Loud Music	0250	7327: Public Complaint: Noise Complaint	BAP23020230
07-29-2023 562	DEERE PARK CIRCLE	Party	1513	7327: Public Complaint: Noise Complaint	BAP23020285
07-29-2023 562	DEERE PARK CIRCLE	Peering on	2058	7327: Public Complaint: Noise Complaint	BAP23020308
07-30-2023 561	DEERE PARK CIRCLE	Loud in Lot	0518	7326: Public Complaint: Loud Party	BAP23020325
07-30-2023 561	DEERE PARK CIRCLE	Lot Party	0543	7326: Public Complaint: Loud Party	BAP23020326
08-03-2023 561	DEERE PARK CIRCLE	TUNNING	2205	7326: Public Complaint: Loud Party	BAP23020814
08-04-2023 561	DEERE PARK CIRCLE	Loud	2148	7327: Public Complaint: Noise Complaint	BAP23020946
08-04-2023 562	DEERE PARK CIRCLE	Loud	2356	7326: Public Complaint: Loud Party	BAP23020961
08-05-2023 144	MC CLELLAN COURT	SON DJING - STOPED	0010	7327: Public Complaint: Noise Complaint	BAP23020963
08-05-2023 144	MC CLELLAN COURT	Loud Music	0151	7327: Public Complaint: Noise Complaint	BAP23020969
08-05-2023 366	SUNDANCE DRIVE	Loud Party OUTSIDE	2319	7326: Public Complaint: Loud Party	BAP23021054
08-06-2023 563	DEERE PARK CIRCLE	Loud Music	0254	7327: Public Complaint: Noise Complaint	BAP23021060
08-06-2023 883	PRAIRIE AVENUE	Loud Music ON BURNSIDE	2155	7327: Public Complaint: Noise Complaint	BAP23021118
08-06-2023 561	DEERE PARK CIRCLE	Baby can't sleep - music	2236	7327: Public Complaint: Noise Complaint	BAP23021121
08-06-2023 883	PRAIRIE AVENUE	Yelling a Loud Music	2228	7327: Public Complaint: Noise Complaint	BAP23021122
08-11-2023 561	DEERE PARK CIRCLE	Loud PARTY OUTSIDE	2304	7327: Public Complaint: Noise Complaint	BAP23022088
08-12-2023 1329	SILVER CIRCLE	Loud Party - Music a People	2244	7327: Public Complaint: Noise Complaint	BAP23022281
08-12-2023 1482	BEAUMONT CIRCLE	KID PLAYING BALL 11:40 P.M.	2340	7327: Public Complaint: Noise Complaint	BAP23022282
08-13-2023 562	DEERE PARK CIRCLE	Loud Party	0148	7326: Public Complaint: Loud Party	BAP23022285
08-15-2023 1214	NAPERVILLE RD	Loud Music	0025	7326: Public Complaint: Loud Party	BAP23022643
08-18-2023 234	STEARNS RD	ICE CREAM TR	1908	7327: Public Complaint: Noise Complaint	BAP23023395
08-18-2023 561	DEERE PARK CIR	20 people - Loud Party IN LOT	2132	7327: Public Complaint: Noise Complaint	BAP23023432
08-19-2023 638	JUNIPER LN	MUSIC TOO Loud	1641	7327: Public Complaint: Noise Complaint	BAP23023588
08-19-2023 638	JUNIPER LN	MUSIC OUT SIDE	1820	7327: Public Complaint: Noise Complaint	BAP23023595
08-19-2023 325	BALMORAL DR	Loud Music	2236	7327: Public Complaint: Noise Complaint	BAP23023616
08-19-2023 561	DEERE PARK CIR	IN LOT	2247	7327: Public Complaint: Noise Complaint	BAP23023617
08-19-2023 562	DEERE PARK CIR	Loud Party	2351	7326: Public Complaint: Loud Party	BAP23023621
08-20-2023 1639	PENNY LANE	Loud Party	0035	7327: Public Complaint: Noise Complaint	BAP23023622
08-23-2023 561	DEERE PARK CIR	IN LOT	1844	7327: Public Complaint: Noise Complaint	BAP23024238
08-23-2023	FAIRCROFT RD/WESTRIDGE BLVD	Loud Party	2223	7326: Public Complaint: Loud Party	BAP23024296
08-24-2023 74	1ST AV	STRANGE SOUNDS OUTSIDE	0223	7327: Public Complaint: Noise Complaint	BAP23024310
08-25-2023 561	DEERE PARK CIR	DRINKING IN LOT	2128	7327: Public Complaint: Noise Complaint	BAP23024610
08-25-2023 561	DEERE PARK CIR	Loud Music	2201	7327: Public Complaint: Noise Complaint	BAP23024612
08-25-2023 561	DEERE PARK CIR	Loud Party OUTSIDE IN LOT	2328	7327: Public Complaint: Noise Complaint	BAP23024625
08-27-2023	KINGSTON LN W STEARNS RD	AMP. PERMIT TOO Loud	0130	7326: Public Complaint: Loud Party	BAP23024726
08-26-2023 649	CEDAR LN	Loud Music	2006	7327: Public Complaint: Noise Complaint	BAP23024737
08-26-2023 857	KINGSTON LN	CAN'T SLEEP TOO Loud	2246	7326: Public Complaint: Loud Party	BAP23024751
08-26-2023 992	APPLE VALLEY DR	Loud Music OUTSIDE	2349	7327: Public Complaint: Noise Complaint	BAP23024753
08-27-2023 857	KINGSTON LN	Loud Party	0000	7327: Public Complaint: Noise Complaint	BAP23024756
08-27-2023 561	DEERE PARK CIRCLE	Loud Party	2117	7326: Public Complaint: Loud Party	BAP23024868
08-31-2023 563	DEERE PARK CIR	INTOX SUBJ. BY GARBAGE CANS	2118	7326: Public Complaint: Loud Party	BAP23025403
09-03-2023 173	WILLIAMSBURG DRIVE	KIDS CAN'T SLEEP TOO Loud	2105	7326: Public Complaint: Loud Party	BAP23025780
09-03-2023	SOUTH CHASE AVENUE/JOAN COURT	Too Loud	2235	7326: Public Complaint: Loud Party	BAP23025788
09-03-2023 561	DEERE PARK CIRCLE	IN PARKING LOT	2257	7326: Public Complaint: Loud Party	BAP23025789
09-03-2023 561	DEERE PARK CIRCLE	TOO Loud TURNING DOWN music	2310	7326: Public Complaint: Loud Party	BAP23025790
09-04-2023 561	DEERE PARK CIRCLE	TOO Loud	0246	7326: Public Complaint: Loud Party	BAP23025800

09-04-2023	562	DEERE PARK CIRCLE	LOUD PARTY	2304	7327: Public Complaint: Noise Complaint	BAP23025887
09-06-2023	178	JUDITH COURT	LOUD MUSIC	2100	7327: Public Complaint: Noise Complaint	BAP23026105
09-09-2023	1607	CAMBERLEY COURT	MUSIC ABOVE A BANGING FLOOR	0038	7327: Public Complaint: Noise Complaint	BAP23026336
09-09-2023	1265	HIGHPOINT COURT	CONSTRUCTION IN BACKYARD	0757	7327: Public Complaint: Noise Complaint	BAP23026378
09-09-2023	671	STEARNS ROAD	LOUD MUSIC	2357	7327: Public Complaint: Noise Complaint	BAP23026441
09-10-2023		VALEWOOD DR/LAKEWOOD DR	LOUD MUSIC	0010	7327: Public Complaint: Noise Complaint	BAP23026442
09-10-2023	210	SCOTT CT	LOUD MUSIC - PARTY	0021	7327: Public Complaint: Noise Complaint	BAP23026443
09-10-2023		JODI CT/JODI LN	Revs engine Past Hour	1314	7327: Public Complaint: Noise Complaint	BAP23026501
09-16-2023	965	S CHIPPENDALE DRIVE	ON SCOOTER - DOOR TO DOOR	1808	7327: Public Complaint: Noise Complaint	BAP23027203
09-16-2023	1358	KEENLAND DRIVE	LOUD PARTY ON BAY MEADOWS	2304	7327: Public Complaint: Noise Complaint	BAP23027225
09-16-2023	563	DEERE PARK CIRCLE	Grilling in lot - being Loud	2342	7327: Public Complaint: Noise Complaint	BAP23027229
09-16-2023	1337	BAY MEADOWS DRIVE	2nd WARNING TO Quiet Music	2333	7327: Public Complaint: Noise Complaint	BAP23027227
09-17-2023	564	DEERE PARK CIR	LOUD PARTY IN WHITE TENT	0522	7327: Public Complaint: Noise Complaint	BAP23027248
09-19-2023	857	BRAintree LANE	LOUD mechanical noise	0121	7327: Public Complaint: Noise Complaint	BAP23027387
09-22-2023	259	PARK PLACE DR	DRUMK RESIDENT - LOUD IN DRIVEWAY	1705	7327: Public Complaint: Noise Complaint	BAP23027873
09-23-2023	432	CHIPPENDALE DR	LOUD PARTY	0144	7327: Public Complaint: Noise Complaint	BAP23027915
09-23-2023	194	ROBERT CT	OUTSIDE ON LAWN LOUD PEOPLE	0136	7326: Public Complaint: Loud Party	BAP23027913
09-23-2023	633	HARBOR TER	3 HRS - LOUD MUSIC	0321	7327: Public Complaint: Noise Complaint	BAP23027924
09-23-2023	655	CEDAR LN	LOUD MUSIC	1453	7326: Public Complaint: Loud Party	BAP23027967
09-23-2023	410	MORSE AVE	LOUD Music - Make Yelling	1938	7327: Public Complaint: Noise Complaint	BAP23027990
09-24-2023	185	RITA CT	LOUD Music - TURNED ON AFTER PA LEFT	0426	7327: Public Complaint: Noise Complaint	BAP23028006
09-24-2023	409	SUMMERSWEET LN	CAR ALARM IN DRIVEWAY	0430	7327: Public Complaint: Noise Complaint	BAP23028008
09-24-2023	561	DEERE PARK CIR	LOUD PEOPLE BARTLETT LAKES APARTMENTS	0429	7327: Public Complaint: Noise Complaint	BAP23028007
09-24-2023	561	DEERE PARK CIR	PARTY LOUD BARTLETT LAKES APARTMENTS	0548	7327: Public Complaint: Noise Complaint	BAP23028010
09-24-2023	564	DEERE PARK CIR	LOUD PARTY BARTLETT LAKES APARTMENTS	0740	7326: Public Complaint: Loud Party	BAP23028013
09-24-2023	564	DEERE PARK CIR	LOUD VERBAL FIGHT BARTLETT LAKES APARTMENTS	2028	7327: Public Complaint: Noise Complaint	BAP23028060
09-24-2023	561	DEERE PARK CIR	LOUD PARTY BARTLETT LAKES APARTMENTS	2121	7327: Public Complaint: Noise Complaint	BAP23028063
09-27-2023	379	S PROSPECT AV	LOUD MUSIC 2 DRS DOWN	1839	7327: Public Complaint: Noise Complaint	BAP23028380
09-30-2023	120	BARTLETT AV	To Loud To ONE TWENTY LIVE SLEEP	2205	7327: Public Complaint: Noise Complaint	BAP23028709
09-30-2023	549	HELEN DR	Rios being Loud - Told To Keep it Down	2353	7327: Public Complaint: Noise Complaint	BAP23028717
10-01-2023	564	DEERE PARK CIR	6 males in lot - LOUD MUSIC	0206	7327: Public Complaint: Noise Complaint	BAP23028722
10-02-2023	140	HILLCREST LANE	NO LOUD MUSIC HEARD	2118	7327: Public Complaint: Noise Complaint	BAP23028878
10-05-2023	1123	W STRUCKMAN BLVD	LAND SLAPPERS AT 7:00 AM	0726	7327: Public Complaint: Noise Complaint	BAP23029138
10-06-2023	561	DEERE PARK CIR	Bunch LOUD DEERE PARK People	2153	7326: Public Complaint: Loud Party	BAP23029280
10-07-2023	761	WOODLAND CT	LOUD MUSIC	2227	7326: Public Complaint: Loud Party	BAP23029393
10-07-2023	633	HARBOR TER	SLAMMED DOOR - Told To Quiet Music	2347	7327: Public Complaint: Noise Complaint	BAP23029401
10-08-2023	562	DEERE PARK CIR	LOUD people in LOT	2138	7327: Public Complaint: Noise Complaint	BAP23029455
10-15-2023	564	DEERE PARK CIR	LOUD people BARTLETT LAKES APARTMENTS	0428	7327: Public Complaint: Noise Complaint	BAP23029990
10-15-2023	633	HARBOR TER	Neighbor has LOUD MUSIC	2344	7327: Public Complaint: Noise Complaint	BAP23030067
10-17-2023	633	HARBOR TERRACE	LOUD Neighbor	2126	7327: Public Complaint: Noise Complaint	BAP23030274
10-17-2023	564	DEERE PARK CIRCLE	SUBJ WENT INSIDE FOR NIGHT	2248	7327: Public Complaint: Noise Complaint	BAP23030278
10-21-2023	667	VERSAILLES DRIVE	LOUD PARTY - NOTHING HEARD	2218	7327: Public Complaint: Noise Complaint	BAP23030627
10-22-2023	563	DEERE PARK CIRCLE	LOUD PARTY	0000	7326: Public Complaint: Loud Party	BAP23030629
10-22-2023	561	DEERE PARK CIRCLE	BIG TENT - TOO LOUD	1800	7326: Public Complaint: Loud Party	BAP23030686
10-24-2023	447	KNOLL CREST DR	CAR ALARM	2142	7327: Public Complaint: Noise Complaint	BAP23030935
10-28-2023	353	LINCOLN DRIVE	LOUD PARTY	2236	7326: Public Complaint: Loud Party	BAP23031346
10-29-2023	142	SHERMAN CT	Told To TURN DOWN Music	0112	7326: Public Complaint: Loud Party	BAP23031358
10-31-2023		LONGMEADOW/DERBY	BLARING MUSIC	1558	7327: Public Complaint: Noise Complaint	BAP23031619
11-03-2023	165	PLEASANT DR	Kids playing soccer in yard - LOUD	2120	7327: Public Complaint: Noise Complaint	BAP23031949
11-04-2023	741	DUXBURY LN	TRUCK WARMING UP TO START WORK	0785	7327: Public Complaint: Noise Complaint	BAP23031994
11-04-2023	1596	EDGEWOOD CT	Assumed UNDERAGE PARTY	2106	7326: Public Complaint: Loud Party	BAP23032058
11-04-2023	120	WALLACE ST	LOUD Music - A BASS	2353	7327: Public Complaint: Noise Complaint	BAP23032071
01-01-2023	937	BALSAM LANE	LOUD MUSIC	0419	7327: Public Complaint: Noise Complaint	BAP23000016
01-01-2023		S CHASE AVENUE/LUCILLE	LOUD MUSIC	0549	7327: Public Complaint: Noise Complaint	BAP23000019
01-08-2023	162	HALE AVENUE	LOUD MUSIC - SHARE WALLS	0658	7326: Public Complaint: Loud Party	BAP23000859
01-09-2023		BAYBERRY DRIVE/OAKMONT DRIVE	NO MUSIC HEARD	2202	7327: Public Complaint: Noise Complaint	BAP23000818
01-10-2023	853	VOYAGER DRIVE	OUTSIDE - LOUD MUSIC	2219	7327: Public Complaint: Noise Complaint	BAP23000920
01-15-2023	561	DEERE PARK CIRCLE	APT 206 BARTLETT LAKES LOUD MUSIC	0341	7326: Public Complaint: Loud Party	BAP23001344
01-21-2023	562	DEERE PARK CIRCLE	LOUD MUSIC BARTLETT LAKES 2 HRS	2246	7327: Public Complaint: Noise Complaint	BAP23001975
01-22-2023	563	DEERE PARK CIRCLE	LOUD MUSIC BARTLETT LAKES 1st FLOOR	0511	7327: Public Complaint: Noise Complaint	BAP23001992
01-31-2023	562	DEERE PARK CIRCLE	LOUD MUSIC BARTLETT LAKES	2212	7326: Public Complaint: Loud Party	BAP23002826
02-10-2023	562	DEERE PARK CIRCLE	LOUD MUSIC a BANGING NOISE	2120	7327: Public Complaint: Noise Complaint	BAP23003738
02-12-2023	562	DEERE PARK CIRCLE	LOUD MUSIC a DANCING	0223	7327: Public Complaint: Noise Complaint	BAP23003895

02-12-2023	562	DEERE PARK CIRCLE	CONSTANT NOISE FROM UPSTAIRS	0259	7327: Public Complaint: Noise Complaint	BAP23003896
02-13-2023	562	DEERE PARK CIRCLE	BLASTING MUSIC	0048	7327: Public Complaint: Noise Complaint	BAP23003927
02-14-2023	563	DEERE PARK CIRCLE	LOUD MUSIC	2258	7327: Public Complaint: Noise Complaint	BAP23004082
02-15-2023	562	DEERE PARK CIRCLE	LOUD TV	2309	7327: Public Complaint: Noise Complaint	BAP23004174
02-18-2023	716	THORNBURY ROAD	LOUD BASS MUSIC	0448	7327: Public Complaint: Noise Complaint	BAP23004322
02-18-2023	716	THORNBURY ROAD	LOUD MUSIC A TV ALL DAY	1726	7327: Public Complaint: Noise Complaint	BAP23004376
02-18-2023	101	S OAK STREET	LOUD MUSIC FROM LOG CABIN	2221	7327: Public Complaint: Noise Complaint	BAP23004398
02-20-2023	716	THORNBURY ROAD	SPARKER TV TOO LOUD	0321	7327: Public Complaint: Noise Complaint	BAP23004466
02-25-2023	120	MARION AVENUE	BANGING ON FRONT DOOR -30MIN	0154	7327: Public Complaint: Noise Complaint	BAP23004899
03-02-2023	1204	KEIM TRAIL	TEEN BLASTING MUSIC IN STREET	2250	7327: Public Complaint: Noise Complaint	BAP23005429
03-04-2023	260	WAYNE COURT	CONSTRUCTION & LOUD MUSIC	0931	7327: Public Complaint: Noise Complaint	BAP23005555
03-06-2023	195	HILLCREST LANE	LOUD BOY MUSIC & PARTY	0012	7326: Public Complaint: Loud Party	BAP23005674
03-11-2023		E ONEDA AVENUE/S BERTEAU AVENUE	CAR ALARM	1344	7327: Public Complaint: Noise Complaint	BAP23006187
03-12-2023		E BARTLETT AVENUE/S BERTEAU AVENUE	CAR ALARM NIGHTLY	0755	7327: Public Complaint: Noise Complaint	BAP23006233
03-14-2023	759	STERLING COURT	LOUD MUSIC	0007	7327: Public Complaint: Noise Complaint	BAP23006341
03-14-2023	227	COUNTRY DRIVE	LOUD GRINDING NOISE	2026	7327: Public Complaint: Noise Complaint	BAP23006444
03-18-2023	562	DEERE PARK CIRCLE	LOUD MUSIC	2225	7327: Public Complaint: Noise Complaint	BAP23006846
03-18-2023	126	AMHERST DRIVE	LOUD MUSIC BY CREEK	2321	7327: Public Complaint: Noise Complaint	BAP23006849
03-24-2023	563	DEERE PARK CIRCLE	LOUD MUSIC IN APT.	1942	7327: Public Complaint: Noise Complaint	BAP23007427
03-26-2023	832	PRAIRIE AVENUE	LOUD MUSIC IN DRIVEWAY	2239	7327: Public Complaint: Noise Complaint	BAP23007633
03-31-2023	121	LUCILLE COURT	CAR IN DRIVEWAY, LOUD MUSIC	1929	7327: Public Complaint: Noise Complaint	BAP23008057
04-02-2023	120	WALLACE STREET	LOUD PARTY IN GARAGE	0106	7326: Public Complaint: Loud Party	BAP23008161
04-04-2023	186	REGENCY DRIVE	LOUD MUSIC	0224	7327: Public Complaint: Noise Complaint	BAP23008358
04-04-2023	381	WESTERN AVENUE	HEARD SOMEONE IN THE HOUSE	1412	7327: Public Complaint: Noise Complaint	BAP23008421
04-07-2023	140	E BARTLETT AVENUE	HIGH PITCH FROM WATER TOWER	2306	7327: Public Complaint: Noise Complaint	BAP23008810
04-09-2023	1024	W ELMWOOD LANE	LOUD MUSIC IN GARAGE	0154	7327: Public Complaint: Noise Complaint	BAP23008905
04-09-2023	1313	NORTHGATE DRIVE	LOUD MUSIC/SCREAMING	2011	7327: Public Complaint: Noise Complaint	BAP23008958
04-09-2023		PENNY COURT/PENNY LANE	LOUD MUSIC	2353	7327: Public Complaint: Noise Complaint	BAP23008964
04-11-2023	830	BAY COURT	LOUD EXHAUST	2013	7327: Public Complaint: Noise Complaint	BAP23009189
04-12-2023		FAIRCROFT ROAD/GROVETOWN DRIVE	BARKING DOG	2157	7327: Public Complaint: Noise Complaint	BAP23009305
04-13-2023	764	VOYAGER DRIVE	LOUD MUSIC	2126	7327: Public Complaint: Noise Complaint	BAP23009391
04-14-2023	375	JERVEY LANE	BLASTING MUSIC / BACKYARD	1651	7326: Public Complaint: Loud Party	BAP23009488
04-22-2023	138	IRUSHMORE DRIVE	LOUD MUSIC	2024	7327: Public Complaint: Noise Complaint	BAP23010141
04-28-2023	857	KINGSTON LANE	LOUD MUSIC	2209	7327: Public Complaint: Noise Complaint	BAP23010698
04-28-2023	1387	BEACON LANE	LOUD PARTY, INSIDE + OUT	2343	7327: Public Complaint: Noise Complaint	BAP23010703
04-30-2023	241	REGENCY DRIVE	MALE/FEMALE ARGUING	0230	7327: Public Complaint: Noise Complaint	BAP23010787
05-06-2023	1434	WHITEFENCE ROAD	LARGE PARTY	0130	7327: Public Complaint: Noise Complaint	BAP23011395
05-09-2023	149	HILLCREST LANE	MUSIC IN PLOT HILLCREST APARTMENTS	0128	7327: Public Complaint: Noise Complaint	BAP23011660
05-09-2023	454	HARVARD LANE	LOUD MUSIC IN CAR	2331	7327: Public Complaint: Noise Complaint	BAP23011754
05-11-2023	562	DEERE PARK CIRCLE	LOUD MUSIC	2211	7326: Public Complaint: Loud Party	BAP23011937
05-11-2023	562	DEERE PARK CIRCLE #113	LOUD MUSIC	2233	7326: Public Complaint: Loud Party	BAP23011939
05-12-2023	562	DEERE PARK CIRCLE	LOUD DISCUSSION	1811	7327: Public Complaint: Noise Complaint	BAP23012023
05-12-2023	1019	SANDPIPER COURT	LOUD MUSIC	1846	7327: Public Complaint: Noise Complaint	BAP23012028
05-12-2023	1019	SANDPIPER COURT	LOUD MUSIC	2045	7327: Public Complaint: Noise Complaint	BAP23012035
05-13-2023	469	HADLEY COURT	LOUD NOISES / WORKING ON CORR	2331	7327: Public Complaint: Noise Complaint	BAP23012120
05-14-2023	563	DEERE PARK CIRCLE	LOUD PARTY	0042	7327: Public Complaint: Noise Complaint	BAP23012124
05-14-2023	194	REGENCY DRIVE	LOUD PARTY	0121	7326: Public Complaint: Loud Party	BAP23012130
05-14-2023	193	REGENCY DRIVE	LAUGHING SCREAMING / YELLING	0132	7327: Public Complaint: Noise Complaint	BAP23012132
05-14-2023	413	CINNAMON COURT	LAND SCAPING NOISE	0712	7327: Public Complaint: Noise Complaint	BAP23012141
05-21-2023	349	BRADBURY LANE	KIDS PLAYING BB	0042	7327: Public Complaint: Noise Complaint	BAP23012842
05-21-2023	564	DEERE PARK CIRCLE #303	LOUD MUSIC	0548	7327: Public Complaint: Noise Complaint	BAP23012854
05-21-2023	961	ROUTE 59	LOUD MUSIC	1425	7327: Public Complaint: Noise Complaint	BAP23012888
05-21-2023	615	HARBOR TERRACE	KIDS RUNNING & SCREAMING	2236	7327: Public Complaint: Noise Complaint	BAP23012927
05-23-2023	234	OAK AVENUE	CONSTRUCTION AT 6am	0636	7327: Public Complaint: Noise Complaint	BAP23013037
05-27-2023	880	FOREST GLEN COURT	LOUD MUSIC	1940	7326: Public Complaint: Loud Party	BAP23013512
05-27-2023	563	DEERE PARK CIRCLE	LOUD MUSIC	2126	7326: Public Complaint: Loud Party	BAP23013525
05-28-2023	135	BERTEAU AVENUE	LOUD PARTY / MUSIC	0053	7326: Public Complaint: Loud Party	BAP23013545
05-28-2023	563	DEERE PARK CIRCLE	LOUD MUSIC	2127	7327: Public Complaint: Noise Complaint	BAP23013595
05-28-2023		NORTH AVENUE/VALLEY STREET	LOUD MUSIC	2312	7326: Public Complaint: Loud Party	BAP23013602
05-29-2023	562	DEERE PARK CIRCLE #104	LOUD KARAOKE	0002	7326: Public Complaint: Loud Party	BAP23013606
05-29-2023	1000	APPLE VALLEY DRIVE	LOUD MUSIC / PARTY	0246	7326: Public Complaint: Loud Party	BAP23013617
06-02-2023	116	BARTLETT PLAZA	LOUD MUSIC	2216	7327: Public Complaint: Noise Complaint	BAP23014109
06-02-2023	116	BARTLETT PLAZA	LOUD MUSIC	2243	7327: Public Complaint: Noise Complaint	BAP23014113

06-03-2023	111	WILCOX DRIVE	LOUD MUSIC OUTSIDE	2212	7326: Public Complaint: Loud Party	BAP23014214
06-03-2023	564	DEERE PARK CIRCLE	LOUD MUSIC PARTLETT LAKES APARTMENTS	2233	7326: Public Complaint: Loud Party	BAP23014217
06-03-2023	1188	PINETREE LANE	LOUD MUSIC / YELLING	2326	7326: Public Complaint: Loud Party	BAP23014224
06-03-2023	378	SNOW DRIFT COURT	LOUD PARTY	2340	7326: Public Complaint: Loud Party	BAP23014225
06-05-2023	1535	SPAULDING ROAD	LOUD MUSIC	2239	7327: Public Complaint: Noise Complaint	BAP23014401
06-05-2023		STRUCKMAN BOULEVARD/INDEPENDEN	LOUD MUSIC	2245	7326: Public Complaint: Loud Party	BAP23014402
06-06-2023		BARNETT LANE/BENNINGTON LANE	LOUD MUSIC	0138	7327: Public Complaint: Noise Complaint	BAP23014414
06-07-2023	402	SNOW DRIFT CIRCLE	LOUD MUSIC / DOG	2116	7327: Public Complaint: Noise Complaint	BAP23014579
06-07-2023	404	SNOW DRIFT CIRCLE	TEENS YELLING	2237	7326: Public Complaint: Loud Party	BAP23014585
06-09-2023	370	WILMINGTON DRIVE	LOUD MUSIC OUTSIDE	1837	7327: Public Complaint: Noise Complaint	BAP23014762
06-10-2023		SAYER ROAD/DALDER LANE	CONSTRUCTION STARTING EARLY	0749	7327: Public Complaint: Noise Complaint	BAP23014817
06-10-2023	984	STUART DRIVE	LOUD PARTY	2254	7326: Public Complaint: Loud Party	BAP23014892
06-10-2023	561	DEERE PARK CIRCLE	LOUD MUSIC	2304	7327: Public Complaint: Noise Complaint	BAP23014893
06-11-2023		CHASE AVENUE/ONEIDA AVENUE	LOUD PARTY	0041	7326: Public Complaint: Loud Party	BAP23014905
06-11-2023	137	LUCILLE COURT	LOUD PARTY / MUSIC	0101	7327: Public Complaint: Noise Complaint	BAP23014907
06-11-2023	149	HILLCREST LANE	OUTSIDE/LOUD DRINKING	0317	7326: Public Complaint: Loud Party	BAP23014919
06-11-2023	137	LUCILLE COURT	LOUD PARTY	0356	7326: Public Complaint: Loud Party	BAP23014921
06-11-2023	135	HILLCREST LANE	LOUD MUSIC FROM CAR TRUNK	0649	7327: Public Complaint: Noise Complaint	BAP23014928
06-11-2023	149	HILLCREST LANE	DRINKING LOUD	0816	7327: Public Complaint: Noise Complaint	BAP23014933
06-11-2023	149	HILLCREST LANE	DRINKING LOUD	0850	7327: Public Complaint: Noise Complaint	BAP23014934
06-15-2023	564	DEERE PARK CIRCLE	LOUD MUSIC	2211	7326: Public Complaint: Loud Party	BAP23015463
06-16-2023	389	S PROSPECT AVENUE	LOUD MUSIC	1845	7327: Public Complaint: Noise Complaint	BAP23015538
06-16-2023	256	POLK COURT	CONSTRUCTION NOISE	2117	7327: Public Complaint: Noise Complaint	BAP23015548
06-17-2023	205	S PARK PLACE DRIVE	CONSTRUCTION 6 AM	0623	7327: Public Complaint: Noise Complaint	BAP23015590
06-17-2023	182	RITA COURT	LOUD MUSIC	2336	7326: Public Complaint: Loud Party	BAP23015679
06-17-2023	1194	INDEPENDENCE DRIVE	LOUD LAUGHING	2250	7327: Public Complaint: Noise Complaint	BAP23015676
06-18-2023	1028	TRILLIUM LANE	LOUD MUSIC	0026	7326: Public Complaint: Loud Party	BAP23015684
06-18-2023	712	RED OAK COURT	LOUD PARTY	0043	7327: Public Complaint: Noise Complaint	BAP23015687
06-18-2023	563	DEERE PARK CIRCLE	LOUD MUSIC IN LOT	1814	7326: Public Complaint: Loud Party	BAP23015738
06-22-2023	880	FOREST GLEN COURT	KIDS PLAYING BB - LOUD	2341	7327: Public Complaint: Noise Complaint	BAP23016276
06-23-2023	330	WESTERN AVENUE	CHAINSAW TOO EARLY	0649	7327: Public Complaint: Noise Complaint	BAP23016297
06-23-2023	256	VILLAGE LANE	FIREWORKS	2158	7327: Public Complaint: Noise Complaint	BAP23016370
06-24-2023	564	DEERE PARK CIRCLE	LOUD MUSIC	0436	7327: Public Complaint: Noise Complaint	BAP23016408
06-24-2023	563	DEERE PARK CIRCLE	BREAKING BOTTLES IN LOT	2333	7327: Public Complaint: Noise Complaint	BAP23016502
06-25-2023	563	DEERE PARK CIRCLE	LOUD MUSIC	0318	7327: Public Complaint: Noise Complaint	BAP23016523
06-25-2023	563	DEERE PARK CIRCLE	LOUD PARTY / DRINKING OUTSIDE	0638	7327: Public Complaint: Noise Complaint	BAP23016535

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TOTAL: 284

ORDINANCE 2024 - _____

AN ORDINANCE AMENDING THE BARTLETT MUNICIPAL CODE REGARDING NOISE LIMITATIONS

WHEREAS, the Village of Bartlett ("**Village**") is an Illinois home rule municipal corporation organized and operating pursuant to Article VII of the Illinois Constitution of 1970, and has the authority to exercise any power and perform any function pertaining to its government and affairs except as limited by Article VII, Section 6 of the Illinois Constitution of 1970; and

WHEREAS, the Village has previously adopted the Illinois Pollution Control Board sound emission standards; and

WHEREAS, the Village finds it in the public interest to clarify that the adopted sound emission standards apply to residential districts.

NOW, THEREFORE, BE IT ORDAINED by the Village Board of Trustees of the Village of Bartlett, DuPage, Kane, and Cook Counties, Illinois, pursuant to its home rule authority, as follows:

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

SECTION 2. Amendment to Section 4-3-4 of the Village Code. That Section 4-3-4, "Excessive Noise," of Chapter 3, "Nuisances," of Title 4, "Health and Sanitation," of the Bartlett Municipal Code is hereby amended as follows (additions in **bold and underline**, deletions in ~~**bold and strikethrough**~~):

"4-3-4: EXCESSIVE NOISE:

[...]

C. Noise Limits: Except as provided in subsection D of this section, no person shall cause or allow sound beyond the boundaries of said person's property located within any **residential**, industrial, business or public land area that unreasonably interferes with the enjoyment of life or with any lawful business and/or activity or so as to exceed the applicable limits established in sections 901.102, 901.103, 901.104, 901.105 and/or 901.106 adopted in subsection A of this section.

D. Exceptions. The provisions herein shall not be construed to prohibit, restrict, penalize, enjoin or in any manner regulate sounds emitted from any of the following:

112. Operation of street sweepers on streets and/or rights of way between the hours of seven o'clock (7:00) A.M. and nine o'clock (9:00) P.M.

123. The testing of a stand by or emergency generator ("generator") and the operation of said generator during periods when the primary source of power has been interrupted or has otherwise been disrupted. This exception shall not apply, however, to the use of any power cogeneration equipment operated by any person within the village.

134. Noise emissions associated with a lawfully organized and supervised civic or public celebration or parade.

~~15. Emissions of sound from any area that is not zoned as industrial, business and/or public lands areas as those terms are defined herein.~~

146. Permitted activities pursuant to a carnival license or amplification permit subject to the terms and conditions of said license or permit.

E. Territorial Applicability. Nothing in this section shall be construed as regulating any noise emissions originating outside of the Village. This section shall be construed as applying to all sounds emitted from industrial, business and/or public land areas, regardless of whether said sounds affect receiving areas located within the village or outside the village.

F. Other Private Or Public Action Not Impaired: Nothing in this section shall be construed to impair any cause of action, or legal remedy therefor, including actions under the rules and regulations of the Illinois environmental protection agency and Illinois pollution control board, or either of them, of any person or the public arising from the emission or release of noise from any source whatever.

G. Abatement Of Noise Source: Upon finding of a violation of the standards herein established, the person causing or permitting the noise to continue shall be advised of the violation and given an opportunity to abate the noise level, ~~to an acceptable standard within such time period provided in a special permit granted by the corporate authorities pursuant to subsection I of this section. In the event the violator fails to apply for a special permit in order to abate the noise level within the time prescribed in a notice sent by the community development director, the village may proceed to enforce this section against the violator.~~

H. Inspections: Any village law enforcement officer, or code enforcement official, in addition to any other authority vested in said officer or official, has the power, upon presentation of proper credentials, to enter and inspect any property, building, structure or premises within the village as may be necessary to enforce the provisions of this section, provided permission is obtained from the occupant or, in the case of unoccupied property, from the owner or his agent. If such permission is refused, or is otherwise unobtainable, a search warrant

must be obtained upon the showing of probable cause to believe that a violation of this section may exist, before such entry or inspection is made. Notwithstanding the foregoing, however, such permission shall not be required from a person believed to be in violation if such permission is attained from adjoining landowners to perform said inspections and testing.

~~1. Special Permit: The corporate authorities shall have the authority, consistent with this section, to grant a temporary special permit as follows:~~

~~1. Any person seeking a special permit pursuant to this section shall file an application with the corporate authorities. The application shall contain information which demonstrates that bringing the source of sound or activity for which the special variance is sought into compliance with this section would constitute an unreasonable hardship on the applicant, on the community or on other persons. Notice of an application for a special permit shall be given by the applicant for a special permit to the owners of property within two hundred fifty feet (250') of the property upon which the applicant's activity or proposed activity that is generating or will generate sound emissions. Any person who claims to be adversely affected by allowance of a special permit may file an objection with the corporate authorities containing any information to support his, her or its claim.~~

~~2. In determining whether to grant or deny the application, the corporate authorities shall consider the following factors: a) the hardship to the applicant, the community and other persons of not granting the special permit, including the cost of complying with permitted noise levels; and b) the adverse impact on the health, safety and welfare of persons affected; the adverse impact on property affected; and any other adverse impact of granting the special permit, including the level and duration of sound emissions. Applicants for a special permit and persons contesting a special permit may be required to submit any information the corporate authorities may reasonably require. In granting or denying an application, the corporate authorities shall place on public file a copy of the decision and the reasons for denying or granting the special permit.~~

~~3. The corporate authorities may grant a special permit license to the applicant containing all necessary conditions, including a time limit on the permitted activity. The special permit shall not become effective until all conditions have been satisfied by the applicant. Noncompliance with any condition subsequent to issuance of the special permit shall be grounds to terminate it and subject the person holding it to the provisions of this section regulating the source of sound or activity for which the special permit was granted.~~

~~4. Application for extension of time limits specified in special permits or for modification of other substantial conditions shall be treated like applications for initial special permits.~~

~~5. Enforcement of this section may be stayed by the corporate authorities as to any person filing an application for a special permit pursuant to this section, until such time as the application is acted upon by the corporate authorities, if the corporate authorities determine that any ongoing violations do not constitute a nuisance and/or are not a threat to the health, safety and welfare of persons residing in any residential areas adjacent to or in close proximity to the applicant's property.~~

SECTION 3. Amendment to Section 3-22-2 of the Village Code. That Section 3-22-2, "Amplifier Regulations," of Chapter 22, "Amplifiers," of Title 3, "Business and License Regulations" of the Bartlett Municipal Code is hereby amended as follows (additions in **bold and underline**, deletions in **~~bold and strikethrough~~**):

"3-22-2: AMPLIFIER REGULATIONS:

A. No permittee shall use or operate or employ any such device within the radius of two (2) blocks from any hospital or within the radius of two (2) blocks of any religious institution while services are being held therein.

B. The hours to use, operate or employ any such amplified device within the Village limits shall be between the hours of eight o'clock (8:00) A.M. to the hour of eleven o'clock (11:00) P.M. Monday through Saturday and between the hours of eight o'clock (8:00) A.M. to the hour of ten o'clock (10:00) P.M. on Sunday.

~~C. This section shall not apply to radios in homes or in private vehicles, when the same are operated in such a manner as not to be audible at a distance of fifty feet (50') from such vehicle, nor to noise devices, bands or other musical devices used in any public parade or procession which is operated under a permit in accordance with the ordinances of the Village.~~ **This section shall not apply to (i) amplifiers and similar devices operated on private property in such a manner as to not be audible at a distance of fifty feet (50') from the property line; (2) amplifiers and similar devices operated from a private vehicle when operated in such a manner as to be audible at a distance of fifty (50') feet from the vehicle; and (3) noise devices, bands, or other musical devices used in a public parade or procession which is operated under a permit in accordance with the ordinances of the Village.**

D. Whenever the Community Development Director or designee determines that it is in the public interest, an extended amplifier permit may be issued authorizing a permittee to use such devices in the Village for not more than five (5) days at a time during such hours as the Community Development Director or designee may establish in such an extended amplifier permit, not before six o'clock (6:00) A.M.

~~E. No permittee shall cause or permit to be emanated or emitted from any such device any lewd, obscene, profane or indecent language, sounds, or any~~

~~false representation of any matter, product or project advertised thereby, the sale of which is prohibited by any law, ordinance or statute.~~

F. An amplifier permit may be denied by the Community Development Director or designee from an applicant who has previously received documented complaints by the Police Department or Code Enforcement of excessive noise or extending the amplification beyond the permitted hours of operation.”

SECTION 3. Severability. The various provisions of this Ordinance are to be considered as severable, and if any Court of competent jurisdiction shall hold any part or portion of this Ordinance invalid, such decision shall not affect the validity of the remaining provisions of this Ordinance.

SECTION 4. Repeal and Saving Clause. All ordinances or parts of ordinances in conflict herewith are hereby repealed; provided, however, that nothing herein contained shall affect any rights, actions, or cause of action which shall have accrued to the Village of Bartlett prior to the effective date of this Ordinance.

SECTION 5. Effective Date. This Ordinance shall be in full force and effect after its passage and approval.

ROLL CALL VOTE:

AYES:

NAYS:

ABSENT:

PASSED:

APPROVED:

Kevin Wallace, Village President

ATTEST:

Lorna Giles, Village Clerk

CERTIFICATION

I, the undersigned, do hereby certify that I am the Village Clerk of the Village of Bartlett, Cook, DuPage and Kane Counties, Illinois, and that the foregoing is a true, complete and exact copy of Ordinance 2024- _____ enacted on XXX, 2024, and approved on XXX, 2024, as the same appears from the official records of the Village of Bartlett.

Lorna Giles, Village Clerk