



Judicial and Public Safety Ordinance

421 N. COUNTY FARM ROAD
WHEATON, IL 60187
www.dupagecounty.gov

File #: JPS-O-0001-25

Agenda Date: 4/15/2025

Agenda #: 8.D.

**ORDINANCE AMENDING CHAPTER 26, ARTICLE IV SECTION 26-10-15
OF THE COUNTY CODE OF ORDINANCES
TO AMEND FOR LOUD AND RAUCOUS NOISE**

WHEREAS, the County of DuPage has determined an increase in complaints from its residents regarding raucous noise; and

WHEREAS, 720 ILCS 5/47-5 provides that a county board may define what constitutes a nuisance and abate such nuisances within the county’s geographic jurisdiction; and

WHEREAS, the Judicial and Public Safety Committee recommends that the DuPage County Board adopt the proposed amendment to Chapter 26, Article IV Section 26 of the County Code of Ordinance attached hereto as Exhibit A; and

WHEREAS, the proposed language is intended to declare and abate the nuisance of loud and raucous noise in unincorporated areas of DuPage County, Illinois.

NOW, THEREFORE BE IT RESOLVED, that proposed amendment to the County Code of Ordinances be and hereby is adopted; and

BE IT FURTHER RESOLVED, that the Codifier of the DuPage County Code of Ordinances is directed to properly codify and publish this Ordinance and shall make such typographical changes as are necessary to do so; and

BE IT FURTHER RESOLVED, that the DuPage County Clerk is directed to send copies of this Ordinance to: (1) the DuPage County Sheriff, (2) the DuPage County State’s Attorney, and (3) the Chief Judge of the 18th Judicial Circuit Court; and

BE IT FURTHER RESOLVED, that this Ordinance shall take immediate effect upon adoption and approval as required by law.

Enacted and approved this 22nd day of April, 2025 at Wheaton, Illinois.


DEBORAH A. CONROY, CHAIR
DU PAGE COUNTY BOARD

Attest: 
JEAN KACZMAREK, COUNTY CLERK

Chapter 26 – Public Nuisances

Article IV – Loud and Raucous Noise

26-10 – Applicability.

- (a) This ordinance applies to conduct which occurs within the geographic boundaries of the County of DuPage, but outside of the boundaries of any incorporated municipality.
- (b) The following sound amplifying devices are exempt from application of this ordinance:
 - i. Sounds generated by emergency equipment and work necessary for law enforcement, fire prevention, or for the health, safety, and welfare of the public.
 - ii. Sounds created by portable or stationary generators during periods when there is no electricity from the primary power supplier due to natural disaster or power outage.
 - iii. Sounds created by surface carriers engaged in interstate commerce by railroad.
 - iv. Sounds created by safety and protective warning devices where noise suppression would render the device ineffective.
 - v. Sounds created by bells, chimes, carillons, or similar instruments, operating for not more than five minutes in any one hour.
 - vi. Sounds created by commercial business activity, including but not limited to, snowplowing and garbage collection.
 - vii. Sounds originating from events which have a special event permit issued by the County of DuPage and which have received a permit for use of sound amplification devices as part of their event.
 - viii. Sounds originating from the normal and intended use of the recreational facilities of schools, colleges and public parks between the hours of 9 AM and 11 PM.

26-11 – Definitions.

“Sound Amplification Device” means any machine or device for the amplification of the human voice, music or any other noise or sound. Sound amplification devices include, but are not limited to, speakers, amplifiers, bullhorns, megaphones, radios, tape player, compact disc player, and loudspeakers.

“Instrument” means any musical instrument, whether electronically amplified or not. Instruments include, but are not limited to, bells, horns, and drums.

26-12 – Loud and Raucous Noise, Prohibited Public Nuisance. It shall be unlawful and a public nuisance to use or operate a sound amplifying device or instrument so that the device or instrument produces loud and raucous sounds at a distance greater than 100 feet from said device or instrument unless one has obtained a permit to do so from the County of DuPage, between the hours of 10pm and 7am.

26-13- Penalties. Any person who violates Section 26-12 of this Article shall be found guilty of public nuisance, with a penalty of not less than one hundred dollars (\$100) and not more than one thousand dollars (\$1,000). Each day a violation occurs shall constitute a separate violation. Second or subsequent violations of Section 26-12 within a one-year period shall incur a penalty of not less than five hundred dollars (\$500) and not more than one thousand dollars (\$1,000).

26-14 – Noise regulated by other provisions of the Code of Ordinances.

Regulation of noise contained elsewhere in this Code shall be separate from the provision of this Article.

26-15 – Presumption of accountability.

- (a) The occupant or the agent of the occupant of the property, who shall knowingly permit another person to use an instrument or sound amplification device or otherwise conduct an activity in violation of this chapter, shall be deemed responsible for the noise or activity to the same extent as the person creating the noise or conducting the activity and shall be subject to the same penalty.
- (b) Any person in charge of operating, ordering, directing or allowing the operation or maintenance of the motor vehicle, device, or machine creating a noise-generating activity as prohibited in this chapter, shall be deemed guilty of violating this chapter.