



ORDINANCE NO. #O22-06-01

AN ORDINANCE ADOPTING REGULATIONS FOR THE
PERMITTING OF NEIGHBORHOOD BLOCK PARTIES

ADOPTED BY THE MAYOR AND BOARD OF TRUSTEES
OF THE VILLAGE OF CARY THIS 7th DAY OF JUNE 2022

Published in pamphlet form by
authority of the Mayor and
Board of Trustees of the Village
of Cary, McHenry County, Illinois
this 7th day of June 2022.

WHEREAS, the Mayor and Board of Trustees of the Village of Cary desire to make certain amendments to the Village Code of Cary related to the adoption of regulations related to the approval of neighborhood block parties within the Village; and

WHEREAS, the Mayor and Village Board of Trustees have determined that the adoption of the text amendments to Municipal Code are in the best interest of the Village of Cary.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Trustees of the Village of Cary as follows:

SECTION 1: The foregoing recitals are incorporated as if fully set forth herein.

SECTION 2: That the following is established in the Municipal Code – Title 5, Chapter 5.37 – Neighborhood Block Parties

5.37.010 – Applicability:

The Village of Cary permits the closing of streets for block parties on local residential streets under the jurisdiction of the Village of Cary. The Village reserves the right to deny approval to close a street for a block party if there are concerns regarding public safety, traffic circulation, and/or conflict with other community events/activities.

5.37.020 – Application Process:

- A. An application requesting approval for the block party must be submitted to the Public Works Department indicating the location and time of the event. A main point of contact must be designated should any problems arise due to the block party.
- B. The designated person's name, address, and telephone number will be supplied to the Police Department.

- C. Block party applications are only accepted for parties held between April 1 – October 31.
- D. Residents may provide a secondary date for the requested block party in the event of inclement weather.
- E. Residents must notify the Public Works Department of any cancelations or date changes.

5.37.030 – General Regulations:

The following regulations shall be applicable to all block parties approved in the Village:

- A. All outside activities must end by 11:00 PM or sooner if so designated in the permit. Barricades must be removed from the street by this time and placed along the parkway at the location designated on the application.
- B. A block party application will act as the notification to the Village for the use of loudspeakers and amplifiers. Block parties must follow loudspeaker/amplifier noise restrictions as outlined in the Village Code under Sec. 5.20.040. An additional waiver may be required for an extension of hours.
- C. Access to driveways within the block party area may be required by other residents on the street and must be granted.
- D. Only barricades provided by the Public Works department may be used to close the road.
 - a. Two barricades will be dropped off before 3:30 PM on the last working day, excluding weekends and holidays, prior to the block party (example – Friday barricade drop-off for block parties held on a weekend). The barricades will be collected on the next working day following the block party at the driveway of the designated person's address.
 - b. The applicant is responsible for putting barricades in place and removing them.
 - c. Once barricades are in place, no vehicle through traffic is allowed except for emergency vehicles or other neighbors on the street that reside within the block party area.
- E. Block parties may not obstruct public sidewalks or parkways with barricades, ropes, or other objects.
- F. No fire hydrants may be obstructed by block party activities.
- G. No structures, including grills, tents, picnic tables, etc. are allowed in the public right-of-way (streets, sidewalk, parkway).
- H. The serving or consumption of alcoholic beverages in the public right-of-way is prohibited and must be restricted to private property areas.
- I. All litter produced by the event must be removed from the public right-of-way by the end of the block party.
- J. Applicants may request visits from the Police Department for the children; however, visits are not guaranteed and restricted based upon the Police Department's call volume/activity.

5.37.040 – Fees/Penalties:

- A. The block party organizer is responsible for the costs associated with the rental, return and general condition of the barricades in accordance with Appendix A. Lost, stolen or damaged barricades will be assessed a fine in the amount set forth in Appendix A of this code.

- B. The individual granted the permit will be responsible for the failure to appropriately remove litter and will be assessed a fine in the amount set forth in Appendix A of this code per Section 8.60.070.

05.37.050 – Severability:

The provisions of this chapter are severable and the invalidity of any phrase, clause or part of this chapter shall not affect the validity or effectiveness of the remainder of this chapter.

SECTION 3: That Section 8.60.070 of the Village Municipal Code is hereby revised by amending those provisions set forth below which are shown in bold and underscored to read as follows:

8.60.070 - Penalty

In addition to the charges provided in the preceding section, any person, firm or corporation violating any provision of this section shall, upon conviction thereof, be subject to a fine ~~of not less than twenty-five dollars (\$25.00) and not more than five hundred dollars (\$500.00) for each offense.~~ in the amount set forth in Appendix A of this code.

SECTION 4: That *Appendix A – Fees, Rates, Penalties and Fines* of the Village Code is hereby amended by adding the following:

5.37.040 – Fees/Penalties

Barricade Rental Fee: No Charge

Lost/Damaged Barricade Fine: \$50.00 per barricade.

8.60.070 –Penalty

Littering penalty: Not less than twenty-five dollars (\$25.00) and not more than five hundred dollars (\$500.00)

SECTION 5: All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed to the extent of such conflict.

SECTION 6: If any part or parts of this Ordinance shall be held invalid for any reason such decision shall not affect the validity of the remaining part or parts of this Ordinance.

SECTION 7: This Ordinance shall be in full force and effect from and after its passage and approval according to law.

PASSED THIS 7th DAY OF JUNE 2022

AYES: Collier, Covelli, Dudek, McAlpine, Walrath

NAYS: None

ABSTAIN: None

ABSENT: Weinhammer

APPROVED THIS 7th DAY OF JUNE 2022

Mark Kownick, Mayor

ATTEST:

Susan Greene, Deputy Village Clerk