

THE VILLAGE OF HOMER GLEN
WILL COUNTY, ILLINOIS

ORDINANCE
NUMBER 09-054

**AN ORDINANCE ADOPTING REQUIREMENTS FOR SPECIAL
EVENTS TO BE HELD
IN THE VILLAGE OF HOMER GLEN, ILLINOIS**

JAMES P. DALEY, Village President
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Trustees

**AN ORDINANCE ADOPTING REQUIREMENTS FOR SPECIAL
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IN THE VILLAGE OF HOMER GLEN, ILLINOIS**

WHEREAS, it is in the public interest of the Village of Homer Glen (the “Village”) to adopt permit procedures for Special Events held within the Village; and

WHEREAS, the President and the Village Board of the Village, after due consideration, have determined that it is in the best interests of the health, safety and welfare of the general public that Special Event regulations should be established.

NOW, THEREFORE, BE IT ORDAINED by the President and Village Board of Trustees of the Village of Homer Glen, Will County, Illinois, as follows:

SECTION ONE

Purpose. An ordinance to establish procedures and requirements for conducting Special Events in the Village in order to properly provide for the public health, safety and welfare; and to provide penalties for violation of the ordinance.

SECTION TWO

Definition; Special Event. A Special Event is any temporary occurrence conducted or sponsored by a person, organization, entity, or association, involving a display, demonstration, performance, exhibition, or amusement which includes, but is not limited to, festivals, concerts, carnivals, arts and craft shows, fireworks displays, sporting events, parades, rallies, and the like, excluding regularly scheduled sporting events conducted on property where such events are normally held.

SECTION THREE

Special Event Permit Required. No Special Event shall be held within the Village unless a permit is first obtained for such event.

SECTION FOUR

Permit Application. Application to conduct a Special Event shall be made to the Village, in writing, by the person or persons in charge or responsible therefore. All applications for Special Event permits shall be made at least thirty (30) days prior to the date on which the Special Event is sought to be held, unless the Village Manager waives the time requirement for good cause shown.

SECTION FIVE

Rules or Regulations. The Village Manager is hereby authorized to promulgate rules and/or regulations, not in conflict with this ordinance, to supplement and specify in more detail requirements relating to Special Events, provided that such rules or regulations are approved by the Village Board. Failure to observe any rule or regulation adopted pursuant to this section shall be a violation of this ordinance. Any rules and/or regulations adopted under this provision shall be available at the Village offices.

The following requirement shall apply to special events in all Zoning Districts:

- (1) All temporary uses, buildings and structures shall observe all yard setback requirements for the districts in which the special events are located.

The following requirements shall apply to special events in Residential Districts:

- (1) All lots in a residential district with a non-residential use (e.g., churches, schools, etc.) shall comply with the restrictions set forth for special events in nonresidential districts.

- (2) Special events shall be limited to duration of one (1) day each with no less than 120 days between special events. In cases where the desired duration of such special event is outside the limits as described herein, upon application, the Village President shall have the authority to vary the permitted duration to accommodate the activities of such event.
- (3) No special events shall begin activities before 9:00 a.m. nor conduct activities after 10:00 p.m. In cases where the desired hours of such special event is outside the limits as described herein, upon application, the Village President shall have the authority to vary the permitted hours to accommodate the activities of such event.

The following requirements shall apply to special events in Nonresidential Districts:

- (1) All special events shall provide on-site parking for attendee vehicles in accordance with the applicable Off Street Parking and Loading Requirements for the Zoning District in which the special event is being held as set forth in the Village's Zoning Ordinance.
- (2) Special events shall be limited to duration of ten (10) days each with no less than sixty (60) days between special events. In cases where the desired duration of such special event is outside the limits as described herein, upon application, the Village President shall have the authority to vary the permitted duration to accommodate the activities of such event.
- (3) No special events shall begin activities earlier than 9:00 a.m. nor conduct activities after 10:00 p.m. In cases where the desired hours of such special event is outside the limits as described herein, upon application, the Village President shall have the authority to vary the conditions of this section to accommodate the activities of such event.

SECTION SIX

Considerations for Issuance; Denial. In determining whether to approve a Special Event permit the Village Manager may consider any factors reasonably deemed relevant for the proposed event and necessary to secure the public welfare including, but not limited to, the following:

1. Whether the Special Event appears to be held for any unlawful purpose;
2. Whether it appears the Special Event may be conducted in a manner so as to cause a breach of the peace;
3. Whether the Special Event will unnecessarily interfere with the public use of the

streets, sidewalks, parks and/or other public areas;

4. Whether the Special Event appears to be primarily for commercial purposes with no general benefit to the Village or the public;
5. Whether the Special Event may have some special right or priority under the law; and
6. Whether the Special Event would, in any way, be detrimental to the public health, safety and welfare.

SECTION SEVEN

Restrictions and Conditions. The permit evidencing approval under this ordinance may include reasonable time, place and manner restrictions as a condition to granting any permit if such restrictions are reasonable and necessary for the protection of the public health, safety and welfare.

SECTION EIGHT

Prohibited Conduct.

1. No person shall knowingly participate in a Special Event for which no permit has been obtained;
2. No person shall continue to organize, or participate in the further planning or organizing, of a Special Event that is conducted without a permit after a permit has been denied;
3. No person in a position of influence or control over a Special Event shall allow the conduct of a Special Event without a permit;
4. No person shall violate any condition of a Special Event permit; and
5. No person shall violate any ordinance, rule or regulation of the Village during the planning, operation, or conclusion of a Special Event.

SECTION NINE

Penalty for Violation. In addition to any and all additional remedies available at law, any person violating any provision of this ordinance may be directed to:

1. Cease and desist such violation; and
2. Upon a finding of a violation of this ordinance, pay a civil penalty not less than \$100.00 nor more than \$750.00 for each violation.

Every day a violation continues shall constitute a separate and distinct offense.

SECTION TEN

Enforcement. Proceedings to enforce violations of this Ordinance may be initiated and conducted in accordance with and pursuant to the provisions of the Village Ordinance Providing for Administrative Adjudication of Municipal Code Violations or by any other means provided by law for enforcement of code violations.

SECTION ELEVEN

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION TWELVE

If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this ordinance.

SECTION THIRTEEN

This ordinance shall be in full force and effect from and after its passage and approval.

Adopted this 28th day of July, 2009 pursuant to a roll call vote as follows:

	YES	NO	ABSENT	PRESENT
Costa	X			
Knaack	X			
Niemiec	X			
Sabo	X			
Ward	X			
Yuckich	X			
Daley (Village President)	-			
TOTAL	6	0	-	-

APPROVED by the Village President on July 28th, 2009

James P. Daley
Village President

ATTEST:

Gale Skrobuton
Village Clerk