

Ordinance No. 17-42

**AN ORDINANCE OF THE VILLAGE OF EAST DUNDEE, ILLINOIS, REGULATING
THE USE OF THE VILLAGE'S DEPOT AND DEPOT PARK**

WHEREAS, the Village of East Dundee (the "Village") is a duly organized and validly existing home-rule municipality created in accordance with the Constitution of the State of Illinois of 1970 and the laws of the State; and,

WHEREAS, the Village desires to establish rules, procedures, and fees for the use of the Village's Depot and Depot Park.

NOW THEREFORE, BE IT ORDAINED, by the President and Board of Trustees of the Village of East Dundee, Kane and Cook County, Illinois, as follows:

Section 1: That Title XI, Business Regulations, of the Code of the Village of East Dundee, as amended, be and is hereby amended by adding Chapter 120 to read as follows:

**"CHAPTER 120
REQUESTS FOR THE USE OF THE DEPOT AND DEPOT PARK**

120.01 PERMIT REQUIRED.

A. A permit shall be obtained from the Village Administrator's office by any person, group or organization wishing to reserve the Depot or Depot Park or any portion thereof for any special event, activity or picnic.

B. It shall be unlawful to any person, group or organization to utilize the Depot or Depot Park for any special event, activity or picnic without said permit.

C. Persons attending any special events, activity or picnic shall be permitted to use the Depot or Depot Park consistent with applicable rules and only during the time designated by the permit.

120.02 PARK PERMIT APPLICATION.

A permit shall only be issued upon proper application as prescribed by the Village Administrator's office. The application shall be filed not less than 10 days before the event. That application shall include, but shall not be limited to:

1. Applicant Information;
2. Location;
3. The date and hours for which the permit is desired;
4. An estimate of anticipated attendance and whether there will be a charge for attendance;
5. A site plan for how the Depot and Depot Park will be utilized;
6. If there is alcohol, whether it will be sold or served;
7. Description of any entertainment/activities planned (ie. live music, DJ, etc.); and

8. Such other information the Village Administrator's office reasonably requires.

120.03 ISSUANCE OF PERMIT.

The Village Administrator, or designee, shall review the permit application and shall approve and issue the permit if the Village Administrator, or designee, determines:

1. The proposed activity or use of the Depot or Depot Park will not unreasonably interfere with or detract from the general public's enjoyment of the Depot or Park.
2. The proposed activity and use will not unreasonably interfere with or detract from the promotion of public health, welfare, and safety.
3. The proposed activity and use is not reasonably anticipated to cause violations, crime or disorderly conduct.
4. The proposed activity will not entail unusual, extraordinary, or burdensome expense or police operation by the Village.
5. The facilities desired have not been reserved for other use at the day and hour requested on the application.
6. The conditions of the Depot or Depot Park are deemed safe or suitable for the event.
7. The use of the Depot or Depot Park shall be restricted to the promotion of economic development through events hosted by organizations and non-profits which are open to the public, and shall not be used for political purposes or by private groups for private purposes.

120.04 PERMIT FEES AND INSURANCE.

A. The permit fees for the use of the Depot and/or Depot Park are per the fee schedule in Chapter 37 of the Code of the Village of East Dundee.

B. Additional fees may be assessed for additional services by the Village as stated in the current annual fee schedule.

C. If Village labor or equipment is requested and approved by the Village Administrator any associated costs will be charged to the applicant.

D. A certificate of insurance shall be filed in amounts and coverages as described on the application form.

120.5 REVOCATION OF PERMIT.

A permit may be revoked at any time by the Village Administrator or designee, for violation of any law or rules applicable to such event if in the interest of public health, welfare or safety.

120.6 SUPERVISION/SECURITY.

The Village shall not provide any supervision or security for non-Village sponsored events. It will be the responsibility of the applicant/sponsor of the event to provide any supervision or security that is reasonably expected to be needed for the permitted event.

120.7 RULES AND REGULATIONS

- A. All rules and regulations governing the conduct of persons and operation of Village property either contained within this Code or authorized by the ordinances of the Village are applicable to the Depot and Depot Park.
- B. The permit applicant and its guests, agents or other third-parties present shall comply with the rules and regulations that are included as part of the application as filed by the applicant.

Section 2: That Section 37.01 of Chapter 37 of the Code of the Village of East Dundee be and hereby is amended to read as follows:

(II) Use of The Depot and Depot Park

- (a) Depot and Depot Park: \$50.00 for resident, \$100.00 for non-resident per day.
- (b) Depot or Depot Park: \$25.00 for resident, \$50.00 for non-resident per day.
- (c) Power access for musicians: \$25.00 per day.
- (d) Security Deposit: \$100.00 per day.

Section 3: That this ordinance shall be in full force and effect from and after its passage and approval according to law.

PASSED this 7th day of Aug, 2017, pursuant to a roll call vote as follows:

AYES: Trustees Lynam, Selep, Wood, Hall, Mahony and Andresen

NAYS: Ø

ABSENT: Ø

APPROVED this 7th day of Aug, 2017



Village President

Attest: 

Village Clerk