

ORDINANCE NUMBER 10 - 04

**ORDINANCE REPEALING ORDINANCE 99-25 WHICH  
AUTHORIZED THE CLOSING OF GUTH STREET TO THRU  
TRAFFIC**

**WHEREAS**, the Village of East Dundee is a home rule unit of local government under and pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, has the authority to exercise any power and perform any function pertaining to its government and affairs, including but not limited to the power to regulate for the protection of the public health, safety, morals, and welfare; and

**WHEREAS**, the President and Board of Trustees of the Village of East Dundee, having determined that it is in the best interests of the health, safety and welfare of the residents of the Village of East Dundee that Ordinance 99-25 be repealed.

**NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:**

**Section One.** The closure of Guth Street is no longer necessary and therefore the Village of East Dundee should repeal Ordinance 99-25 which authorized appropriate closure devices immediately south of the intersection with Roslyn Road closing off Guth Street to thru traffic.

**Section Two. Severability.** If any section, paragraph or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

**Section Three. Repeal.** All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.

**Section Four. Publication.** This ordinance shall be in full force and effect forthwith upon its adoption, approval and publication in pamphlet form as provided by law.

Adopted this 1<sup>st</sup> day of February, 2010, pursuant to a roll call vote as follows:

AYES:

6 - Trustees Ruffalo, Gorman, Lynam, Miller, Cichowski & VanOstenbridge

NAYES:

0

ABSENT:

1 - President Bartels

Approved by me this 1<sup>st</sup> day of February, 2010.

Michael Ruffalo

~~JERALD BARTELS~~, President

Michael Ruffalo, Acting President

Published in pamphlet form this 5<sup>th</sup> day of February, 2010, under the authority of the President and Board of Trustees.

ATTEST:

Jennifer Rehberg

JENNIFER REHBERG, Village Clerk

Recorded in the Village Records on February 5<sup>th</sup>, 2010.



# Request For Board Action

**REFERRED TO COUNCIL:** February 1, 2010

**ORIGINATED BY:** Department of Public Works

**SUBJECT:** Guth Street Gate Removal

## **SUMMARY AND BACKGROUND OF SUBJECT MATTER:**

As some of you may be aware, a gate was placed on the end Guth Street in 1999. The gate was placed as a reaction to an automobile accident and the perception that the transition from Greenwood Avenue to Guth Street was dangerous. At the time, there were complaints that were largely driven by one individual living on Guth Street. That individual has since moved and there have been no complaints since that time.

This request is largely at the behest of the East Dundee Fire Protection District. All mapping software shows Guth connecting with Greenwood. Should a mutual aid request go out that brings in equipment from other departments, it is possible they would be directed down Guth and be forced to back up and find another way. In the event of an ambulance call, that could be time that the patient needs.

Secondarily, for snow plowing purposes, we have the gate open nearly 1/3<sup>rd</sup> of the year. To date we have had no complaints regarding traffic during this period.

It is the opinion of the Public Works Department that this gate is unnecessary. While it may have met an individual need in 1999, that need appears to have disappeared. The current request from the EDFPD would then take precedent.

This request was presented to the Utility Committee on January 20, 2010. They concurred and approve of the removal of the Guth Street gate.

## **FINANCIAL IMPACT:**

None.

## **DOCUMENTS ATTACHED:**

Ordinance repealing ordinance 99-25  
Guth Street Gate from Table 1 in Village Code  
Request from Fire Protection District

## **RECOMMENDATION:**

# Request For Board Action

The Utility Committee requests that the ordinance permitting the gate on Guth Street at Greenwood Avenue be repealed.

**TABLE I: STREETS**

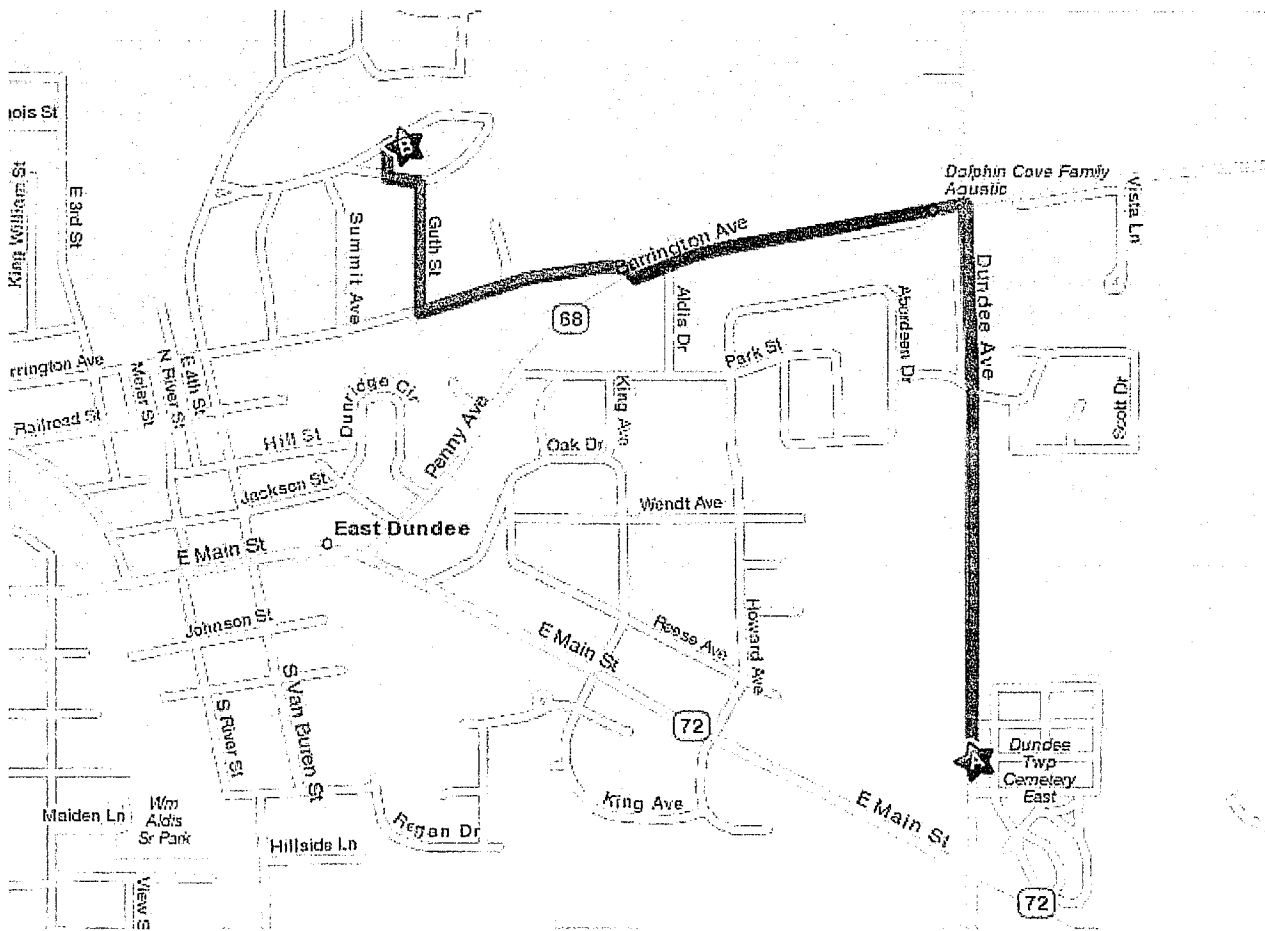
<i>Ord. No.</i>	<i>Date Passed</i>	<i>Description</i>
73-7	4-16-1973	Changing the names of streets: North Street, between King William and 2nd Street, to Adams Street; South Street, from Water Street running east, to Hill Street; Duncan Avenue, south end of village, to Elgin Avenue; First Avenue, from Edwards South, to Elgin Avenue; North Lake Parkway, from Wilmette to Center, to Bonnie Dundee Road; East River Road to Dundee Avenue; Route 63, from Higgins to Barrington Avenue, to Penny Avenue; River Street, west of railroad between Barrington and Railroad, to Meier Avenue
99-25	9-7-1999	Closing Guth Street to through traffic; placing appropriate closure devices immediately south of the intersection with Roslyn Road
00-05	3-6-2000	Changing the name of Guth Street, north of the permanent closure gate, to Greenwood Avenue
03-10	7-7-2003	Vacating a portion of Valley View Road and conveying all its right, title, and interest to Community School District 300 of Cook, DeKalb, Kane, and McHenry Counties
05-09	2-21-2005	Changing the name of Bramer Avenue to Bramer Street; First Street to E. 1st Street; Second Street to E. 2nd Street; Third Street to E. 3rd Street; Fourth Street to E. 4th Street.
08-18	5-5-2008	Vacating a portion of the right-of-way near Ravine.

Guth Street Gate  
 Acting Chief Steve Schmitendorf  
 to:  
 'T.J. Moore'  
 01/14/2010 10:36 AM  
 Show Details

T. J.-

I would appreciate consideration of removing the gate at the north end of Guth Street. I feel that with the gate closed emergency access to that area of East Dundee is compromised. Several key factors are involved:

1. Our fire apparatus has a difficult time maneuvering on that street; we must back down to Barrington Avenue once we enter Guth Street. The ambulance can turn around but it is still difficult and very tight, even tougher in the dark.
2. Mutual Aid fire and ambulance coming into that area may use GPS or other mapping programs to find Roslyn Road and Greenwood Ave. As you can see from my MapQuest below directions from Route 25 (Dundee Ave) take you to Guth Street when going to Roslyn. I feel that our response times into that area will improve with the gate removed.
3. Having only one way in and out of any area is not the best scenario for emergency egress.



Thanks for your consideration in this matter.

Steve

Steve Schmitendorf, Acting Fire Chief

East Dundee Fire Protection District  
115 E. Third Street \* East Dundee, IL. 60118  
847.426.7521 (Fax 847.428.2885) [www.edfire.com](http://www.edfire.com)  
Secretary/Treasurer MABAS Division 2 [www.mabas2.org](http://www.mabas2.org)



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**ORDINANCE NUMBER 99 - 25**

**ORDINANCE AUTHORIZING THE CLOSING  
OF GUTH STREET TO THROUGH TRAFFIC**

**WHEREAS**, the Village of East Dundee has the power to regulate vehicular traffic and specifically to close any highway under its jurisdiction to through traffic pursuant to 625 ILCS 5/11-208; and

**WHEREAS**, the corporate authorities of the Village of East Dundee have determined that it is advisable, necessary and in the public interest that the Village authorize the closing of Guth Street to through traffic.

**NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:**

**Section One.** That Guth Street located in the Village of East Dundee shall be closed to through traffic by placing appropriate closure devices immediately south of the intersection with Roslyn Road and indicating such closure with signs as specified in the national manual on Uniform Traffic Control Devices for Streets and Highways as adopted by the Illinois Department of Transportation.

**Section Two. Severability.** If any section, paragraph or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

**Section Three. Repeal.** All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.



**Section Four. Publication.** This ordinance shall be in full force and effect forthwith upon its adoption, approval and publication in pamphlet form as provided by law.

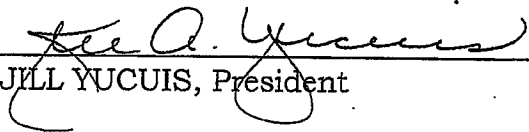
Adopted this 7th day of September, 1999, pursuant to a roll call vote as follows:

AYES: Bartels, Zaeske, Ahrens, Arnone, Ruffulo.

NAYES: None.

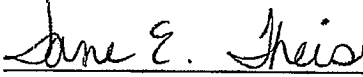
ABSENT: Szalla.

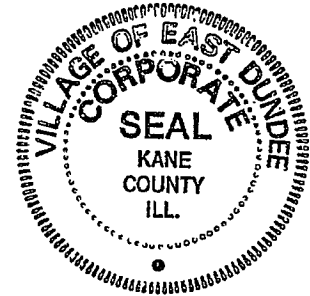
Approved by me this 7th day of September, 1999.

  
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JILL YUCUIS, President

Published in pamphlet form this 13 day of September, 1999, under the authority of the President and Board of Trustees.

**ATTEST:**

  
\_\_\_\_\_  
JANE THEIS, Village Clerk



Recorded in the Village Records on September 13th, 1999.

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