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**THE CITY OF BLUE ISLAND  
COOK COUNTY, ILLINOIS**

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**ORDINANCE  
NUMBER 2022-022**

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**AN ORDINANCE OF THE CITY OF BLUE ISLAND, COOK COUNTY,  
ILLINOIS, AMENDING CHAPTER 96 OF TITLE IX REGARDING  
OUTDOOR SPECIAL EVENTS**

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**FRED BILOTTO, Mayor  
RAEANN CANTELO-ZYLMAN, City Clerk  
JAIRO FRAUSTO, City Treasurer**

**DEXTER JOHNSON  
LUIZ MONTOYA  
NANCY RITA  
BILL FAHRENWALD  
GABRIEL McGEE  
CANDACE CARR  
JOSH ROLL**

**Aldermen**

**ORDINANCE NUMBER 2022-022**

**AN ORDINANCE OF THE CITY OF BLUE ISLAND, COOK COUNTY, ILLINOIS,  
AMENDING CHAPTER 96 OF TITLE IX REGARDING OUTDOOR SPECIAL EVENTS  
PROVISIONS” OF THE CODE OF BLUE ISLAND, ILLINOIS**

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**WHEREAS**, the City of Blue Island, Cook County, Illinois (the “City”) is a duly organized and existing City created under the provisions of the laws of the State of Illinois and operating under the provisions of the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto, with full powers to enact ordinances and adopt resolutions for the benefits of the residents of the City; and

**WHEREAS**, the Mayor and City Aldermen may from time to time amend the text of the City Code of Blue Island (the “Code”) when it is determined to be in the best interests of the health, safety and welfare of the City and its residents; and

**WHEREAS**, the City does not currently regulate outdoor special events; and

**WHEREAS**, the Mayor and City Aldermen desire to modify the Code and create efficient and effective systems for the regulation of outdoor events within the City; and

**WHEREAS**, the Mayor and City Aldermen find that the following amendments to the Code of Blue Island, Illinois, as set forth herein, are in the best interests of the health, safety and welfare of the City and its residents.

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and City Aldermen of the City of Blue Island, Cook County, Illinois as follows:

**Section 1.** That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their

entirety.

**Section 2.** That the Mayor and City Aldermen find and determine that the adoption of this Ordinance is in the best interests of the City as well as in the best interests of the public.

**Section 3.** That Section 96.60 (“Outdoor Special Events”) of Chapter 96 (“Recreation and Liesure”) of Title IX (“General Regulations”) of the Code of Blue Island, Illinois is hereby amended by adding the underlined language as follows:

### **Outdoor Special Events**

#### **96.60 Outdoor special events**

(A) As used in this section unless the context requires otherwise:

(1) “Special event” means a planned temporary aggregation of attractions and/or persons for picnics, fundraisers, and/or public or private gatherings that may include public entertainment, food and beverage service facilities, sales of souvenirs or other merchandise, or similar attractions, that are (i) conducted on the public way; or (ii) conducted primarily outdoors on property open to the public other than the public way, or in a public place, and which:

(a) Includes activities that require the issuance of a City temporary food establishment license or a special event liquor license; or

(b) Includes persons, groups, or organizations conducting or participating in any march, assembly, meeting, parade or gathering; or

(b) Requires special City services, including but not limited to any of the following: street closures; provisions of barricades, garbage cans, stages, special no parking signs; or traffics control; special electrical services; attendees parking on the public way; special police protection; police staffing requirements in excess of the general budgeted daily police staffing for the City; and additional non-budgeted expenditures by the City for any City service required by the event.

“Special event” does not include a parade or a City-wide festival.

(2) “Department” means the City Mayor or his designee.

(3) “Sponsor of the event” means the entity who is conducting the special event or in whose name or for whose support the proposed special event will be presented.

(4) “Public place” means the public way and any other location open to the public, whether publicly or privately owned.

(B) No person shall conduct a special event unless the sponsor of the event obtains a special event permit from the City.

(1) Where the Sponsor of the event is not the owner of the property where the outdoor special event will be held, the property owner must provide to the Sponsor proper written authorization to hold an event;

(2) Once authorization obtained, the owner of the Property must inform the Sponsor in writing regarding this Chapter and the City’s requirements for special event permits for outdoor special events.

(3) If proper written notice is not provided by the property owner to the Sponsor of the outdoor special event, the Sponsor of the event and the property owner will be jointly and severally liable to the City of Blue Island to pay any and all expenses incurred by the City relating to the special event and any application fees, interest, penalties, or fines that would have been owed to the City if proper written notice was provided.

(4) The failure of the property owner, if the property owner is not the Sponsor of the event, to provide written notice of the requirements of this Chapter to the Sponsor of the event does not relieve the Sponsor’s duty to comply with this Chapter, nor of their joint and several liability to pay any damages incurred by the City relating to the special outdoor event or of any application fees, interest, penalties or fines.

(5) A property owner, if the property owner is not the Sponsor of the event, shall require in all of its agreements or permits with the Sponsor of the event, a provision that will obligate the Sponsor to comply with the regulations set forth in this Chapter.

(C) Unless the special event is to be conducted in January or February, applications must be filed in the calendar year in which the event is to take place. If the event is to take place in January or February, the application must be filed no earlier than one year prior to the event. Each application submitted by the sponsor of an outdoor special event shall be accompanied by a nonrefundable processing fee of:

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(1) \$50.00 if the application is submitted more than sixty days prior to the event.

(2) \$100.00 if the application is submitted between fifty-nine and forty-five days prior to the event;

(3) \$150.00 if the application is submitted between forty-four and thirty days prior to the event; and

(4) \$500.00 if the application is submitted between twenty-nine and fifteen days prior to the event.

No application for a special event permit shall be accepted less than seven days prior to the special event.

The application shall include all information required on the application, including but not limited to the following information:

(1) the name and address of the sponsor of the event, and the name, address and telephone number of an authorized and responsible agent of the organization;

(2) the name of the owner of the property where the event will be held; the name, address and telephone number of an authorized and responsible agent of the property owner;

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(3) a description of the special event that will be conducted;

(4) the dates, and times of the special event, including any requests for street closures, parking on the public way, a site plan, and the estimated attendance for the special event;

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(5) whether food, alcoholic beverages or merchandise will be sold at the event;

(6) whether music will be played at the event and if so, whether such music will be electronically amplified.

(7) plans for event security, including the number, hours and location of deployment of personnel and equipment that will be provided by the applicant;

(8) what special City services, if any, the special event may require;

(9) the proof of insurance and agreement to indemnify, defend and hold harmless required by subsections (L) and (M), respectively;

(10) the number of all food vendors; alcoholic beverage vendors; and/or itinerant merchants who will be participating in the special event;

(11) such other information that may be reasonably necessary to determine compliance with this Code.

All information provided on the application shall be complete and truthful. If, prior to the event, the sponsor of the event changes any of the information required by subsection (C) that would necessitate additional City services or would require approval from any City department, the sponsor of the event must submit an amended application to the department no later than seven days prior to the date the event is scheduled to begin.

(D) The department shall promptly send copies of all applications for a special event permit to the following entities and individuals, for the purpose of obtaining input on the factors set forth in subsection E of this section:

(1) the Police Department;

(2) the Fire Department;

(3) the Public Works Department; and

(4) City Administrator.

If any of the above-listed entities or individuals has any information that the proposed special event does not meet the standards set forth in subsection (E), written objections must be sent to the department within 20 days or the department will presume there are no objections.

Within twenty days of receipt of the application, the police department shall review the applicant's security plan, including provisions made for private security personnel and for handling emergencies, and shall determine whether the applicant has planned for and provided sufficient personnel and equipment to protect public safety at the event or whether the City will need to provide additional City police and traffic control personnel and equipment. The determination of the need for additional City police services shall be based on the expected pedestrian and vehicular traffic and congestion, considering the following factors: estimated attendance, density of area, size of area, number of street closures and affected intersections. If the police department determines that the City will be required to provide additional City police, the department may, in addition to the other requirements of this chapter, require the applicant holder to post a bond in an amount sufficient to cover the cost of protecting public safety at the event. Such bond shall be approved by and filed with the City Clerk.

(E) The department will issue a permit for the special event, or a conditional permit pursuant to subsection (F), if, after considering any relevant written recommendations or objections per subsection (D), it determines that:

(1) The applicant has complied with all of the requirements of this Code and any rules or regulations promulgated thereunder;

(2) The sponsor of the event, the property owner, and/or the attendees of the event were not found guilty of four or more Code violations or criminal acts at the same event during that year or the previous year and have not been found guilty of six or more Code violations or criminal acts within a 180 day period;

(3) The proposed special event will not substantially or unnecessarily interfere with traffic in the area;

(4) The proposed special event will not substantially or unnecessarily interfere with any publicly managed infrastructure project;

(5) There is available at the time of the special event a sufficient number of peace officers to police and protect lawful participants in the event;

(6) The concentration of persons or things at the event will not prevent proper fire and police protection or ambulance service;

(7) The event is not being conducted for an unlawful purpose;

(8) The event will not subject the surrounding neighborhood to an unreasonable degree of noise, littering or parking difficulties in light of the character of the neighborhood;

(9) The event will not conflict with a parade, carnival, or other event which has been previously scheduled; and

(10) The special event will not require City services that cannot be reasonably made available.

(F) The department shall inform an applicant for a special event permit whether the application is approved or disapproved within five business days after the application and any amendments are received by the department. If the department approves the application, it shall either (1) issue a conditional special event permit pursuant to subsection H of this section until all necessary licenses are issued, required plans approved, fees paid, and costs prepaid or bonds posted; or (2) if all necessary licenses have been issued, required plans approved, fees paid, and costs prepaid or bonds posted, issue a special events permit. If the department disapproves the application, it shall

provide written notice of its action within such time, stating the specific facts and conclusions that are the basis for its denial of the permit.

If the permit is for a special event that will require the closing of a street, the applicant shall pay an additional fee of \$50.00 per block per day for each day the street will be closed.

(G) Except as otherwise provided in this subsection, preference among conflicting applications for special event permits shall be given to the application filed earliest. However, during the first ten business days of each calendar year, the department shall accept applications without giving preference to applications filed earliest. Any conflict among applications filed during that period shall be resolved by a lottery to be conducted by the department

The department shall notify each such applicant in writing of the existence of the conflict and of the date, place and time of the lottery. Within seven days after the lottery, the applicants not chosen may submit alternative preferences to the department. Any conflicts arising among the alternative preferences shall be resolved in accordance with the lottery procedures set forth in this section.

(H) No later than 20 days prior to the date the event is scheduled to begin, the sponsor of the event shall submit all applications for any necessary licenses, including alcoholic beverage, food and/or itinerant merchant licenses. If the department previously has issued a conditional permit, then within five days after the appropriate licenses have been issued and are received by the department, and all required plans approved, fees paid, and costs prepaid or bonds posted, or sooner if the event will occur sooner and doing so is reasonably practicable, the department shall issue the special event permit. If no conditional permit has been issued, then the procedure set forth in subsection (F) shall apply.

(I) For any violation of the special event permit or the rules and regulations promulgated under this section, including the failure to amend the permit pursuant to subsection C of this section, the sponsor of the event shall be fined not less than five hundred dollars (\$500) nor more than seven hundred and fifty dollars (\$750) for each violation. The City may, if timing permits, order the sponsor of the event or property owner where the event is held to cease and desist from holding the event for any violation of the special event permit of this Chapter. The City may seek an injunction or temporary restraining order, an abatement, or other appropriate action to enjoin, abate or stop any outdoor special event violation of this Chapter. The City's administrative staff as well as its police department are authorized to enforce this Chapter. The sponsor of the event and the owner of the property where the outdoor special event is held will be jointly and severally liable to the City of Blue Island for any violation of this Chapter and for any costs or expenses incurred by the City for violations of this Chapter. If the sponsor of the event, the property owner, and/or attendees of the event are found guilty of four or more Code violations or criminal



acts at the same event or six or more Code violations or criminal acts within a one-hundred-eighty-day period, no new special event permits shall be issued to the sponsor of the event for the remainder of the year of that event and for the following calendar year.

(J) The sponsor of the event shall have a representative present at all times during the event who shall be responsible for ensuring compliance with all applicable ordinances and regulations and for accepting all notices of violations and closure orders.

(K) The department may at any time revoke a special event permit if the operation of the event is in violation of this code or any other applicable law, or if such revocation is necessary to preserve the health or safety of the public. Written notice of the revocation with the reasons therefor shall be mailed to or served upon the sponsor of the event at the time of revocation. Unless the permit will expire by its own terms before a hearing can be reasonably scheduled, no such revocation will take effect until the sponsor of the event has been given notice and an opportunity to be heard in accordance with rules and regulations issued by the department. When necessary to prevent an immediate threat to the health or safety of the public, the department shall order the sponsor of the event to cease operation of the special event pending the outcome of the hearing. For any violation of the special event permit or the rules and regulations promulgated under this section which endangers the health or safety of the public, no new special event permits shall be issued to the sponsor of the event for the remainder of the year of that event and for the following calendar year.

(L) No permit shall be issued until the applicant has supplied to the department proof of insurance evidencing commercial general liability insurance, with limits of not less than one million dollars per occurrence for bodily injury, personal injury and property damage, naming the City as an additional insured on a primary, noncontributory basis for any liability arising directly or indirectly from the permittee's operations.

Each insurance policy required by this subsection shall include a provision to the effect that it shall not be subject to cancellation, reduction in the amounts of its liabilities, or other material changes until notice thereof has been received in writing by the office of risk management and the department not less than sixty days prior to such action.

Each applicant shall maintain the insurance required by this subsection in full force and effect for the duration of the permit period. Failure of the sponsor of the event to maintain such insurance during the periods indicated above shall result in automatic expiration of the permit. For the purposes of this subsection, the permit shall include the time required for construction and removal of all materials and equipment provided for the conduct of the special event until the public way has been cleared and restored as provided in subsection N of this section.

(M) In addition to the requirements stated above, and apart from and separate from any insurance requirement under this section, the applicant shall agree in writing to indemnify,

defend and hold the City and its assignees and employees harmless from all losses, damages, injuries, claims, demands and expenses arising out of the operation of the special event or the condition, maintenance and use of public property.

(N) During the conduct of the special event, the sponsor of the event shall keep the public way clean and free from paper, debris, or refuse, and upon termination of the permit by lapse of time or otherwise, the sponsor of the event shall remove all materials and equipment and clean the street. If the public way has been damaged, the sponsor of the event shall repair and restore it to the condition it was in prior to the special event.

(O) Whenever a special permit requires the closure of a street, a clear path of not less than ten feet must be maintained at all times to provide for the passage of emergency vehicles.

(P) The sponsor of the event shall be responsible for ensuring that each vendor participating in the event obtains the proper licenses. In the event that an unlicensed or improperly licensed vendor is found at the event, the sponsor of the event shall be fined pursuant to subsection I of this section for each unlicensed or improperly licensed vendor. This shall be in addition to any fines and/or penalties which may be issued to the individual vendor.

(Q) In addition to any other appropriate department, the department is authorized to inspect the special event and may issue citations for any violation of this code or any regulations pertaining to the operation of the special event, except for provisions currently enforced by the department of public health.

(R) The department shall have the authority to promulgate such rules and regulations that he determines are necessary or desirable for the implementation of this section. The rules and regulations need not be published in a newspaper, but shall be made available for inspection by the public at no charge.

**Section 4.** If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

**Section 5.** All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

**Section 6.** This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

ADOPTED this 22nd day of March, 2022, pursuant to roll call as follows:

	YES	NO	ABSENT	PRESENT	ABSTAIN
Alderman JOHNSON	X				
Alderman FAHRENWALD	X				
Alderman RITA			X		
Alderman MONTOYA	X				
Alderman MCGEE	X				
Alderman CARR	X				
Alderman ROLL	X				
Mayor BILOTTO					
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APPROVED by the Mayor on March 22, 2022.

FRED BILOTTO  
 MAYOR OF THE CITY OF BLUE ISLAND,  
 COUNTY OF COOK AND STATE OF ILLINOIS

ATTESTED and Filed in my office this  
 22nd day of March, 2022.

RAEANN CANTELO-ZYLMAN, CITY CLERK

PUBLISHED in pamphlet form this  
 22nd day of March, 2022.

RAEANN CANTELO-ZYLMAN, CITY CLERK

STATE OF ILLINOIS     )  
  ) SS  
COUNTY OF COOK     )

**CERTIFICATE**

I, RAEANN CANTELO-ZYLMAN, certify that I am the duly elected and acting Municipal Clerk of the City of Blue Island of Cook County, Illinois.

I further certify that on **March 22, 2022** the Corporate Authorities of such municipality passed and approved Ordinance No. **2022 - 022** Entitled: **ORDINANCE: AN ORDINANCE OF THE CITY OF BLUE ISLAND, COOK COUNTY, ILLINOIS, AMENDING CHAPTER 96 OF TITLE IX REGARDING OUTDOOR SPECIAL EVENTS.**

Which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. **2022 - 022** including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance posted in the municipal building commencing on **March 22, 2022** and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

DATED at Blue Island, Illinois, this **22nd** day of **March, 2022.**

CORPORATE SEAL

  
\_\_\_\_\_  
CITY CLERK

STATE OF ILLINOIS     )  
  )  
COUNTY OF COOK     )     ss.

**CERTIFICATION**

**I, RAEANN CANTELO-ZYLMAN, DO HEREBY CERTIFY THAT** I am the duly elected City Clerk of the City of Blue Island, Illinois, as such City Clerk, I am the keeper of the minutes and records of the Proceedings of the City Council of the said City and have in my custody the RESOLUTIONS and BOOKS of the records of said City.

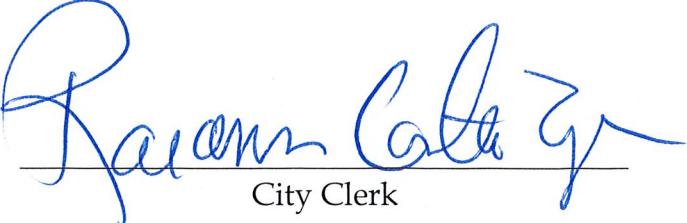
**I DO FURTHER CERTIFY** that the attached and foregoing is a true and correct copy of the certain **ORDINANCE: AN ORDINANCE OF THE CITY OF BLUE ISLAND, COOK COUNTY, ILLINOIS, AMENDING CHAPTER 96 OF TITLE IX REGARDING OUTDOOR SPECIAL EVENTS.**

**ORDINANCE NO. 2022-022** which was adopted at a regular meeting of the City Council of the City of Blue Island, Illinois held on the **22nd day of March, 2022**; that at said meeting **6** Alderman were present; that at said meeting, on motion duly made and seconded that the Resolution did pass and on the roll being called the vote of each Aldermen present on the question of the passage of said Resolution was duly and separately taken by Ayes and Nays and their names and votes recorded in the minutes of **6** Alderman voted Aye and **0** Alderman voted Nay and **0** Alderman voted Abstain and **1** Alderman Absent.

**I DO FURTHER CERTIFY** that the original Resolution which the foregoing is a true copy, is entrusted to my care for safe keeping, and that I am the lawful keeper of the same.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the Corporate Seal of the City of Blue Island aforesaid, at the said City in the County and State aforesaid, this **22nd** day of **March, 2022**.

CORPORATE SEAL

  
\_\_\_\_\_  
City Clerk