

70-O-96

AN ORDINANCE

Amending Section 9-5-23(D) of the  
Evanston City Code Regulating the  
Use of Leaf Blowers

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EVANSTON:

SECTION 1: That Section 9-5-23(D) of the City Code of Evanston, 1979, as amended,  
be and is further amended by adding an additional subparagraph (D)(4):

9-5-23: **NOISES PROHIBITED:** It shall be unlawful for any person within the City to make, continue or cause to be made or continued, any loud, unnecessary or unusual noise which either annoys, disturbs, injures or endangers the comfort, repose, convenience, health, peace or safety of others, within the limits of the City.

The following acts, among others, are declared to be loud, disturbing and unnecessary noises in violation of this Section, but this enumeration shall not be deemed to be exclusive, namely:

(D) 1. Drums: The use within the City of any drum or other instrument or device for the purpose of attracting attention, by the creation of noise, to any place of business or entertainment or place of public assembly.

2. Pile Drivers, Hammers: The operation within the City between the hours of nine o'clock (9:00) P.M. and seven o'clock (7:00) A.M. of any pile driver, steam shovel, pneumatic hammer, derrick, steam or electric hoist, or other appliance, the use of which is attended by loud or unusual noises.

3. Blowers: The operation within the City of noise-creating blower or power fan or any internal combustion engine, the operation of which causes noise due to the explosion of operating gases or fluids, unless the noise from such blower or fan is muffled and such engine is equipped with a muffler device to deaden such noise.

4. Leaf Blowers: The use of any backpack-mounted or hand-held gasoline-powered leaf blower type of machine at any time between May 15th and

September 30, and between December 15th and March 30th of each year and at other times of the year between 9:00 P.M. and 7:00 A.M. on weekdays, 5:00 P.M. and 9:00 A.M. on Saturdays and Sundays. On Sundays a permit from the City Manager or his/her designee is required for commercial use only. Any person, firm or corporation who violates this subparagraph (4) shall be fined not less than \$25 for a first offense and not less than \$100 for any subsequent offense within one year. Upon review of this Ordinance by the City Council one year from date of adoption, the Ordinance will either lapse or remain in full force and effect.

SECTION 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: This ordinance shall be in full force and effect beginning August 1, 1996 and after its passage, approval, and publication in the manner provided by law.

Introduced: June 10, 1996

Adopted: June 24, 1996

Approved: June 24, 1996

Lorraine A. Norton  
Mayor

ATTEST:

Justin Davis  
City Clerk

Approved as to form:

[Signature]  
Corporation Counsel