

RESOLUTION 2010-D

WHEREAS, the Midway Noise Compatibility Commission (“Midway Commission”) is an intergovernmental entity whose responsibilities pursuant to the Intergovernmental Agreement relating to the Midway Noise Compatibility Commission (“Intergovernmental Agreement”) among the City of Chicago, Cook County and various other municipalities include directing the further development of the noise compatibility program for the Midway Affected Area, establishing criteria for the equitable allocation of Approved Passenger Facility Charges (“PFCs”) for Approved Projects in the Midway Affected Area (as those capitalized terms are defined in the Intergovernmental Agreement), and advising the City of Chicago concerning Chicago Midway International Airport (“Midway Airport”) related noise issues; and

WHEREAS, the City of Chicago Department of Aviation (“City”) developed a 2004 noise contour map for Midway Airport (“2004 Noise Contour Map”) and presented it to the Midway Commission, and the Midway Commission approved the 2004 Noise Contour Map for use in connection with programs undertaken by the Midway Commission and the City, including, without limitation, the 2011 Phase of the Residential Sound Insulation Program (“Residential Program”) at Midway Airport; and

WHEREAS, pursuant to the Intergovernmental Agreement, the Midway Commission desires to reaffirm the criteria and policies for the Residential Program set forth in Resolution 2001-B and modified by subsequent Resolution 2005-B adopted by the Midway Commission, as the Program Criteria for continuation of the Residential Program, and subject to available funding, to achieve the following:

To the extent reasonable, the next Phase of the Residential Program shall give first priority to providing sound insulation to eligible, owner-occupied dwelling units of duplexes, town homes of up to four units, two-flats, three-flats and four-flats and single-family homes located on blocks (on both sides of the street and up to the next intersection or street change) where at least one eligible dwelling unit or single-family home is located inside an area with an aircraft noise exposure greater than or equal to a day-night average sound level of 65 decibels (“65 DNL”) according to the 2004 Noise Contour Map.

WHEREAS, the City conducted a survey of homes located within the 65 DNL of the 2004 Noise Contour Map to be used in implementing the 2011 Phase of the Residential Program; and

WHEREAS, the City has identified several homes whose previous owners had declined earlier opportunities to participate in the Residential Program that may include owner-occupied dwelling units of duplexes, town homes of up to four units, two-flats, three-flats, and four-flats and single-family homes where those homes are now deemed potentially eligible for sound-insulation; and

WHEREAS, the Midway Commission desires to continue the practice of block-rounding, as first adopted in 2001, in order to sound-insulate those eligible owner-occupied dwelling units of duplexes, town homes of up to four units, two-flats, three-flats, and four-flats and single-family homes located on blocks (on both sides of the street, up to the next intersection or street change, and including properties located on the street corner regardless of address assignment) where at least one eligible multi-family unit or single-family homes is located inside the 65 DNL of the 2004 Noise Contour Map; and

WHEREAS, in order to insulate as close to 700 homes as possible in the 2011 Phase of the Residential Program, the Midway Commission recommends that the newly eligible units identified in the order on which such blocks are listed in Attachment B be the next units eligible for inclusion in the 2011 Phase of the Residential Program.

NOW THEREFORE, be it hereby resolved by the Midway Commission that:

Section 1. The above recitals are hereby incorporated by reference as if expressly set forth herein.

Section 2. The Midway Commission hereby approves the survey of homes conducted by the City for use in connection with the 2011 Phase of the Residential Program.

Section 3. Subject to available funding, eligibility for the 2011 Phase of the Residential Program shall be based on the following criteria:

- (A) Sound insulation under the Residential Program shall be limited to owner-occupied dwelling units in duplexes, town homes of up to four units, two flats, three flats and four flats and single-family homes that are occupied by the owner; and
- (B) To be eligible, the structure must be in compliance with the City of Chicago Building Code; and
- (C) Each owner eligible for the Residential Program shall choose one of four offered sound insulation packages as outlined in Attachment A for his/her dwelling unit or single-family home; and
- (D) Single-family homes and dwelling units that have been rental properties will become eligible for participation if they have been occupied by the owner for a minimum of six months immediately preceding the date that the block on which the home or dwelling unit is located becomes eligible for the Residential Program; and
- (E) No structure (e.g., single-family home or multi-unit dwelling building) for which a building permit for new construction is or was obtained after June 26, 1997, will be eligible; and
- (F) Continue the practice of block-rounding, as first adopted in 2001, in order to sound-insulate those eligible owner-occupied multi-family unit or single-family homes that are located on a block (on both sides of the street, up to the next intersection or street change, and including properties located on the street corner regardless of address assignment) where at least one dwelling unit is located inside the 65 DNL of the 2004 Noise Contour Map; and
- (G) The eligible units located on the blocks in the order listed on Attachment B which are located wholly or partially in the 65 DNL noise contour of the 2004 Noise Contour Map (and, in the case of a tie in percentage, in order of the highest number of units on the block), be the next units eligible for inclusion in the 2011 Phase of the Residential Program.

Section 4. Subject to available funding, the 2011 Phase of the Residential Program shall be prioritized as follows:

- (A) The 2011 Phase of the Residential Program shall give first priority to previous owners who meet all eligibility criteria in Section 3 above and who had declined earlier opportunities to participate in the Program; and
- (B) Second priority to newly eligible owner-occupied dwelling units listed on Attachment B.




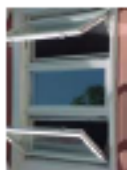









Section 5. For purposes of this Resolution 2010-D, the term "Owner" shall mean the owner of record and persons who are related to the owner by blood, marriage, or adoption.

Section 6. If any section, paragraph, clause, or provision of this Resolution 2010-D shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Resolution 2010-D.

Section 7. This resolution shall be in full force and effect from and after the date of its passage.

ATTACHMENT A

Option Packages

<p>Option Package #1</p> <p>Replace existing windows with acoustically-rated windows. STC 44 acoustical windows will be placed in all finished living spaces. Non-acoustical, thermal glazed windows will be placed in all bedrooms, utility rooms, hallways and unfinished rooms within the acoustical shell.</p>  <p>Exterior doors leading into living spaces will be replaced.</p>  <p>The acoustical storm doors have laminated glass and some style include self-closing screens.</p> 	<p>Option Package #2 <i>(available for frame to meet only)</i></p> <p>Replace existing windows with acoustically-rated windows. STC 44 acoustical windows will be placed in all finished living spaces. Non-acoustical, thermal glazed windows will be placed in all bedrooms, utility rooms, hallways and unfinished rooms within the acoustical shell.</p>  <p>An additional layer of drywall will be placed on perimeter walls of finished living spaces, excluding kitchens and bathrooms. If the perimeter walls have paneling and no drywall, the paneling will be removed, insulation and drywall will be installed. New walls will be primed and receive a finish coat of white paint.</p>  <p>Prime doors receive acoustical weather stripping around the perimeter of the door to fill in any voids.</p>
<p>Option Package #3</p> <p><i>(available for homes that do not have air conditioning supplied to all livable spaces and do not have broad air heat)</i></p> <p>Installation of an air conditioning system comprised of a condenser and "A" coil. If air conditioning is to be supplied only to an addition, a split ductless system may be installed that will not require modification of the existing heating and cooling systems in the home.</p>  <p>Remove through wall air conditioning units, if any. Install fixed window or patch wall and paint white.</p>  <p>Outdoor ductwork distributed throughout the home enclosed with drywall soffits where necessary. New drywall will be primed and receive a finish coat of white paint.</p>  <p>Replace existing windows with acoustically-rated windows. STC 44 acoustical windows will be placed in all finished living spaces. Non-acoustical, thermal glazed windows will be placed in all bedrooms, utility rooms, hallways and unfinished rooms.</p>  <p>Prime doors receive acoustical weather stripping around the perimeter of the door to fill in any voids.</p>	<p>Option Package #4</p> <p><i>(available for homes that do not have air conditioning supplied to all livable spaces and do not have broad air heat)</i></p> <p>Installation of a central air conditioning system, comprised of a condenser and "A" coil. If air conditioning is to be supplied only to an addition, a split ductless system may be installed that will not require modification of the existing heating and cooling systems in the home.</p>  <p>Remove through wall air conditioning units, if any. Install fixed window or patch wall and paint white.</p>  <p>If the furnace cannot accommodate the new system, a new furnace will also be installed.</p>  <p>Replace existing windows with acoustically-rated windows. STC 44 acoustical windows will be placed in all finished living spaces. Non-acoustical, thermal glazed windows will be placed in all bedrooms, utility rooms, hallways and unfinished rooms.</p> <p>Prime doors receive acoustical weather stripping around the perimeter of the door to fill in any voids.</p>
<p>All window packages include replacement of patio doors or the addition of a patio storm door over the existing patio door.</p> 	<p>Windows on porches and in breezeways will only be replaced if the acoustical technician determines the area is a part of the acoustical shell of the dwelling.</p>

ATTACHMENT B

65 DNL	
BLOCK NAME	TOTAL UNITS
1 5500 S. Kostner	32
2 4301-25 W. 55th Street	20
3 5210-24 W. 55th Street	7
4 5100 W. 64th Place	56
5 5200 S. Long	30
6 5400 S. Keeler	28
7 7200 S. Harding	7
8 4100 W. 69th Street	5
9 4333-45 W. 55th Street	5
10 5700 S. Monitor	32
11 4530-58 W. 67th Street (Marquette)	14
12 5700 W. 58th Street	7
13 6300 W. Archer	6
14 5000 S. Komensky	6
15 5300 S. Lorel	9
16 4800 S. Tripp	54
17 4800 S. Kildare	51
18 6000 S. Menard	40
19 6200 S. Mason	33
20 6900 S. Komensky	33
21 6000 W. 63rd Place	30
22 4235-59 W. 67th Street (Marquette)	8
23 5215-33 W. 64th Street	8
24 4807,4811,4813,4817,4835 S. Central	5
25 5700 S. Kolmar	42
26 5500 S. Moody	30
27 7100 S. Springfield	29
28 6700 S. Keeler	29
29 6100 W. 64th Place	20
30 5400 S. Mulligan	17
31 5931 & 5944 W. 63rd Street	6
32 5448 W. 51st Street	1
33 5446 W. 51st Street	1
34 5444 W. 51st Street	1
35 5954 W. 57th Street	1
Grand Total	703