

RESOLUTION 2009 – B

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 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 of Chicago Department of Aviation, including, without limitation, the 2009 phase of the Residential Sound Insulation Program (“Residential Program”) at Midway Airport; and

WHEREAS, the City of Chicago Department of Aviation conducted a survey of homes located within the 66 and above DNL on the 2004 Noise Contour Map to be used in implementing the 2009 Phase of the Residential Program; and

WHEREAS, pursuant to the Intergovernmental Agreement, the Midway Commission desires to establish criteria for the 2009 Phase of the Residential Program, subject to available funding, to achieve the following:

To the extent reasonable, the 2009 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 the 66 and above DNL noise contour according to the 2004 Noise Contour Map.

WHEREAS, in order to insulate as close to 1,000 homes as possible in the 2009 Phase of the Program, the Midway Commission recommends that (i) eligible units located on the blocks identified in Attachment B, be the next units eligible for inclusion in the 2009 Phase of the Residential Program; and (ii) eligible units located on the blocks identified in Attachment C, which are located wholly or partially within the 66 DNL noise contour on the 2004 Noise Contour Map and are listed on Attachment C in order of the highest percentage of units on the block located within the 65 DNL noise contour or higher on 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 2009 Phase of the Residential Program in the order on which such blocks are listed on Attachment C.

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

Section 1. The Midway Commission hereby adopts the recitals above as if expressly set forth herein.

Section 2. The Midway Commission hereby approves the survey of homes conducted by the City of Chicago Department of Aviation for use in connection with the 2009 Phase of the Residential Program.

Section 3. Subject to available funding, eligibility for the 2009 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 calendar year 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) The eligible units located on the blocks listed on Attachment B shall be the first units eligible for inclusion in the 2009 Phase of the Residential Program; and
- (G) The eligible units located on the blocks listed on Attachment C 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

2009 Phase of the Residential Program in the order listed on Attachment C.

Section 4. Subject to available funding, the 2009 Phase of the Residential Program shall be prioritized as follows:

- (A) The 2009 Phase of the Residential Program shall give first priority to eligible owner-occupied dwelling units located on the blocks listed on Attachment B, and as described in Section 3(A) above 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 the 66 and above DNL noise contour according to the 2004 Noise Contour Map.
- (B) Then in order to sound-insulate as close to 1,000 homes in the 2009 Phase of the Residential Program, the next eligible owner-occupied dwelling units to receive sound insulation will be in the order on which the blocks are listed in Attachment C, and as described in Section 3(A) above, 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 the 65 and above DNL noise contour according to the 2004 Noise Contour Map.

Section 5. For purposes of this Resolution 2009-B, the term “Owner” shall mean the owner of record and persons who are related to the owner by blood, marriage or adoption.




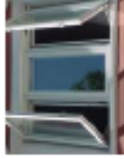









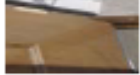

Section 6. The Midway Commission finds that the identification of blocks to be offered sound insulation as set forth on Attachment B and Attachment C to this Resolution accomplishes the purposes and goals expressed herein, and the Midway Commission therefore approves and adopts Attachment B and Attachment C for use in the 2009 Phase of the Residential Program.

Section 7. If any section, paragraph, clause or provision of this Resolution 2009-B shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Resolution 2009-B.

Section 8. This resolution shall be in full force and effect from and after the date of its passage.

ATTACHMENT A

Option Packages

Option Package #1	Option Package #2 <i>(available for frame homes only)</i>
<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 limited glass and some styles include self-closing screens.</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> 
Option Package #3 <i>(available for homes that do not have air conditioning supplied to all the livable spaces and do not have forced-air heat)</i>	Option Package #4 <i>(available for homes that do not have air conditioning supplied to all the livable spaces and do have forced-air heat)</i>
<p>Installation of an air conditioning system comprised of a condenser and AC unit. 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>Ductwork distributed throughout the home enclosed with drywall admits 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>All window packages include replacement of patio doors or the addition of a patio storm door over the existing patio door.</p> 	<p>Installation of a central air conditioning system comprised of a condenser and AC unit. 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>If the furnace cannot accommodate the new system, a new furnace will also be installed.</p>  <p>Remove through wall air conditioning units, if any. Install fixed window or patch wall and paint white.</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>

ATTACHMENT B

66 DNL	
Block Name	Approximate Number of Units per Block
4100 69th Place	8
4600 51st Street	9
4900 Kedvale	50
4900 Kolin	58
4900 Kostner	37
5000 Kedvale	24
5000 Keeler	34
5000 Knox	42
5000 Luna	25
5100 64th Street	36
5100 Keating	21
5100 Keeler	21
5100 Kilpatrick	19
5100 Knox	7
5100 Linder	12
5200 Keeler	14
5200 Lotus	23
5300 53rd Place	20
5300 Long	5
5300 Mobile	36
5300 Tripp	34
5304-5330 54th Street	7
5400 Kildare	32
5400 Lockwood	24
5400 Meade	17
5400 Melvina	5
5400 Merrimac	8
5500 Kenneth	30
5500 McVicker	28
5600 Mason	34

ATTACHMENT B – CONTINUED

CONTINUE - 66 DNL	
Block Name	Approximate Number of Units per Block
5600 Mayfield	35
5700 Menard	35
5800 Archer	2
5900 Major	21
5901-5929 63rd Street	2
6000 64th Place	15
6000 64th Street	29
6000 Massasoit	32
6034-6059 55th Street	18
6100-6126 55th Street	25
6200 Mayfield	28
6300 Latrobe	18
6335-6357 Austin	17
6400-6432 Lockwood	40
6500 Keating	41
6500 Kostner	40
6600 Knox	37
6600 Kolin	30
6700 Kilbourn	29
6700 Tripp	30
6800 Kostner	37
6951-6960 Karlov	5
TOTAL	1024

ATTACHMENT C

ALTERNATES -- BLOCKS WITHIN THE 65 DNL

* In order of highest percentage of units on the block located with the 65 DNL or higher on the 2004 Noise Contour

Block Name	Approximate Number of Units per Block
5300 Mulligan	34
5200 Mulligan	33
7100 Harding	30
4900 Karlov	39
4900 Luna	29
5400 Laramie	25
7200 Springfield	21
5400 Tripp	28
TOTAL	239
*NOTE: Units subject to change due to eligibility requirements identified in this Resolution 2009-B.	
TOTAL NUMBER OF UNITS	1263