

Ordinance

8-1002

AN ORDINANCE TO DEFINE NOISE AND REGULATE ACTIVITIES CREATING HARMFUL SOUNDS.

Ordinance No. 8-1002

Section 1. : Noises.

- (1) It shall be unlawful for any individual to use or operate any radio, receiving set, musical instrument, phonograph set, television set, or other machine or device for the producing or reproducing of sound, or to create, assist in creating, permit, continue, or permit the continuance of any noise, including vehicular noise, at volumes that will disturb or annoy those in the area, and in no case in excess of sixty-two (62) decibels between the hours of 7:00 a.m. and 10:00 p.m., or in excess of fifty-five (55) decibels between the hours of 10:00 p.m. of one day and 7:00 a.m. of the following day
- (2) This Ordinance shall not apply to industrial, commercial, or manufacturing noise; noise on construction sites; or noise generated from the lawful mechanical operation of automobiles or farm equipment.
- (3) Notwithstanding the inclusion of the term "commercial" in subsection (b), above, the lawful generation of noise as described in subsection 1 explicitly applies to nightclubs that sell alcoholic beverages.
- (4) Upon application to the Town Council, permits may be granted to responsible organizations to broadcast programs of music, speeches, or general entertainment as part and in recognition of the community celebration of national, state, or city events, public festivals or outstanding events of non-commercial character, provided that traffic on the streets is not obstructed by reason thereof.

MAYOR: _____

TOWN CLERK: _____

TOWN ATTORNEY: _____
(Approved as to Form)

First Reading 8-3-98

Second Reading 10-5-98

Third Reading 12-7-98