

NOISE

§ 95.20 ILLEGAL PRODUCTION OF SOUND ON PUBLIC STREETS.

It shall be unlawful for any person to use or operate, or cause to be used or operated, any mechanical or electrical device, machine, apparatus or instrument to intensify or to amplify or to reproduce the human voice, or any other sound, on any public street within the corporate limits of the city under the following conditions:

(A) At any time between the hours of 9:00 p.m. and 9:00 a.m. of the following morning, when the decibel level reading at a point 100 or more feet from the source of the sound measures 65 decibels or more.

(B) At any other time when the decibel level reading at a point 200 or more feet from the source of the sound measures 65 decibels or arebove.

(^82 Code, § 11-80) (Ord. 654, passed 8-3-76) Penalty, see § 95.99

§ 95.21 (RESERVED)

§ 95.22 DISTURBING THE PEACE GENERALLY.

It shall be unlawful to produce any noise in or near any public street, or near any private dwelling or place of business, which is reasonably calculated to disturb the peace or good order of the neighborhood, or of persons owning, using or occupying property adjacent to such public streets or in the vicinity thereof. Such disturbance of the peace or good order of the neighborhood will occur if the noise produced is between the hours of 9:00 p.m. and 9:00 a.m., if the noise is being produced from a public street, or between the hours of 11:00 p.m. and 9:00 a.m., if the noise is being produced from private property, or if such noise is produced at another hour but the decibel level of such noise at a point 200 feet or more from the source of the noise measures 65 decibels or more.

(^82 Code, § 11-82) (Ord. 654, passed 8-3-76) Penalty, see § 95.99

§ 95.23 ANIMALS DISTURBING THE PEACE.

(A) It shall be unlawful for any person to own or keep, after due notice by any official of the city, including any police officer, any animal which shall produce such noise, such as barking or braying, or otherwise, which is reasonably calculated to disturb the peace and good order of the neighborhood, or of persons owning, using or occupying property in the vicinity thereof.

(B) Such disturbance of the peace and good order of the neighborhood will occur if such noise can be heard within any structure in the neighborhood, and such noise occurs on more than an intermittent basis. **INTERMITTENT BASIS** means noise which occurs more than two times per day and for a period longer than 30 seconds on each occasion.

(C) In the event of a violation, the owner or keeper of such animal shall be given notice, orally or in writing by any city official, including a police officer, of the fact that such violation has occurred. If such noise reoccurs within five days after such notice, then the owner or keeper of such animal shall be in violation of the terms of this code.

(^82 Code, § 11-83) (Ord. 654, passed 8-3-76) Penalty, see § 95.99