

Ordinance 8
ORDINANCE OF THE TOWN OF WEST HAMLIN

A Municipal Corporation

An Ordinance of the Town of West Hamlin, adopting **UNLAWFUL NOISES,**

EXEMPTIONS: AMPLIFIED SOUND. No person shall make, continue or cause to be made or continued any excessive, unnecessary or unusually loud noises which annoys or discomforts a reasonable person of normal sensitivity, with the limits of the Town. The following acts, among others, are declared to be loud, disturbing and unnecessary noises in violation of this section, but such enumeration shall not be deemed to be exclusive, namely;

- (1) Animals: fowl; The keeping, maintaining or permitting the keeping of, upon the premises owned, occupied or controlled by such person, any animal or fowl otherwise permitted to be kept which, by any sound, cry or behavioral noise, causes annoyance or discomfort to a reasonable person of normal sensitivity.
- (2) Horns; signalling devices; the sounding of any horn, whistle or signalling device on any automobile, motorcycle, streetcar or other vehicle on any street or public place of the Town, except as a danger warning; or the sounding of any horn, whistle or signalling device for an unnecessary and unreasonable length of time such that the noise thereof causes annoyance or discomfort to a reasonable person of normal sensitivity.
- (3) Musical instruments: radios, tv's, phonographs, tape players. The using, operating or permitting to be played, used or operated any radio receiving set, musical or percussion instrument, phonograph, tape player, tv, other machine or device for the producing or reproducing of sound in such manner as to cause annoyance or discomfort to a reasonable person of normal sensitivity.
- (4) Schools; courts; churches, hospitals. The creation of any noise which causes annoyance or discomfort to persons within or interferes with the operation of schools, courts, churches, hospitals and other places of public assemblage.
- (5) Yelling; shouting. Yelling, shouting, hooting whistling or singing on the public streets or sidewalks in such manner as to annoy and discomfort a reasonable person of normal sensitivity.

Whoever violates this Ordinance shall for a first offense be fined not more than one hundred dollars (\$100.00) or imprisoned not more than thirty days or both. For a second offense, such person shall be fined at least one hundred dollars (\$100.00) but not more than five hundred dollars (\$500.00) and shall be imprisoned for at least twenty-four hours but not more than thirty days. For a third offense, such person shall be fined at least two hundred dollars (\$200.00) but not more than (\$500.00) and shall be imprisoned at least seventy-two hours but not more than thirty days.

This Ordinance was introduced and read on first reading on September 9, 1996, and will be read on the second reading and adoption on October 7, 1996.

Dated this the 9th day of September, 1996.

TOWN OF WEST HAMLIN

A MUNICIPAL CORPORATION

BY Jerry Duncan
It's Mayor
First reading (9/9/96)

ATTEST:

Nellie B. Adams

BY Jerry Duncan
It's Mayor
Second reading and adoption 10/7/96