

CHAPTER 5

OFFENSES AGAINST THE PEACE AND QUIET**SECTION**

- 11-501. Disturbing the peace.
- 11-502. Disorderly conduct.
- 11-503. Anti-noise regulations.
- 11-504. Aggressive panhandling prohibited.

11-501. Disturbing the peace. No person shall disturb, tend to disturb, or aid in disturbing the peace of others by violent, tumultuous, offensive, or obstreperous conduct, and no person shall knowingly permit such conduct upon any premises owned or possessed by him or under his control. (1995 Code, § 11-501)

11-502. Disorderly conduct.¹ Any person who shall make, aid, or assist in making unreasonable noise, disturbance or breach of the peace or diversion tending to a breach of the peace, or who shall engage in, aid or abet in any fight, quarrel or other disturbance, or who shall do any other act or thing contrary to the peace, security and good order of the city, shall be guilty of disorderly conduct. (1995 Code, § 11-502)

11-503. Anti-noise regulations. Subject to the provisions of this section, the creating of any unreasonably loud, disturbing, and unnecessary noise is prohibited. Noise of such character, intensity, or duration as to be detrimental to the life or health of any individual, or in disturbance of the public peace and welfare, is prohibited.

(1) The making, creation and maintenance of loud, unnecessary, unnatural or unusual noises which are prolonged, unusual and unnatural in their time, place, or use, and which annoy, disturb, injure or endanger the comfort, repose, health, peace or safety of others within the corporate limits of the city is hereby declared to be a public nuisance and shall be unlawful.

(2) The following acts among others are declared to be unlawful acts within the meaning of this section, but said enumeration shall not be deemed to be exclusive, namely:

(a) The sounding of any horn on any automobile for any purpose not necessary to the safe operation of said vehicle.

(b) The use of any horn, whistle or other device operated by engine exhaust.

¹State law reference

Tennessee Code Annotated, § 39-17-305.

(c) The operation of any automobile, motorcycle, truck, or other vehicle upon the streets of the city not equipped with a muffler of standard make and of the latest state of the art.

(d) The playing, using, operating, or permitting to be played, used or operated any radio receiving set, musical instrument, phonograph, or other machine or device for the producing or reproducing of sound in such manner as to disturb the peace, quiet and comfort of the neighboring inhabitants or at any time with louder volume than is necessary for convenient hearing for the person or persons who are in the room, vehicle or chamber in which such machine or device is operated and who are voluntary listeners thereto. The operation of any such set, instrument, phonograph, machine or device between the hours of 11:00 P.M. and 7:00 A.M., in such a manner as to be plainly audible at a distance of fifty feet (50') from the building, structure or vehicle in which it is located shall be prima facie evidence of a violation of this section.

(e) The playing, using and operating or permitting to be played, used or operated, of any radio receiving set, musical instrument, phonograph, loudspeaker, sound amplifier, or other machine or device not mounted upon a vehicle and being operated in accordance with existing section, for the producing or reproducing of sound which is cast upon the public streets for the purpose of commercial advertising or attracting the attention of the public to any building or structure.

(f) Yelling, shouting, hooting, whistling or making any other raucous noises on the public streets, at any time or place so as to annoy or disturb the quiet, comfort, or repose of persons in any office, or in any dwelling, hotel or other type of residence, or of any persons in the vicinity.

(g) The use of any automobile, motorcycle, or vehicle so out of repair, so loaded, or in such manner as to create loud and unnecessary grating, grinding, rattling or other noise.

(h) The creation of any excessive noise on any street adjacent to any school institution of learning, church or court while the same are in use, or adjacent to any hospital, which unreasonably interfere with the workings of such institution, or which disturbs or unduly annoys patients in the hospital, provided conspicuous signs are displayed in such streets indicating that the same is a school, hospital or court street.

(i) The shouting and crying of peddlers, hawkers and vendors which disturbs the peace and quiet of the neighborhood. (1995 Code, § 11-503)

11-504. Aggressive panhandling prohibited. (1) As used in this section, "panhandling" means any vocal solicitation made in person upon any street, public place or park in the city, in which a person requests an immediate donation of money or other gratuity from another person.