ARTICLE II. - NOISE CONTROL

FOOTNOTE(S):

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Cross reference— Peddlers creating noise to attract attention prohibited, § 7.59; auctioneers not to create excessive noise, § 7.184; permitting noise or music to emit from dance halls prohibited, § 7.228; harboring noisy dogs, § 9.69. (Back)

Sec. 9.10. - Excessive noise declared nuisance.

All loud or unusual noises or sounds and annoying vibrations which offend the peace and quiet of persons of ordinary sensibilities are hereby declared to be public nuisances.

Sec. 9.11. - Specific offenses.

Each of the following acts is declared unlawful and prohibited, but this enumeration shall not be deemed to be exclusive, namely:

(1) Animal and bird noises. The keeping of any animal or bird which, by causing frequent or long continued noise, shall disturb the comfort or repose of any person;

(2) Construction noises. The erection (including excavating therefor), demolition, alteration or repair of any building, and the excavation of streets and highways, on Sundays, and other days, except between the hours of 7:00 a.m. and 6:00 p.m., unless a permit be first obtained from the city department of building and safety engineering;

(3) Sound amplifiers. Use of any loudspeaker, amplifier or other instrument or device, whether stationary or mounted on a vehicle for any purpose except one which is noncommercial in character and when so used shall be subject to the following restrictions:

   (a) The only sounds permitted are music or human speech;

   (b) Operations are permitted for four (4) hours each day, except on Sundays and legal holidays when no operations shall be authorized. The permitted four (4) hours of operation shall be between the hours of 11:30 a.m. and 1:30 p.m., and between the hours of 4:30 p.m. and 6:30 p.m.;

   (c) Sound-amplifying equipment mounted on vehicles shall not be operated unless the sound truck upon which such equipment is mounted is operated at a speed of at least ten (10) miles per hour except when such truck is stopped or impeded by traffic;

   (d) Sound shall not be issued within one hundred (100) yards of hospitals, schools or churches;

   (e) The volume of sound shall be controlled so that it will not be audible for a distance in excess of one hundred (100) feet from the sound-amplifying equipment and so that the volume is not unreasonably loud, raucous, jarring, disturbing or a nuisance to persons within the area of audibility.

   (f) No sound-amplifying equipment shall be operated with an excess of fifteen (15) watts of power in the last stage of amplification;

   (g) The restrictions hereinafore contained in subparagraphs (a) to (f) inclusive shall not apply to the use of church bells and school bells;
Sec. 9.12. - Exceptions.

None of the terms or prohibitions of section 9.11 shall apply to or be enforced against:

1) **Emergency vehicles.** Any police or fire vehicle or any ambulance, while engaged upon emergency business.

2) **Highway maintenance and construction.** Excavations or repairs of bridges, streets or highways by or on behalf of the city or the state, during the night, when the public safety, welfare and convenience renders it impossible to perform such work during the day.