

Sec. 17-15. - Noise.

- (a) *Unnecessary blowing of automobile horns.* The blowing of automobile horns between the hours of 11:00 p.m. and 7:00 a.m. except in cases of emergency is hereby prohibited.
- (b) *Noises at commercial establishments.* All noises at commercial establishments located in principally residential neighborhoods that menace the health, interrupt or disturb sleep of residents between the hours of 10:00 p.m. and 7:00 a.m. are hereby prohibited; and, without limiting the generality of the foregoing, it is hereby intended that "noises," as used in this section, shall include the loading or unloading of motor vehicles, those sounds emitted by all types of mechanical devices, including motor vehicles, and those by animals and birds.

(Code 1963, § 14-103; Ord. of 12-10-81, § 1)

**Editor's note**— An ordinance of Dec. 10, 1981, § 1, amended § 14-103 of the former Code, which § 14-103 was codified as § 23-7 of this Code and was relative to unnecessary blowing of automobile horns. As amended by the Dec. 1981 ordinance, said provisions pertained to other noises, as well as automobile noise; therefore, said section has been redesignated as § 17-15.

**Cross reference**— Traffic, Ch. 23.

Sec. 17-17. - Radios, tape players and other sound amplification devices; regulations.

- (a) The playing of portable radios, tape players or other electronically amplified sound devices, shall be prohibited from public buses, bus stops, public beaches, public parking lots, public streets, malls, stores and any public area when the sound of such devices exceeds the following intensity: Sound level decibels shall not exceed seventy (70) at a distance of fifteen (15) feet.
- (b) Such sound level mentioned in paragraph (a) shall be measured with a sound level meter approved by the City of New Bedford.
- (c) No motor vehicle radio or sound reproduction systems operated within a motor vehicle shall be used in such a manner as to create unnecessary noise for any person other than the driver and passengers in said vehicle.
- (d) **Penalty.** Any person who violates any of the provisions of this section shall be punished as follows: Upon a conviction for the first offense, by a fine of up to one hundred dollars (\$100.00); Upon a conviction for the second offense within one year from the commission of the first offense, by a fine of up to two hundred dollars (\$200.00); Upon a conviction for each subsequent offense within one year from the commission of the first offense, by a fine of up to three hundred dollars (\$300.00).

(Ord. of 9-12-85, § 1; Ord. of 3-12-87, § 1; Ord. of 9-8-94, § 1)