

Chapter 8.15 NOISE

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8.15.010 **No unnecessary noises.** It is unlawful for any person to make, assist in making, permit, continue, or permit the continuance of, any unauthorized, disturbing or unnecessary noise in the City.

8.15.020 **Sound measurement.**

- A. While sound measurements are not required for the enforcement of this chapter, should measurements be made, they shall be made with a sound level meter. The sound level meter:
1. Shall be an instrument in good operating condition, meeting the requirements of a Type I or Type II meter;
 2. Shall contain at least an A. weighted scale, and both fast and slow meter response capability.
- B. If measurements are made; the person making those measurements shall have completed training using the sound level meter, and shall use measurement procedures consistent with the training.

8.15.030 **Noise limits.** It is unlawful for any person to produce, or permit to be produced, with or from a sound-producing source, sound which:

- A. When measured at or within the boundary of property on which a noise sensitive unit, not the source of the sound, is located, exceeds:
1. Fifty dbA at any time between nine p.m. and six a.m. the following day, or
 2. Sixty dbA at any time between six a.m. and nine p.m. the same day; or
- B. Is plainly audible at any time between nine p.m. and six a.m. the following day:
1. Within a noise-sensitive unit which is not the source of sound, or
 2. On a public right-of-way at a distance of at least one hundred feet from the source of the sound.

8.15.040 Prohibited noises. If the following acts exceed the noise levels specified in Section 8.15.030, they are declared to be in violation of this chapter:

A. The sounding of any exhaust brake, horn or signal device or any other device on any automobile, motorcycle, truck bus or other vehicle while in motion, except as a danger signal. Exhaust brakes may be applied only during an emergency to stop or slow to avoid a collision.

B. Sound-producing devices such as, but not limited to, musical instruments, loudspeakers, amplifying devices, public address systems, radios, tape recorders and/or tape players, compact disc players, phonographs, television sets and stereo systems, including those installed in or on vehicles.

C. The operation of any gong or siren upon any vehicle, other than police, fire or other emergency vehicle, except during sanctioned parades.

D. The use of any automobile, motorcycle or other vehicle so out of repair or in such a manner as to create loud or unnecessary sounds, grating, grinding, rattling or other noise.

E. The erection (including excavation), demolition, alteration or repair of any building in a residential or business district or on property adjacent to a residential or business district other than between the hours of six a.m. and nine p.m., except in the case of urgent necessity in the interest of public safety, and then only with a permit from the city manager or designee. Such permit may be for a maximum period of three days or while the emergency continues.

F. Amplified sound in any outdoor facility except under the following conditions:

1. Sound levels at the perimeter of the facility do not exceed the maximum levels of this chapter.

2. Continuous amplified sound may be transmitted only fifty minutes of each hour if a permit to exceed Section 8.15.030 levels is obtained.

3. Even if a permit to exceed Section 8.15.030 levels is obtained, continued amplified sound may not be transmitted more than four hours during any eight-hour block of time during weekends, and not to exceed three hours between four p.m. and nine p.m. on weekdays.

4. The city manager or designee may issue permits to community groups and activities that may exceed subdivision (3) of this subsection if it is determined that the permit would serve the good of the community. Such permit, however, may be revoked for cause and without notice.

8.15.050 Exceptions. The following are exceptions to this chapter:

A. Sounds created by organized athletic or other group activities, when such activities are approved by a government entity to be conducted on its property and the property is generally used for such purposes, such as stadiums, parks, streets, public plazas, schools, fair grounds, airport and athletic fields. These exceptions do not prohibit the city manager from declaring a specific event or activity in violation of this ordinance, of other laws, ordinances or regulations.

B. Sounds caused by emergency work, or by ordinary and accepted use of emergency equipment, vehicles and apparatus, regardless of whether such work is performed by a public or private agency, or upon public or private property.

C. Sounds caused by bona fide use of emergency warning devices and alarm systems.

D. Sounds regulated by federal law, including, but not limited to, sounds caused by railroads or aircraft.

E. Sounds caused by demolition activities when performed under a permit issued by appropriate governmental authorities and only between the hours of eight a.m. and six p.m. of the same day.

F. Sounds caused by industrial, agricultural or construction activities during the hours of six a.m. to nine p.m. of the same day, other than sounds regulated under Section 8.15.050(E) of this code, and which do not violate Section 8.15.040 (E) of this code.

G. Sounds caused by regular vehicular traffic upon premises open to the public.

H. Sounds caused by air-, electrical- or gas-driven domestic tools, including, but not limited to, lawn mowers, lawn edgers, radial arm, circular and table saws, and or other similar lawn or construction tools, but not including tools used for vehicle repair, during the hours of six a.m. to nine p.m., Monday through Friday and eight a.m. to six p.m. on Saturday and Sunday.

I. Sounds caused by chainsaws, when used for pruning, trimming or cutting of live trees. When used for private wood cutting, between the hours of eight a.m. and six p.m. and not exceeding two hours in any twenty-four hour period.

J. Sounds caused by non amplified human voice.

8.15.060 Interference in reception.

A. Operation or use by any person, within the corporate limits of this city, of any electrical, mechanical or other device, apparatus, instrument or machine that causes interference with radio or television receivers of good engineering design is prohibited.

B. This section shall not be construed to prohibit the use or operation of any such device when necessary for the protection of life or property, for the care or treatment of sick or injured persons, or for the operation of a public utility.