

Chapter 14

NOISE¹

Sec. 14-1. Generally.

No person shall cause, create or maintain any loud or unusual noises or sounds which offend the peace and quiet of a person of ordinary sensibilities. No person shall commit, create or maintain any noise or condition prohibited in this chapter. The acts enumerated shall not be deemed to be exclusive.

(Code 1957, §§ 9.1, 9.11)

Sec. 14-2. Exceptions.

None of the terms or prohibitions of this chapter 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.

(Code 1957, § 9.12)

Sec. 14-3. Animal and Bird Noises.

It shall be unlawful for any person to keep any animal or bird which, by causing frequent or long continued noise, shall disturb the comfort or repose of any person.

(Code 1957, § 9.11(1))

Cross reference--Animals generally, Ch. 6.

Sec. 14-4. Construction Noises.

It shall be unlawful for any person to erect (including excavation therefore), demolish, alter or repair any building, or excavate any streets and highways, except between the hours of 7:00 a.m. and 6:00 p.m. on weekdays, unless a permit has first been obtained from the City Manager.

(Code 1957, § 9.11(2))

Cross reference--Buildings and building regulations, Ch. 7.

¹ *Cross references*--Nuisances, Ch.15; noise-making practices prohibited by peddlers and service vendors, § 18-21.
State law reference--Motor vehicle noise, MCL §257.707 et seq., MSA §9.2407 et seq.

Sec. 14-5. Sound Amplifiers.

It shall be unlawful for any person to use any loudspeaker, amplifier or other instrument or device producing sound which is cast upon the public street, whether stationary or mounted on a vehicle, for any purpose except by speakers in the course of a public address which is noncommercial in character and when so used shall be subject to the following restrictions:

- (1) The only sounds permitted are music or human speech.
- (2) 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.
- (3) 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 said truck is stopped or impeded by traffic. Where stopped by traffic, the sound amplifying equipment shall not be operated for longer than one (1) minute at each stop.
- (4) Sound shall not be issued within one hundred (100) yards of hospitals, schools, churches or courthouses.
- (5) 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.
- (6) No sound amplifying equipment shall be operated with an excess of fifteen (15) watts of power in the last stage of amplification.

(Code 1957, § 9.11(3))

Sec. 14-6. Engine Exhausts.

It shall be unlawful for any person to discharge into the open air the exhaust of any steam engine, stationary internal combustion engine, or motor vehicle except through a muffler or other device which effectively prevents loud or explosive noises therefrom.

(Code 1957, § 9.11(4))

Cross reference-Traffic and motor vehicles, Ch. 22.

Sec. 14-7. Handling Merchandise.

It shall be unlawful for any person to create a loud and excessive noise in connection with loading or unloading any vehicle or the opening and destruction of bales, boxes, crates, and containers.

(Code 1957, § 9.11(5))

Sec. 14-8. Hawking.

It shall be unlawful for any person to hawk goods, merchandise, or newspapers in a loud and boisterous manner.

(Code 1957, § 9.11(6))

Cross reference-Peddlers, solicitors and transient merchants, Ch. 18.

Sec. 14-9. Horns and Signal Devices.

It shall be unlawful for any person to sound any horn or signal device on any automobile, motorcycle, bus, or other vehicle while not in motion, except as a danger signal if another vehicle is approaching, apparently out of control, or to give warning of intent to get under motion, or if in motion, only as a danger signal after or as brake are being applied and deceleration of the vehicle is intended. The creation by means of any such signal device of any unreasonably loud or harsh sound; and the sounding of such device for an unnecessary and unreasonable period of time shall be unlawful.

(Code 1957, § 9.11(7))

Cross reference-Traffic and motor vehicles, Ch. 22.

Editor's note-Section 14-9 was modified, at the discretion of the editor.

Sec. 14-10. Radio and Musical Instruments.

It shall be unlawful for any person to play any radio, television set, phonograph, or any musical instrument in such a manner or with such volume, particularly during the hours between 11:00 p.m. and 7:00 a.m., or 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.

(Code 1957, § 9.11(8))

Sec. 14-11. Shouting and Whistling.

It shall be unlawful for any person to yell, shout, hoot, whistle, or sing or make any other loud noise on the public street, between the hours of 11:00 p.m. and 7:00 a.m., or to make any such noise at any time so as to annoy or disturb the quiet, comfort, or repose of persons in any school, place of worship, or office, or in any dwelling, hotel, or other type of residence, or of any persons in the vicinity.

(Code 1957, § 9.11 (9))

Sec. 14-12. Whistle or Siren.

It shall be unlawful for any person to blow any whistle or siren, except to give notice of the time to begin or stop work or as a warning of fire or danger.

(Code 1957, § 9.11(10))

Sec. 14-13. Exterior Audible or Visual Alarm Systems.

It shall be unlawful for outside lighting or audible sounding devices activated by automatic alarm systems to remain continuously activated for more than thirty (30) minutes.
(Ord. No. 122, § 1, 12-1-85)