

Town of Smithville - Noise Local Law

1. Findings

The Town of Smithville finds as a matter of policy that unnecessary and unusual noises, particularly if continued for an unreasonable length of time, are or might be detrimental to the health of residents of the Town.

2. Prohibited noises

No person or persons shall make or cause to make any unreasonably loud, severe, disturbing or unnecessary and unusual noises. The following are hereby declared to be in violation of this local law, but such enumeration shall not be deemed to be exclusive:

- A. Permitting or operating any radio, television, phonograph, musical instrument, recording or reproducing system in such a manner and at such an intensity of volume as will disturb the peace and quiet of the neighborhood, particularly between the hours of 10:00 p.m. and 7:00 a.m. current time.
- B. Permitting or taking part in an unreasonably noisy or tumultuous party or gathering which disturbs the peace and quiet of the neighborhood particularly between the hours of 10:00 p.m. and 7:00 a.m. current time.
- C. Operating any motor vehicle, motorcycle, power lawn mower engine or other equipment without an adequate muffler properly installed and maintained so as to prevent excessive or unusual noise.
- D. Building, erecting, demolishing, altering or repairing a building, structure equipment or appliance between the hours of 10:00 p.m. and 7:00 a.m. current time in such a manner as to disturb the peace and quiet of the neighborhood by reason of the use of power equipment, hammering, sawing or other activity which produces severe and continuous noise.
- E. No jukeboxes, nickelodeons or any similar apparatus or contrivance for the playing or amplification of music shall be operated or permitted to operate in any dance hall, bar, hotel, restaurant or any public place between the hours of 2:00 a.m. and 7:00 a.m. current time.

3. Penalties for offenses

Any violation of any provision of this local law shall be punishable by a fine of not more than two hundred fifty dollars (\$250.) or by imprisonment for not more than fifteen (15) days, or both, for each offense. Each day that a violation is knowingly continued shall constitute a separate offense.