

CHAPTER 130: GENERAL OFFENSES

Section

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§ 130.01 NOISE GENERALLY.

No person may authorize or cause to be emitted from any property or source under his or her control any noise that is both:

(A) Sufficiently loud to frighten or pose a danger to the health of or seriously disturb any person who:

(1) If the noise emanates from a source located on private property, is located on other property; or

(2) If the noise emanates from a street or other public property, is located on private property or the street or other public property.

(B) Louder, or of greater duration, or otherwise more disturbing than is reasonably necessary for the performance of some lawful public or private function, enterprise, operation or activity.

(1980 Code, § 5-1) Penalty, see § 130.99

§ 130.02 PARTICULAR NOISE.

The following are declared to be illustrations of noises prohibited under § 130.01 and are hereby declared to be unlawful, but this list shall not be exhaustive:

- (A) The blowing of a horn on any motor vehicle except when the horn is used as a warning device;
 - (B) The operation of any motor vehicle without a muffler or with a muffler that is so defective or so designed that the vehicle emits an unusually loud noise;
 - (C) The operation of a motor vehicle so as to create unnecessary and unusual noise through the screeching of tires or racing of engines;
 - (D) The playing of any radio, television, tape recorder, phonograph or similar electronic device or any musical instrument so as to disturb the comfort, quiet or repose of persons in any place of residence or so as to interfere substantially with the operations of any church, school, hospital, theater, library or other similar place of assembly; and
 - (E) The use of any drum, loudspeaker or other amplification instrument or device for the purpose of attracting attention by the creation of noise to any performance, show, sale, display, advertisement of merchandise or other commercial venture.
- (1980 Code, § 5-2) Penalty, see § 130.99