

ORDINANCE 24-05

AN ORDINANCE PROVIDING FOR THE AMENDMENT TO BE ADDED TO CHAPTER VII HEALTH AND WELFARE ARTICLE 2B. NOISE ORDINANCE SECTION III VIOLATIONS PART B AND SECTION 6: PENALTY PARTS A & B.

SECTION I. PURPOSE

This ordinance is enacted to protect, preserve, and promote the health, safety, welfare, peace and quiet for the citizens of Ingalls through the reduction, control, and prevention of unnecessary noise. The intent of this ordinance is to establish standards which will eliminate and reduce unnecessary noises which are physically harmful or otherwise detrimental to the enjoyment of life, property, and maintenance of business.

SECTION II. DEFINITIONS

(a) "Plainly audible" means any sound that can be detected by a person using his or her unaided hearing faculties. As an example, if the sound source under investigation is a portable or personal vehicular sound amplification or reproduction device, the enforcement officer needs to not determine the title of a song, specific words or the artist performing the song. The direction of the rhythmic base component of the music is sufficient to constitute a plainly audible sound.

SECTION III. VIOLATIONS

The following acts are declared to be loud, objectionable, and unnecessary noises and are therefore a public nuisance, and are prohibited by this ordinance.

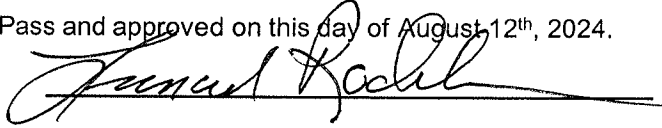
(C) Radios, Phonographs, etc. The using operating or permitting to be played, used or operated, of any radio or television receiving set, musical instrument, phonograph, or other machine or device for the producing or reproducing of sounds in such a manner as to disturb the peace, quiet, and comfort of the neighboring inhabitants or any time with louder volume than is necessary for convenient hearing for the person or persons who are in the room, vehicle or chamber in which such a machine or device is operated and who are voluntary listeners thereto. The specific hours this will be enforced will start at 10:00PM and stay in effect until 7:00AM.

SECTION 6: PENALTY

(a) Violation of Section 3 shall subject the offender to civil penalties as set forth by the Ingalls City Council. The offender will first be subject to an official warning of violations by the police officer or public ordinance officer. A subsequent violation by the same person within one year time will subject the officer to a fine of \$100.00 and court costs.

(b) If the offender commits a third or more violation of the noise ordinance each violation and citation within a year will be subject to an additional \$100.00 on top of original fine plus court costs.

Pass and approved on this day of August 12th, 2024.


Mayor of Ingalls


City Clerk Ingalls.