

Model Ordinances > Garner, North Carolina

Chapter 11 Offenses--Miscellaneous Provisions

Article I. In General

Ordinance for the town of Garner, North Carolina Codified through Ord. No. 3216, enacted Oct. 22, 2002.
(Supplement No. 18)

Sec. 11-15. Loud, disturbing and unnecessary noises.

(a) Unreasonable noises prohibited. Subject to the provisions of this section, the creation of any unreasonably loud, disturbing and unnecessary noise in the town is prohibited. Noise of such character, intensity and duration as to be detrimental to the health and welfare of any individual is prohibited.

(b) Particular noises prohibited. The following acts, among others, are declared to be loud, disturbing and unnecessary noises in violation of this section, but the enumeration shall not be deemed to be exclusive, namely:

- (1) The sounding of any horn or signal device on any automobile, motorcycle, bus or other vehicle, except as a warning or danger signal; the creation of any unreasonably loud or harsh sound by means of any such signal device, whether or not such device is on any vehicle, and the sounding of any such device for an unnecessary and unreasonable period of time.
- (2) The playing of any radio, phonograph, television set, record player, sound reproduction device or any musical instrument in such a manner or with such volume, during the hours between 11:00 p.m. and 7:00 a.m., as to annoy or disturb the quiet, comfort or repose of persons in any dwelling house, apartment or other type of residence.
- (3) The use of any automobile, motorcycle or other vehicle in such manner as to create loud and disturbing noise or unnecessary grating, grinding, screeching of tires or rattling sounds.

- (4) The discharge into the open air of the exhaust of any stationary internal combustion engine or motor vehicle engine except through a muffler or other device which will effectively prevent loud or explosive noises therefrom.
- (5) The keeping of any animal or bird which, by causing frequent or long continued noise, shall disturb the comfort and repose of any person in the vicinity.
- (6) The creation of any excessive noise on any street adjacent to any school while it is in session, any library while open, or any church during services, which unreasonably interferes with the activity of any such institution.
- (7) The erection, alteration, demolition, repair of or excavation for any building, structure or other improvement in a residential district between the hours of 6:00 p.m. and 7:00 a.m., except in the case of emergency work in the preservation of public health or safety.
- (8) The creation of loud and excessive noise in connection with loading or unloading any vehicle, or the opening, closing or destruction of any bale, box, crate or container.
- (9) The use of any mechanical device operated by compressed air unless the noise created thereby is effectively muffled and reduced or unless such use is in the preservation of public health, safety or welfare.
- (10) The use of any drum, loudspeaker or other sound amplifying device for the purpose of creating noise to attract attention to any performance, show or sale or display of merchandise.
- (11) The playing of any radio, phonograph, television set, record player, sound reproduction device or any musical instrument (cumulatively, "device.") or electronic equipment within or on the premises of any dwelling, house, apartment or other type of residence (cumulatively, "dwelling unit") in such a manner or at such a volume as to be sufficiently audible as to annoy or disturb the quiet, comfort or repose of persons in a dwelling unit between the hours of 10:00 p.m. and 7:00 a.m.

(c) Penalty. Violation of this section, or any part thereof, shall be punishable by a fine of not more than fifty dollars (\$50.00), or imprisonment for not more than

thirty (30) days. (Ord. No. 1380, Â§Â§ 1--3, 10-22-74; Ord. No. 2613, Â§ 1, 2-22-94; Ord. No. 33208, Â§ 1, 9-3-02)