

ORDINANCE NO. 95-31

AN ORDINANCE RELATING TO NOISE POLLUTION.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SOMERSET, KENTUCKY, as follows:

SECTION 1. NOISE POLLUTION

(A) It shall be unlawful for any person within the city to make, continue, or cause unnecessary, or unusual noise which either annoys, injures, or endangers the comfort, repose, health, or safety of other unless the making and continuing of the noise is necessary for the protection or perservation of property or the health, safety, life, or limb of the person.

(B) It shall be unlawful to:

(1) Sound any horn or signal device on any vehicle not in motion, except as a danger warning of another vehicle is approaching apparently out of control.

(2) Sound any horn or signal device on any vehicle in motion except as a danger warning after or as an attempt is made to decelerate the vehicle by the application of brakes;

(3) Sound any horn or signal device on any vehicle for an unnecessary and unreasonable period of time or in such manner as to create an unreasonably loud or harsh sound;

(4) Use or operate any vehicle which produces, or use or operate any vehicle so out of repair or so loaded with any material as to cause any loud and unnecessary grating, grinding, rattling, or other loud and excessive noise;

(5) Discharge into the open air the exhaust of any vehicle except through a muffler or other devices which will effectively prevent loud or explosive noises therefrom;

(6) Create any loud and excessive noises in connection with loading or unloading any vehicle;

(7) Use any mechanical loudspeaker or amplifiers on any moving or standing vehicle for advertising or other purposes.

(8) Create, cause, or permit a loud amplified musical noise level to emanate from a motor vehicle, or from any other source on any private property, public property, or public right of way. A loud noise level emanating from a motor vehicle or from another source on any private property, public property, or right of way shall be a noise level sufficient to cause offense, nuisance, or alarm.

D. No person shall permit on his premises the loud and frequent or continued barking, howling, or yelping of any animal of the dog kind so as to annoy and disturb the neighbors.

SECTION 2. VIOLATIONS

Any person who violates this Ordinance shall be fined not less than \$25.00 nor more than \$100 for each offense. Each day's continued violation shall constitute a separate offense.

SECTION 3. That this Ordinance shall take effect upon its passage and approval.

SECTION 4. Any ordinance in conflict herewith is hereby repealed.

First Reading: September 25, 1995
Second Reading: October 9, 1995

APPROVED:

James R. Williams
MAYOR, JAMES WILLIAMS

ATTEST:

David Hodges
CLERK