

ARLINGTON TOWNSHIP NOISE CONTROL ORDINANCE  
NO. 18

An ordinance to control noise abatement within Arlington Township and to provide penalties for the violation thereof.

THE TOWNSHIP BOARD OF ARLINGTON TOWNSHIP ORDAINS:

(1) Excessive Noise Declared Nuisance. All loud and unusual noises or sounds and annoying vibrations which offend the peace and quiet of persons of ordinary sensibilities are hereby declared to be public nuisance and are prohibited in Arlington Township.

(2) Specific Offenses. Each of the following acts is declared unlawful and prohibited, but this enumeration shall not be exclusive, namely:

(A) Animal and Bird Noises. The keeping of any animal or bird which, by causing frequent or long continued noise, shall disturb the comfort or repose of any person.

(B) Sound Amplifiers. Use of any loud speaker, amplifier or other instrument or device, whether stationary or mounted on a vehicle for any purpose except one which is noncommercial in character and when so used shall be subject to the following restrictions:

(1) The only sounds permitted are music or human speech.

(2) Sound amplifiers mounted on vehicles shall not be operated unless the sound truck upon which such equipment is mounted is operated at a speed of at least ten (10) miles per hour except when said truck is stopped or impeded by traffic.

(3) Sound shall not be issued within one hundred (100) yards of hospitals, schools or churches.

(4) The volume of sound shall be controlled so that it will not be audible for a distance in excess of one hundred (100) feet from the sound amplifying equipment and so that the volume is not unreasonably loud, raucous, jarring, disturbing, or nuisance to persons within the area

of audibility.

- (5) No sound amplifying equipment shall be operated within an excess of fifteen (15) watts of power in the last stage of amplification.

(3) Horns and Signal Devices. The sounding of any horn or signal device on any automobile, motorcycle, bus or other vehicle which not in motion, except as a danger signal if another vehicle is approaching apparently out of control, or to give warning of intent to get under motion, or as brakes are being applied and deceleration of the vehicle is intended; the creation by means of any such signal device of any reasonably loud or harsh sound; and the sounding of such device for an unnecessary and unreasonable period of time.

(4) Radios and Musical Instruments. The playing of any radio, television set phonograph, or any musical instrument in such a manner or with such volume, particularly during the hours between 11 o'clock p.m. and 7 o'clock a.m., or at any time or place so as to annoy or disturb the quiet, comfort, or repose of persons in any office or in any dwelling, hotel, or other type of residence, or of any persons in the vicinity.

(5) Penalty. Any person violating any provision of this ordinance shall be fined not more than two hundred (\$200.00) dollars and/or imprisonment for not more than ninety-one (91) days in the Van Buren County Jail or by both such fine and imprisonment; and a separate offense shall be deemed to be committed on each day during or on which a violation shall continue.

(6) Notwithstanding any other terms of this ordinance, nothing in this ordinance shall limit any farmer's right to farm real estate.

Adopted: JUNE 15, 1994

Effective: Immediately

Motion by DOUGLAS DELED, supported by MARTHA BREGGER that Ordinance No. 18 be adopted.

Ayes: 5

Nays: 0

Abstained: 0

Absent: 0

ORDINANCE NO. 18 DECLARED ADOPTED.