

VILLAGE OF DRYDEN
NOISE CONTROL ORDINANCE

Ordinance No. 4.1

An ordinance to regulate excessive noise which would create a nuisance or disturb the public peace within the Village and to provide penalties for the violation thereof.

THE VILLAGE OF DRYDEN ORDAINS:

Section 1. **GENERAL NOISE PROHIBITION.** No person shall at any time cause a noise to be created which by its loud or continuous nature is a nuisance to persons occupying nearby properties.

Section 2. **MOTOR VEHICLES.** No motor vehicle which creates excessive noise shall be operated upon the public roads or other public property located within the Village. For purposes of this section, the term "excessive noise" shall be deemed to mean noise louder than that which would be created if the motor vehicle was equipped with a standard muffler system in good working order.

Section 3. **NIGHT DISTURBANCES.** No excessive noise shall be made on any private property within the Village of Dryden between the hours of 10:00p.m. and 7:00a.m. This section shall include noises created by phonographs, radios, stereo equipment, musical instruments, loud parties and other causes. For purposes of this section, the term "excessive noise" shall be deemed to mean any noise which is audible beyond the property lines of the property on which the noise originates at a level louder than the noise caused by ordinary conversation.

Section 4. **DOGS.** No person shall permit any dog which is harbored on premises under that person's control to create a nuisance by loud, frequent or habitual barking, howling or other noise reference in Ordinance 19.1.

Section 5. **AGRICULTURE AND BUSINESS EXEMPTION.** This ordinance shall not apply to noises caused by farm or business operations which are carried on in an area properly zoned for that activity, providing that the activity causing the noise is necessary to the farm or business operation and provided the equipment being utilized is in good operating repair.

Section 6. **WAIVER.** Permission to waive particular provisions of this ordinance may be granted by the Village Council for specific events or social occasions.

Section 7. **PENALTY.** Any person, firm or corporation who violates any of the provisions of this ordinance is responsible for a municipal civil infraction, subject to payment of a civil fine of not less than \$50.00, plus costs and other sanctions, for each infraction. Repeat offenses under this ordinance shall be subject to increased fines as provided for in the Dryden Village Civil Infraction Ordinance, being Ordinance Number 96-001.

Section 8. **REPEAL.** The former Village Nuisance Ordinance No. 4 is hereby repealed in its entirety.

The undersigned President and Clerk of the Village of Dryden hereby certify that this Ordinance was duly adopted by the Village Council at a meeting held on the 5th day of December, 2005 and was published in the Tri-City Times on the 10th day of May, 2006. This Ordinance became effective twenty (20) days after the date of adoption.

Pat Betcher, President

Janice Kent, Clerk