

Councilmember Farr introduced the following Ordinance:

ORDINANCE NO. 01-96-01

AN ORDINANCE TO DECLARE IT UNLAWFUL TO MAKE EXCESSIVE OR UNREASONABLE NOISE, AND TO PROVIDE A PENALTY FOR VIOLATION THEREOF.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBIANA, ALABAMA, AS FOLLOWS:

Section 1. Excessive or unreasonable noise.

(a) It shall be unlawful and a nuisance for any person to make an excessive or unreasonable noise by operating, playing, or permitting to be operated or played any radio, tape player, compact disc player, musical instrument, or other similar device, whether from a motor vehicle or by a pedestrian, in such a manner as to be plainly audible to any person other than the operator or player at a distance of more than five (5) feet outside the motor vehicle or more than ten (10) feet from the pedestrian.

(b) It shall be unlawful and a nuisance for any person to make an excessive or unreasonable noise by operating, playing, or permitting to be operated or played any radio, tape player, compact disc player, television, musical instrument, or similar device which produces or reproduces sound in such manner as to be plainly audible at a distance of more than fifty (50) feet from such device, or if such device is operated or played within a structure, more than fifty (50) feet from such structure.

(c) Nothing in this section shall be construed to prohibit performances by a band or orchestra in a hall, building, or in open

air; ringing of church bells or chimes by churches; or the use of a radio, siren, or other equipment by police, fire, rescue, or other emergency or law enforcement personnel in the furtherance of their duties.

Section 2. Penalty.

Any person found guilty of violating the provisions of this ordinance shall be punished as provided in Ordinance No. 318."

Section 3. Effective date. This Ordinance shall become effective upon its passage and adoption by the City Council of the City of Columbiana, Alabama, and posting as required by law.

ADOPTED AND APPROVED THIS 16th day of January, 1996.

ATTEST:

CITY OF COLUMBIANA, ALABAMA


Clerk

by: 
Mayor