



## Local City Ordinance



### CHAPTER 13

#### \*NOISE\*

##### **Sec. 13-1. Unnecessary Noise.**

Subject to the provisions of this chapter, the creation of any unreasonably loud, disturbing and unnecessary noise is prohibited. Noise of such character, intensity and duration as to be detrimental to the life or health of any individual is prohibited. (Code 1973, § 13-1)

##### **Sec. 13.2 Noises expressly prohibited.**

The following acts, among others, are declared to be loud, disturbing and unnecessary noises in violation of this chapter, but this enumeration shall not be deemed to be exclusive:

- (1) The sounding of any horn or signal device on any automobile, motorcycle, bus or other vehicle while not in Motion, except as a danger signal if another vehicle is approaching, apparently out of control; or if in motion, only as a danger signal after or as brakes are being applied and deceleration of the vehicle is intended; the creation by means of any such signal device of any unreasonably loud or harsh sound, and the sounding of such device for an unnecessary and unreasonable period of time;
- (2) The use of any gong or siren upon any vehicle other than police, fire or other emergency vehicle;
- (3) The playing of any radio, phonograph or other musical instrument in such manner or with such volume, particularly during the hours between 11:00 p.m. and 7:00 a.m., as to annoy or disturb the quiet, comfort or repose of any person in any dwelling, hotel or other type of residence;
- (4) The keeping of any animal or bird which, by causing frequent or long continued noise, disturbs the comfort and repose of any person in the vicinity;
- (5) The use of any automobile, motorcycle or other vehicle so out of repair, so loaded or in such manner as to create loud or unnecessary grating, grinding, rattling or other noise;
- (6) The blowing of any steam whistle attached to any stationary boiler except to give notice of the time to begin work or as a warning of danger;
- (7) The discharge into the open air of the exhaust of any steam engine, stationary internal combustion engine, motor vehicle or motorboat engine, except through a muffler or other device which will effectively prevent

loud or explosive noise therefrom;

- (8) The use of any mechanical device operated by compressed air unless the noise created thereby is effectively muffled and reduced;
- (9) The erection (including excavation), demolition, alteration, or repair of any building in a residential or business district other than between the hours of 7:00 a.m. and 9:00 p.m. every day except in the case of urgent necessity in the interest of public safety, and then only with a permit from the building inspector, which may be renewed for a period of three (3) days or less while the emergency continues;
- (10) The creation of any excessive noise on any street adjacent to any school, institution of learning or court while the same is in session or within one hundred fifty (150) feet of any hospital, which unreasonably interferes with the working of such institution;
- (11) The creation of any excessive noise on Sundays on any street adjacent to any church;
- (12) The creation of loud and excessive noise in connection with the loading or unloading of any vehicle or the opening and destruction of bales, boxes, crates and containers;
- (13) The sounding of any bell or going attached to any building or premises which disturbs the quiet repose of persons in the vicinity thereof;
- (14) The shouting and crying of peddlers, barkers, hawkers and vendors which disturbs the quiet or repose of the neighborhood;
- (15) The use of any drum, loudspeaker or other instrument or device for the purpose of attracting attention, by creation of noise, to any performance, show or sale or display of merchandise;
- (16) The use of any mechanical loudspeakers or amplifiers on trucks or other moving vehicles for advertising or other purposes except where specific license is received from the city council;
- (17) The conducting, operating or maintaining of any garage or filling station in an residential district so as to cause loud or offensive noises to be emitted therefrom between the hours of 11:00 p.m. and 7:00 a.m.;
- (18) The firing of gunpowder or other combustible substance in the streets or elsewhere for the purpose of making a noise or disturbance, except by permission from the police department.

(Code 1973, § 13-2)

**State law reference- Authority of city to regulate noise, G.S. § 160A-184.**