



## JACKSON COUNTY NOISE ORDINANCE

### ARTICLE I: IN GENERAL

ADOPTED: 12/2/91  
AMENDED: 3/21/96  
AMENDED: 5/20/03

#### Section 1-1. Loud, Raucous and Disturbing Noise.

- (a) It shall be unlawful for any person or group of persons, regardless of number, to willfully make, continue or cause to be made or continue any loud, raucous and disturbing noise, which term shall mean any sound which, because of its volume level, duration and character, annoys, disturbs, injures or endangers the comfort, health, peace or safety of reasonable persons of ordinary sensibilities within the limits of the County of Jackson. The term loud, raucous and disturbing noise shall be limited to loud, raucous and disturbing noises heard upon the public streets, in any public park, in any school or public building or upon the grounds thereof while in use, in any church or hospital or upon the grounds thereof while in use, upon any parking lot open to members of the public as invitees or licensees, or in any occupied residential unit which is not the source of the noise or upon the grounds thereof.
- (b) In addition to the common meaning of words, the following definitions shall be used in interpreting this Ordinance and the following acts, among others are declared to be loud, raucous and disturbing noises in violation of this ordinance, but said enumeration shall not be deemed exclusive.
- (1) Sirens. The use of any gong or siren upon any vehicle other than police, fire, ambulance or other emergency vehicle.
  - (2) Construction operations. The erection (including excavation), demolition, alteration, or repair of any building or other structure other than between the hours of 6:00 A. M. and 11:30 P. M. except by permit from the building inspector, when, in the inspector's opinion, such work will not create objectionable noise, but upon complaint in writing of the occupant of property near the location of the work, the building inspector shall

of property near the location of the work, the building inspector shall immediately revoke the permit and the work shall be immediately discontinued. The building inspector may permit emergency work in the preservation of public health or safety at any time. No construction operations within a 1,000 ft. of a church during church services.

- (3) Hawking, peddling or soliciting. The unreasonably loud, raucous, jarring and disturbing shouting and crying of peddlers, hawkers, or vendors, which creates a nuisance to persons within the area of audibility, except as permitted by Sheriff's Office.
- (4) Blowers, engines. The operating of any noise-creating blower, power fan, or any internal combustion engine, the operation of which causes noise due to the explosion of operating gases or fluids, unless the noise emitting there from is sufficiently muffled and the engine is equipped with a muffler device sufficient to deaden such noise, so that the same shall not cause a loud, raucous and unreasonably disturbing noise to the public nor disturb the rest and quiet of persons on adjacent premises or within the vicinity thereof between the hours of 11:30 P. M. and 6:00 A. M.
- (5) Language. Using any unreasonably loud, raucous, disturbing, offensive, and insulting language.
- (6) Commission of any other act in such a manner so as to cause a loud, raucous, and disturbing noise as set forth in Section 1-1 above.

#### **Section 1-2. Exemptions.**

The following uses and activities shall be exempted from the noise regulations set forth in this chapter:

- (a) Any bell or chime from any building clock, school or church.
- (b) Any siren, whistle, or bell lawfully used by emergency vehicles or any other alarm systems used in an emergency situation; provided, however, that burglar alarms not terminating within thirty (30) minutes after the responsible person has been notified, shall be unlawful.
- (c) Warning devices required by OSHA or any local, County, State or Federal safety regulations.
- (d) Agricultural and horticultural operations conducted in a reasonable manner on property.
- (e) Noise caused by any type of construction equipment while it is being used for the purpose for which it is designed and for which it was purchased, except during the hours from 11:30 P. M. to 6:00 A. M.

- (f) The operation of a race track and track approved racing equipment except between the hours of 11:30 P. M. and 12:00 Noon.
- (g) Any non town, county or public school-sponsored athletic event, except between the hours of 11:30 P. M. and 7:00 A. M.
- (h) Nothing herein shall be construed to hold a Landlord liable, responsible or in violation of this ordinance unless the Landlord sponsors or in any way participates in the activity that violates any provision of this Ordinance.
- (i) Pets and animals.

**Section 1-3. Penalties.**

Violation of any provision of this Ordinance shall constitute a misdemeanor and, upon conviction a violator shall be punishable by a fine of up to \$50.

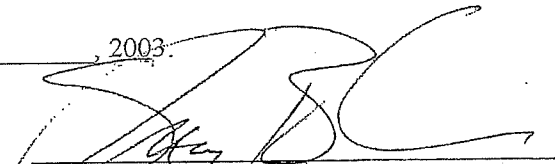
**Section 1-4. Injunctions.**

The violation of any provisions of this article shall be deemed, and is declared to be, a public nuisance, and may be subject to abatement summarily by a restraining order or injunction issued by a court of competent jurisdiction on motion or petition of any person.

Adopted this the 2<sup>nd</sup> day December 1991.

Section 1-1 (b) (3) was deleted on March 21, 1996 by board action.

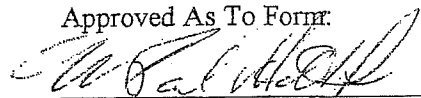
Amended the 20<sup>th</sup> day of May, 2003.

  
Stacy Buchanan, Chairman

  
Evelyn Baker, Clerk

(Seal)

Approved As To Form:

  
W. Paul Holt, County Attorney

