

ORDINANCE NO. 267A

Introduced by Commissioner Harold Gramson

AN ORDINANCE PROHIBITING UNNECESSARY AND UNUSUAL NOISES, PROVIDING PENALTIES AND DECLARING AN EMERGENCY.

THE CITY OF WARRENTON DOES ORDAIN AS FOLLOWS:

Section 1. UNNECESSARY NOISES GENERALLY. It shall be unlawful for any person to make, continue or cause to be made or continued any unnecessary or unusual noise between the hours of 7 a.m. and 9 p.m. which either annoys, injures or endangers the comfort, repose, health or safety of others, or to make, continue or cause to be made or continued between the hours of 9 p.m. and 7 a.m., whether in the operation of any machine or the exercise of any trade or calling or otherwise any noise **which** either annoys, injures or endangers the comfort, repose, health or safety of others, unless the making and continuing of the same be necessary for the protection or preservation of property or of the health, safety, life or limb of some person.

Section 2. UNNECESSARY NOISES IN PUBLIC PLACES. It shall be unlawful for any person to ring any hand bell, beat or strike any pan, pail or other like article, or sound any gong or blow any whistle or horn, or other than musical instruments when used as part of a band of music except to give necessary signals upon a street car, motor vehicle, motorcycle, bicycle or similar vehicle, or to hawk, cry or call out the sale of goods at auction or otherwise, or to gain passengers for any cab, hack, taxi or other vehicle, or to make, aid, continue, encourage or assist in making any other or unusual noise upon any street or other public place or in close proximity thereto so as to be distinctly and loudly audible upon any such street or place in the City of Warrenton.

Section 3. UNNECESSARY NOISES NEAR HOSPITALS. It shall be unlawful for any person by himself or the operation of any instrument, agency or vehicle to make any unnecessary or unseemingly noises within 150 feet of any portion of the grounds and premises on which is located a hospital or other institution reserved for the sick, or any school during school hours. The City shall place as many signs as it may deem

proper within or near the zones hereby created, calling attention to the prohibition against unnecessary noises within such zones.

Section 4. BLOWING STEAM WHISTLES. It shall be unlawful to blow any steam whistle except as follows: for an alarm of fire, upon locomotive engines, upon stationary engines in factories or other industrial establishments at the time beginning or quitting work in such establishments; upon vessels, crafts and floats for the purpose of giving only necessary marine signals.

Section 5. SIREN WHISTLES AND GONGS. It shall be unlawful for any person to carry or use upon any vehicle any gong or siren whistle similar to that used on ambulances or vehicles of the police and fire departments.

Section 6. METAL RAILS, PILLARS AND COLUMNS, TRANSPORTATION THEREOF. All rails, pillars or columns of iron, steel or other material, which are being transported over and along streets or other public places upon carts, drays, cars, trucks, or in any other manner shall be so loaded as to avoid causing any loud noises or disturbing the peace and quiet of such streets or other public places.

Section 7. BUILDING AND LOG DUMPING OPERATIONS AT NIGHT. It shall be unlawful for any person in conducting any building or log dumping operations between the hours of 9 p.m. and 7 a.m. to operate or use any pile driver, steam shovel, pneumatic hammer, derrick, steam or electric hoist or log dumping equipment or other apparatus, the use of which is attended by loud or unusual noise, except by written permission of the mayor and then only in case of emergency.

Section 8. NOISE FROM STEAM OR GASSES. It shall be unlawful to permit or cause the emission of steam or other gases if such emission cannot be done without the production of disturbing noises.

Section 9. MUFFLING BLOWERS, POWER FANS AND EXHAUST OF STATIONARY ENGINES. It shall be unlawful to operate or cause to be operated any noise creating blower or power fan or any internal combustion engine the operation of which causes noises due to the explosion of

operating gases or fluids unless the noise from such blower or fan is muffled and such engine is equipped with a muffler device sufficient to deaden such noises so that the same shall not cause annoyance to the public or disturb the rest and quiet of persons residing or occupying property near enough thereto to be annoyed by the unmuffled blower, fan or exhaust of any such engine.

Section 10. DEFINITION. The word "person" as used in this ordinance shall mean and include one or more persons of either sex, natural persons, corporations, partnerships, associations, joint stock companies, societies and all other entities capable of being sued.

Section 11. PENALTIES. Any person who shall violate any of the provisions of this ordinance, shall, upon conviction thereof, be punished by a fine of not less than \$1.00 or more than \$200.00, or by imprisonment for not more than 30 days, or by both such fine and imprisonment, and each day on which such violation continues shall constitute a separate offense.

Section 12. EMERGENCY. That inasmuch as this Ordinance is necessary for the immediate preservation of the public health, peace and safety of the people of the City of Warrenton an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect from ~~and~~ after its passage by the Commission and approval by the Mayor.

Passed by the Commission of the City of Warrenton this 19
day of July, 1948.

Approved by the Mayor of the City of Warrenton this 19
day of July, 1948.

F. M. Nilson
Mayor

ATTEST:

E. L. Baldwin
Auditor and Police Judge