

## **GENERAL NOISE ORDINANCE** 2024-07-22

BE IT ORDAINED by the Town Council of the Town of Snead, Alabama, as follows.

### **Section 1. The Town Code is hereby amended to include the following General Noise Ordinance:**

A. It is hereby declared a nuisance and shall be unlawful for any person to make, continue or cause to be made or continued any loud or excessive noise which unreasonably interferences with the comfort, health, safety of other persons within the town limits or jurisdiction of Snead, Alabama.

B. It is hereby declared a nuisance and shall be unlawful to operate or play any radio, musical instrument, or 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 player or operator of the device at a distance of fifty (50) feet from 10:30 PM until 7 AM the following morning.

C. It is hereby declared a nuisance and shall be unlawful to operate or play any radio, television, phonograph, musical instrument, or similar device which produces or reproduces sound, whether from a business or a residence, in which a manner as to be plainly audible at a distance of fifty (50) feet to any person in a commercial, residential, multi-family dwelling or public place from 10:30 PM until 7 AM the following morning.

### **Section 2. Exceptions**

A. Noting in this Ordinance shall be construed to prohibit special performances by a school band or orchestra, whether in a hall, building, or in the open air. However, this exception shall not apply to dances, parties, or other events conducted in any commercial location, residential location, multi-family dwelling or public place which remains subject to the provisions of Section 1.C. above. Any such event taking place shall only take place after the Town Council has issued a noise permit to the owner of such commercial location or the applicant, if such event is to take place in a public place, which is available for a fee to be established by the Town Council. In addition, such events taking place in commercial location or in a public place shall take place between the hours of 7:30 AM and 10:30 PM on each day of the week.

B. Nothing in this Ordinance shall be construed to prohibit the ringing of bells or chimes by churches within the town.

C. Nothing in this Ordinance shall be construed to prohibit any noises or sounds produced by radios, sirens, or other equipment attached to, or being operated by any police, fire, rescue, or other emergency vehicles or personnel.

D. Nothing in this Ordinance shall be construed to prohibit the conducting of live remote broadcast by duly licensed radio stations upon business premises, at the request of the owner of the business.

### **Section 3. Fireworks.**

Fireworks are prohibited within the town and its police jurisdiction after 10:30 PM, except for on:

A. New Years Eve, at which time fireworks must cease by 1 AM on New Years Day.

B. Official day of celebration for the 4<sup>th</sup> of July, at which time fireworks must cease by 1 AM on July 5<sup>th</sup>.

### **Section 4. Penalties for Violation of this Ordinance.**

A. A violation of this section shall be a violation and punishable by a fine, payable at the Snead Municipal Court and/or Snead Town Hall in the amount of \$250.

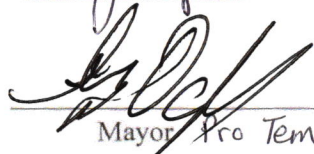
B. For a second offense, a person shall be deemed guilty of a violation and punishable by a fine, payable at the Snead Municipal Court and/or Snead Town Hall in the amount of \$500.

C. For any person violating this Ordinance who has two prior convictions under this Ordinance shall be guilty of a misdemeanor by a fine not to exceed \$\_\_\_\_\_ and shall not be issued any subsequent Noise Permits by the Town Council.

This Ordinance shall become effective upon its adoption and publication as required by law.

ADOPTED AND APPROVED this the 22<sup>nd</sup> day of July, 2024.

ATTEST:

  
\_\_\_\_\_  
Mayor Pro Tem