

level or pressure spectrum level of a sound as a function of frequency.

SOUND-LEVEL METER SHALL mean an instrument including a microphone an amplifier an output, and frequency weighting networks for the measurement of noise and sound levels in a specified manner.

SOUND PRESSURE LEVEL Sound pressure level in decibels of a sound shall mean twenty times the logarithm to the base ten of the ratio of the pressure of this sound to the references pressure, which reference pressure shall be explicitly stated.

SPECTRUM Spectrum of a function of time shall mean a description of its resolution into components, each of a different frequency.

MOTOR VEHICLES Motor Vehicles shall include, but not be limited to, mini-bikes and go carts.

SOUND AMPLIFYING EQUIPMENT Sound amplifying equipment shall mean any machine or device for the amplification of the human voice, music, or any other sound. Sound amplifying equipment shall not include standard automobile radios when used and heard only by the occupants of the vehicle in which the automobile radio is installed. Sound amplifying equipment, as used in this chapter, shall not include warning devices on authorized emergency vehicles or horns or other warning devices on any vehicle used only for traffic safety purposes.

SOUND TRUCK Sound truck shall mean any motor vehicle, or any other vehicle regardless of motive power, whether in motion or stationary, having mounted thereon, or attached thereto, any sound amplifying equipment.

COMMERCIAL PURPOSE Commercial purpose shall mean and include the use, operation, or maintenance of any sound amplifying equipment for the purpose of advertising any business or any goods, or any services, or for the purpose of attracting the attention of the public to or advertising for, or solicitation patronage or customers to or for any performance show, entertainment, exhibition, or event, or for the purpose of demonstrating any such sound equipment.

NONCOMMERCIAL PURPOSE Noncommercial purpose shall mean the use, operation, or maintenance of any sound equipment of other than a commercial purpose, Noncommercial purpose shall mean and include, but not be limited to, philanthropic, political, patriotic and charitable purpose.

SECTION II DECIBEL MEASUREMENT CRITERIA Any decibel measurement made pursuant to the provisions of this ordinance shall be based on a reference sound pressure of 0.0002 microbars as measured in any octave band with center frequency, in cycles per second, as follows: 63, 125, 250, 500, 1000, 2000, 4000, and 8000 or as measured with a sound level meter using the "A" weighting.

SECTION III SCHOOLS, HOSPITALS AND CHURCHES It shall be unlawful for any person to create any noise on any street, sidewalk, or public place adjacent to any school, institution, of learning, or church while the same is in use or adjacent to any hospital, which noise unreasonably interferes with the workings of such institution or which disturbs or unduly annoys patients in the hospital, provided conspicuous signs are displayed in such streets, sidewalk or public place indicating the presence of a school, church, or hospital.

## ARTICLE II SPECIAL NOISE SOURCES

### SECTION I RADIO, TELEVISION SETS, AND SIMILAR DEVICES

(a) Use restricted. It shall be unlawful for any person within any residential zone of the city to use or operate any radio receiving set, musical instrument, phonograph, television set or other machine or device for the producing or reproducing of sound (between the hours of 10:00 p.m. of one day and 7:00 a.m. of the following day) in such manner as to disturb the peace, quiet and comfort of neighboring residents or any reasonable person of normal sensitiveness residing in the area.

(b) Prima facie violation. Any noise exceeding the ambient noise level at the property line of any property (or, if a condominium or apartment house, within any adjoining apartment) by more than five decibels shall be deemed to be prima facie evidence of a violation of the provisions of this section.

SECTION II HAWKERS AND VENDERS It shall be unlawful for any person within the city to sell anything by outcry within any area of city zoned for residential uses, provided, however, this shall not include the auction of personal property or real estate by a licensed auctioneer employed by the owner thereof. The provisions of this section shall not be construed to prohibit the selling by outcry of merchandise, food, and beverages at licensed sporting events, parades, fairs, circuses, and other similar licensed public entertainment events.

SECTION III DRUMS-USE RESTRICTED It shall be unlawful for any person to use any drum or other instrument, or device of any kind for the purpose of attracting attention by the creation of noise within the city. This section shall not apply to any person who is a participant in a school band or duly licensed parade or who has been otherwise duly authorized to engage in such conduct.

SECTION IV ANIMALS AND FOWL No person shall keep or maintain, or permit the keeping of, upon any premises owned, occupied or controlled by such person any animal or fowl otherwise permitted to be kept which, by any sound, cry, or behavior, shall cause annoyance or discomfort to a reasonable person of normal sensitiveness in any residential neighborhood.

SECTION V MACHINERY, EQUIPMENT, FANS, AND AIR-CONDITIONING It shall be unlawful for any person to operate any machinery, equipment, pump, fan, air-conditioning apparatus, or similar mechanical device in any manner so as to create any noise which would cause the noise level at the property line of any property to exceed the ambient noise level by more than five decibels based on a reference sound pressure of 0.0002 microbars as measured in any octave band center frequency, in cycles per second, as follows: 63, 125, 250, 500, 1000, 2000, 4000, and 8,000 and for the combined frequency bands "A" band.

SECTION VI CONSTRUCTION OF BUILDINGS AND PROJECTS It shall be unlawful for any person within a residential zone, or within, a radius of five hundred feet therefrom, to operate equipment or perform any outside construction or repair work on buildings, structures, or projects or to operate any pile driver, steam shovel, pneumatic hammer, derrick, steam or electric hoist, or other construction type device except to perform emergency work between the hours of 10:00 p.m. of one day and 7:00 a.m. of the next day in such a manner that a reasonable person of normal sensitiveness residing in the area is caused discomfort or annoyance.