

ARTICLE 727
Noise

727.01 Loud, unnecessary noise prohibited.	727.02 Prohibited noises. 727.99 Penalty.
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CROSS REFERENCES

Preventing noises - see 3rd Class Sec. 2403(25) (53 P.S. Sec. 37403(25))
 Loud and unnecessary noises - see GEN. OFF. 713.01
 Sound trucks and bullhorns - see GEN. OFF. 713.03
 Vehicle horns and warning devices - see GEN. OFF. 713.06
 Music from taverns - see GEN. OFF. 713.07
 Noisy theater advertising - see GEN. OFF. 713.08

727.01 LOUD, UNNECESSARY NOISE PROHIBITED.

No person shall make, continue or cause to be made or continued any loud, unnecessary or unusual noise or any noise which either annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of others, within the City limits. (Ord. 14-1981 Sec. 1. Passed 4-29-81.)

727.02 PROHIBITED NOISES.

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

- (a) Horns, Signaling Devices, etc. The sounding of any horn or signaling device on any automobile, motorcycle, street car or other vehicle on any street or public place of the City, except as a danger warning; the creation by means of any such signaling device of any unreasonably loud or harsh sound; and the sounding of any such device for an unnecessary and unreasonable period of time. The use of any signaling device except one operated by hand or electricity; the use of any horn, whistle or other device operated by engine exhaust; and the use of any such signaling device when traffic is held up for any reason.
- (b) Radios, Phonographs, etc. The using, operating or permitting to be played, used or operated any radio receiving set, musical instrument, phonograph or other machine or device for the producing or reproducing of sound in such manner as to disturb the peace, quiet and comfort of the neighboring inhabitants or at any time with louder volume than is necessary for convenient hearing for the person or persons who are in the room, vehicle or chamber in which such machine or device is operated or who are walking or riding a motor vehicle or bicycle or other means of transportation on the public streets or highways and who are voluntary listeners thereto. The operation of any such set, instrument, phonograph, machine or device between the hours of 11:00 p.m. and 7:00 a.m. in such a manner as to be plainly audible at a distance of fifty feet from the building, structure, vehicle or property in which it is located shall be prima facie evidence of a violation of this section.

- (c) Loud Speakers and Amplifiers for Advertising. The using, operating or permitting to be played, used or operated of any radio receiving set, musical instrument, phonograph, loud speaker, sound amplifier or other machine or device for the producing or reproducing of sound which is cast upon the public streets for the purpose of commercial advertising or attracting the attention of the public to any building or structure except as permitted by law.
- (d) Yelling, Shouting, etc. Yelling, shouting, hooting, whistling or singing on the public streets, particularly between the hours of 11:00 p.m. and 7:00 a.m. or at any time or place so as to annoy or disturb the quiet, comfort or repose of persons in any office, or in any dwelling, hotel or other type of residence, or of any persons in the vicinity. *children (do not use nearby park)*
- (e) Animals, Birds, etc. The keeping of any animal or bird which, by causing frequent or long continued noise, shall disturb the comfort or repose of any persons in the vicinity.
- (f) Steam Whistles. The blowing of any locomotive steam whistle or steam whistle attached to any stationary boiler except to give notice of the time to begin or stop work or as a warning of fire or danger, or upon request of proper City authorities.
- (g) Exhausts. The discharge into the open air of the exhaust of any steam engine, stationary internal combustion engine, motor boat or motor vehicle except through a muffler or other device which shall effectively prevent loud or explosive noises therefrom.
- (h) Defect in Vehicle or Load. The use of any automobile, motorcycle or vehicle so out of repair, so loaded or in such manner as to create loud and unnecessary grating, grinding, rattling or other noise.
- (i) Loading, Unloading and Opening Boxes. The creation of a loud and excessive noise in connection with loading or unloading any vehicle or the opening and destruction of bales, boxes, crates and containers.
- (j) Construction or Repairing of Buildings. The erection (including excavating), demolition, alteration or repair of any building other than between the hours of 7:00 a.m. and 6:00 p.m. on weekdays and Saturdays, except in case of urgent necessity in the interest of public health and safety, and then only with a permit from the Building Inspector, which permit may be granted for a period not to exceed three days or less while the emergency continues and which permit may be renewed for periods of three days or less while the emergency continues. If the Building Inspector should determine that the public health and safety shall not be impaired by the erection, demolition, alteration or repair of any building or the excavation of streets and highways within the hours of 6:00 p.m. and 7:00 a.m., and if he shall further determine that loss or inconvenience would result to any party in interest, he may grant permission for such work to be done within the hours of 6:00 p.m. and 7:00 a.m., upon application being made at the time the permit for the work is awarded or during the progress of the work.
- (k) Schools, Courts, Churches and Hospitals. The creation of any excessive noise on any street adjacent to any school, institution of learning, church or court while the same are in use, or adjacent to any hospital, which 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 indicating that the same is a school, hospital or court street.

- (l) Hawkers and Peddlers. The shouting and crying of peddlers, hawkers, and vendors which disturbs the peace and quiet of the neighborhood.
- (m) Drums. The use of any drum or other instrument or device for the purpose of attracting attention by creation of noise to any performance, show or sale, except as permitted by law.
- (n) Transportation of Metal Rails, Pillars and Columns. The transportation of rails, pillars or columns of iron, steel or other material, over and along streets and other public places upon carts, drays, cars, trucks or in any other manner so loaded as to cause loud noises or as to disturb the peace and quiet of such streets or other public places.
- (o) Operation of Street Railway Cars. The causing, permitting or continuing of any excessive, unnecessary and avoidable noise in the operation of a street railway car. (Ord. 14-1981. Passed 4-29-81.)
- (p) Pile Drivers, Hammers, Etc. The operation of any pile driver, steam shovel, pneumatic hammer, derrick, steam or electric hoist or other appliances other than between the hours of 7:00 a.m. and 6:00 p.m. on weekdays and Saturdays, except in case of urgent in the interest of public health safety, and then only with a permit from the Building Inspector, which permit may be granted for a period not to exceed three days or less while the emergency continues and which permit may be renewed for periods of three days or less while the emergency continues. If the Building Inspector should determine that the public health and safety shall not be impaired by the operation of any pile driver, steam shovel, pneumatic hammer, derrick, steam or electric hoist or other appliances other than between the hours of 6:00 p.m. and 7:00 a.m., and if he shall further determine that loss or inconvenience would result to any party in interest, he may grant permission for such work to be done within the hours of 6:00 p.m. and 7:00 a.m., upon application being made at the time the permit for the work is awarded or during the progress of the work.
(Ord. 5-2011. Passed 5-25-11.)
- (q) Blowers. The operation of any noise-creating blower or 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 from such blower or fan is muffled and such engine is equipped with a muffler device sufficient to deaden such noise.
(Ord. 14-1981 §2. Passed 4-29-81.)

*Selling food
trafficking
loud car
radios*

727.99 PENALTY.

Whoever violates any provision of this article shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not more than three hundred dollars (\$300.00) or imprisoned not more than ninety days, or both.
(Ord. 14-1981 §3. Passed 4-29-81.)