

**AN ORDINANCE REPEALING AND REPLACING CHAPTER 210. OFFENSES; ARTIVLE V. OFFENSES CONCERNING PUBLIC PEACE; SECTION 201.750. NOISE RESTRICTIONS.**

WHEREAS, the Board of Aldermen for the City of Hallsville, Missouri desire to amend an ordinance regarding noise restrictions in order to preserve the public peace of the citizens of the City of Hallsville.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF HALLSVILLE, MISSOURI AS FOLLOWS:

1. SECTION 210.750 NOISE RESTRICTIONS IS HEREBY REPEALED AND REPLACED WITH NEW SECTION 210.750 AS FOLLOWS:
  - A. It shall be unlawful for any person to make, continue, or cause to be made or continued, any loud, excessive or unnecessary noise which either annoys, disturbs, injures or endangers the comfort, repose, health, safety or peace of others within the limits of the City.
  - B. It shall be unlawful for sound from audio equipment, such as tape players, radios, and compact disc players, to be operated at a volume as to be audible greater than 50 feet from the source, and if not operated upon the property of the operator.
  - C. Muffler cutouts shall not be used and no vehicle shall be driven in such manner or condition that excessive and unnecessary noise shall be made by its machinery, motor, signaling device or other parts, or any improperly loaded cargo.
  - D. It shall be unlawful to use any automobile, motorcycle or other vehicle so out of repair, so loaded or in such manner as to create loud and unnecessary grating, grinding, rattling or other noise.
  - E. The motors of all motor vehicles shall be fitted with properly attached mufflers of such capacity or construction as to quiet the maximum potential exhaust noise as completely as is done in modern gas engine passenger motor vehicles. Any cutout or opening in the exhaust pipe between the motor and the muffler on any motor vehicle shall be completely closed and disconnected from its operating lever, and shall be so arranged that it cannot automatically open or be opened or operated while such vehicle is in motion.
  - F. It shall be unlawful to use jake brakes within city limits. Sound created by the use of jake brakes is unnecessary within the city limits except when used in the event of an imminent danger or accident.
  - G. The acts described in this Section, among others, are declared to be loud, excessive and unnecessary noise in violation of this Section, but such enumeration shall not be deemed to be exclusive.
  - H. Every person who violates this Section shall be guilty of an ordinance violation and shall be punished, upon conviction, by a fine of not less than seventy-five dollars (\$75.00) and not more than five hundred dollars (\$500.00), by imprisonment in the

County Jail not to exceed fifteen (15) days, or by both fine and imprisonment.

2. This ordinance shall be in full force and effect from the date of its final passage and approval.

READ TWO TIMES AND PASSED THIS 13<sup>th</sup> DAY OF FEBRUARY, 2023.

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Logan Carter, Mayor

ATTEST:

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Kenyetta Ridgway-Sample, City Administrator/City Clerk