

## CHAPTER 19

### NOISE

#### SYNOPSIS

- 19.100 Noise Nuisance Declared Unlawful
- 19.200 Enumeration of Certain Unlawful Noise Nuisances (Amended 2008-04; 10-16-2008)
- 19.300 Offense (Amended 2000-01; 01/19/2000)

#### **SEC. 19.100 NOISE NUISANCE DECLARED UNLAWFUL**

Any unreasonably loud, disturbing, or unnecessary noise created or permitted within the City which causes distress, annoyance, discomfort or injury to any person of normal nervous sensibility in the neighborhood thereof, is declared to be a noise nuisance and is unlawful.

#### **SEC. 19.200 ENUMERATION OF CERTAIN UNLAWFUL NOISE NUISANCES**

The following acts are declared to be unlawful noise nuisances but this enumeration shall not be deemed to be exclusive:

##### 19.201 MECHANICAL NOISE

The operating or playing of any television set, radio, phonograph, stereophonic equipment, tape recorder, juke box, musical instrument or other device for sound reproduction, whether played by a person or operated by a mechanical device, in such manner or with such volume as to annoy or disturb any person of normal nervous sensibility in the neighborhood thereof.

##### 19.202 ANIMAL, FOWL OR BIRD NOISE

The keeping of any animal or fowl or bird which, by causing frequent or long continued noise, shall disturb the comfort and repose of any person of normal nervous sensibility in the neighborhood thereof.

##### 19.203 HORNS, SIRENS, OR SIGNAL NOISE

The continued or frequent sounding of any horn or signal device on any automobile, motorcycle, bus or other vehicle except as a danger or warning signal; the creation by means of any such signal device of any unreasonable loud or harsh noise for any unnecessary and unreasonable period of time.

##### 19.204 ENGINE NOISE

The running of any automobile, motorcycle, motor vehicle, other vehicle or engine so out of repair or so loaded or so operated as to create loud or unnecessary grating, grinding, jarring or rattling noise or vibration.

##### 19.205 UNMUFFLED EXHAUST NOISE

The discharge into the atmosphere of the exhaust of any steam engine, automobile, motorcycle, motor vehicle or boat engine except through a muffler or other device which will effectively prevent loud or explosive noises there from.

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19.206 HUMAN NOISES

The shouting, whistling, yelling, singing, hooting and crying of peddlers, hawkers, vendors, or other persons which disturbs the peace and quiet of the neighborhood.

19.207 CONSTRUCTION NOISE

Construction activities, including, without limitation, demolition, excavation, erection, fabrication, alteration, renovation and/or repair are permitted within the city limits of Olmos Park weekdays during the time between 7:00 a.m. and 6:00 p.m. Construction activities may also take place on Saturdays during the time between 9:00 a.m. and 5:00 p.m. provided such construction activities do not create noise that extends beyond the construction site to any residence within the single family residential districts. Construction activities are prohibited at all other times (save for a limited emergency repair requiring immediate attention to protect health and/or property). In the event of an extreme and urgent necessity that is in the interest of the public safety and/or convenience, construction activities may be conducted at other times only upon issuance of a permit by the Chief of Police of the City of Olmos Park, Texas, or any of his duly appointed and acting assistants or agents, expressly authorizing the performance of such construction activities at other specifically designated times, which permit may be renewed during the time such extreme and urgent necessity exists. (Amended 2008-04; 10-16-2008)

**SEC. 19.300 OFFENSE**

Any person, firm or corporation violating any provision of this Chapter shall be guilty of a misdemeanor. (Amended 2000-01; 01/19/2000)