

ORDINANCE

~~RESTRICTION OF NOISE DISTURBING ACTIVITIES~~

THE TOWN BOARD OF THE TOWN OF CLEVELAND, CHIPPEWA COUNTY, DOES HEREBY ORDAIN AS FOLLOWS:

The following Ordinance, Title 6, Chapter 1, is hereby adopted by the Town Board of the Town of Cleveland to be codified in the Town Code of Ordinances.

NOISE DISTURBING ACTIVITIES RESTRICTED

6-1-1 AUTHORITY

This Ordinance is adopted pursuant to the authority vested in the Town Board pursuant to the grant of Village Powers and in accord with § 61.34, Wis. Stats.

6-1-2 NOISES DISTURBING PUBLIC PEACE PROHIBITED.

A. No person shall make or allow to be made any noise tending to disturb the peace and quiet of persons in the vicinity thereof unless the making and continuing of the same cannot be prevented and is necessary for the protection and preservation of property or of the health, safety, life or limb of some person.

B. No person occupying or having charge of any building or premises, or any part thereof, shall cause, suffer or allow any loud, excessive or unusual noise in the operation or use of any mechanical or electrical device, instrument or machine, nor through any other means, which loud, excessive or unusual noise has the tendency to disturb the comfort, quiet or repose of persons therein or in the vicinity.

C. The use of loudspeakers or other sound amplification devices, machines or instruments, in connection with radios, phonographs, CD players, live music or live sound or noise producing activities, whether on public streets, highways or other public places or on private places or properties, shall not amplify sound or noise in such a manner that the sound or noise produced or conveyed thereby on any such street or highway or in any other public place or upon any private place or property and, if upon any private place or property, which amplified sound or noise extends beyond the boundaries thereof, is so loud as to endanger or injure the comfort, repose, health or safety of others.

D. The use of loudspeakers or other sound amplification devices, machines or instruments after 11 PM and before 6 AM in the Town of Cleveland is strictly prohibited.

E. For purposes of this Ordinance, "person" shall include natural persons, corporations, partnerships, sole proprietorships and all other forms of legal organization.

6-1-3 . PENALTY.

Any person violating the provisions of this Ordinance shall forfeit a sum of not less than \$ 50 nor more than \$ 200 for each offense, together with the costs of prosecution. Each day that a violation occurs shall constitute a separate offense.

This Ordinance shall take effect upon its adoption and publication as required by law.

Dated this 12th day of March, 2007.

TOWN OF CLEVELAND

BY: Charles J. Carrell
Charles Carrell, Chairperson

BY: Linda Laird
Linda Laird, Clerk