

#### **5.48.140 - Noise disturbances.**

- A. Notwithstanding any other provisions of this chapter and in addition thereto, it shall be unlawful for any person to willfully make or continue, or cause to be made or continued, any loud, unnecessary and unusual noise which disturbs the peace or quiet of any neighborhood or which causes discomfort or annoyance to any reasonable person of normal sensitiveness. The standard which may be considered in determining whether a violation of the provisions of this section exists may include, but not be limited to, the following:
1. The level of the noise;
  2. Whether the nature of the noise is usual or unusual;
  3. Whether the origin of the noise is natural or unnatural;
  4. The level and intensity of the background noise if any;
  5. The proximity of the noise to residential sleeping facilities;
  6. The nature and zoning of the area within which the noise emanates
  7. The density of the inhabitation of the area within which the noise emanates;
  8. The time of the day and night the noise occurs;
  9. The duration of the noise;
  10. Whether the noise is recurrent, intermittent or constant;
  11. Whether the noise is produced by a commercial or noncommercial entity;
  12. Whether the noise occurs on a weekday, weekend, or holiday.
- B. The City may issue a citation against the person, persons, or entity responsible for the noise including, but not limited to, the property owner or business operator on whose premises the noise originates.