

AN ORDINANCE ESTABLISHING DEFINITION OF OFFENSIVE NOISE; SETTING THE PENALTY FOR OFFENSIVE NOISE; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES:

WHEREAS, there is deemed to be a need to protect the citizens of the City of Conway from excessive and offensive noise.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS:

SECTION 1. It shall be unlawful for any person to 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 limits of the city.

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

1. **Horns, etc.** The sounding of any horn or device on any automobile, motorcycle, bus, or other vehicle while not in motion, except as a danger signal; the creation by means of any such signaling device of any unreasonable period of time.
2. **Radios, musical instruments, etc.** The playing of any radio or musical instrument or other musical device for producing or reproducing of sound, in such a manner or with such volume, particularly during the hours between 11:00 p.m. and 7:00 a.m., as to disturb the quiet or comfort of persons in any office, hospital or in any dwelling, hotel or other type of residence, or of any persons in the vicinity. The operation of any such instrument, 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 (50) feet from the building, structure or vehicle in which it is located shall be prima facie evidence of a violation of this ordinance.
3. **Singing, shouting, etc.** Yelling, shouting, 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 or comfort of persons in any office, hospital, or in any dwelling, hotel or other type of residence, or of any persons in the vicinity shall be prohibited.

PASSED this 22nd day of September, 1992.

APPROVED :

Richard A. Finley
MAYOR

ATTEST:

Martha Hartwick
CITY CLERK