

The Regular Meeting Of The Town Board Met In
The Town Hall August 8, 1967, 7:30 P.M.

All members of Board were present:

J. Paul Wilson, Mayor
Robert B. Jones, Commissioner
Woodrow Price, Commissioner

The first item of business to be discussed, a new bridge for the
Cane Creek road,

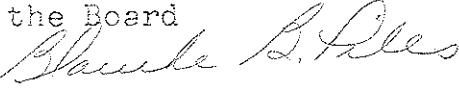
The Board went on record as favoring Roy Owenby's bid for the
work on the bridge, provided all specifications meet the approval
of the Board.

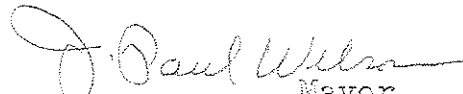
A Motion was made by Commissioner Jones and seconded by Commissioner
Price that the Town Board adopt the following Ordinance, Motion was
Unanimously carried.

The Ordinance was drawn up by the Town Attorney with approval by
the Attorney of the League of Municipalities of Raleigh, North
Carolina.

The Ordinance is included in these Minutes. The Ordinance relates
to all unnecessary and loud noises which disturb the peoples of the
Town.

No Other business the meeting adjourned with the approval of
the Board


Clerk


Mayor

August 8, 1967

AN ORDINANCE RELATING TO THE CREATION OF UNNECESSARY NOISE

Be it ordained by the Board of Commissioners of the Town of Lake Lure.

Section 1. UNNECESSARY NOISE. It shall be unlawful for any person, firm or corporation to create or assist in creating, permit, continue, or permit the continuance of any unreasonably loud, disturbing and unnecessary noise in the town. Noise of such character, intensity and duration as to be detrimental to the life or health of any individual is prohibited.

Section 2. NOISES EXPRESSLY PROHIBITED. The following acts, among others, are declared to be loud, disturbing and unnecessary noises in violation of this section, but said enumeration shall not be deemed to be exclusive, namely:

(1) The sounding of any whistle, horn or signal device or any device on any locomotive, automobile, motorcycle, bus or other vehicle while not in motion, except as a danger signal if another vehicle is approaching apparently out of control, or if in motion only as a danger signal after or as brakes are being applied and deceleration of the vehicle is intended; the creation by means of any such signal device of any unreasonably loud or harsh sound; and the sounding of such device for an unnecessary and unreasonable period of time; or the sounding of any such device for or as a part of any amusement device or operation, whether or not commercial in nature.

(2) The use of any gong or siren upon any vehicle, other than police, fire or other emergency vehicle.

(3) The use or operation of any piano, manual or automatic, phonograph, radio, loud speaker, or any other instrument, or sound amplifying devices so loudly as to disturb persons in the vicinity thereof, or in such a manner as renders the same a public nuisance provided, however, that upon application to the mayor, permits may be granted to responsible organizations to produce programs in music, speeches or general entertainment.

(4) The keeping of any animal or bird which by causing frequent or long continued noise shall disturb the comfort and repose of any person in the vicinity.

(5) The use of any automobile, motorcycle or other vehicle so out of repair, so loaded or in such manner as to create loud or unnecessary grating, grinding, rattling, or other noise.

(6) The blowing of any steam whistle attached to any stationary boiler except to give notice of the time to begin or stop work or as a warning of danger.

(7) The discharge into the open air of the exhaust of any steam engine, stationary internal combustion engine, motor vehicle except through a muffler or other device which will effectively prevent loud or explosive noises therefrom.

(8) The use of any mechanical device operated by compressed air unless the noise created thereby is effectively muffled and reduced.

(9) The erection (including excavation), demolition, alteration, or repair of any building in a residential or business district other than between the hours of 7 a.m. and 6 p.m., on weekdays, except in the case

(10) The creation of any excessive noise on any street adjacent to any school, institution of learning, or court while the same are in session, or within one hundred and fifty (150) feet of any hospital, which unreasonably interferes with the working of such institution, provided conspicuous signs are displayed in such streets indicating that the same is a school, court or hospital street.

(11) The creation of any excessive noise on Sundays on any street adjacent to any church, provided conspicuous signs are displayed in such streets adjacent to churches indicating that the same is a church street.

(12) The creation of loud and excessive noise in connection with loading or unloading any vehicle or the opening and destruction of bales, boxes, crates and containers.

(13) The sounding of any bell or gong attached to any building or premises which disturbs the quiet or repose of persons in the vicinity thereof.

(14) The shouting and crying of peddlers, barkers, hawkers, and vendors which disturbs the quiet and peace of the neighborhood.

(15) The use of any drum, loud speaker or other instrument or device for the purpose of attracting attention by creation of noise to any performance, show or sale or display of merchandise.

(16) The use of any mechanical loud speakers or amplifiers on trucks or other moving vehicles for advertising purposes or other purposes except where specific license is received from the Board of Commissioners.

(17) The conducting, operating or maintaining of any garage or filling station in any residential district so as to cause loud or offensive noises to be emitted therefrom between the hours of 11 p.m. and 7 a.m.

(18) The firing or discharging of a gun, squibs, crackers, gunpowder or other combustible substance in the streets or elsewhere for the purpose of making noise or disturbance, except by permit from the Board of Commissioners.

Section 3. PENALTY. Any person, firm or corporation violating any provision of this ordinance shall upon conviction be guilty of a misdemeanor and shall be punished in accordance with Section 14-4 of the General Statutes.