

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not use brackets for matter to be eliminated and do not use italics for new matter.

~~COUNTY~~
~~CITY~~ of Guilford
Town
~~VILLAGE~~
Local Law No. 2 of the year 1992

A local law Prevention of Unnecessary Noise Law
(Insert title)

Be it enacted by the Town Board of the
(Name of Legislative Body)

~~COUNTY~~
~~CITY~~ of Guilford as follows:
Town
~~VILLAGE~~

SECTION 1. TITLE

This law shall be known as Prevention of Unnecessary Noise Law.

SECTION 2. DECLARATION OF PURPOSE

- [A] It shall be unlawful for any person to make, continue or cause to be made or continued any unnecessary or unusual noise which harasses, annoys, injures or endangers the comfort, repose, health or safety of others in the community. Noise made in the operation of machinery or in the exercise of any trade or calling shall be exempted from this law, unless the noise that is made as a consequence of the same shall be of such nature that it constitutes harassment and constitutes a serious threat to the health, safety, life or limb of some person.
- [B] It shall be unlawful to operate any radio, television, phonograph, musical instrument, recording or reproducing system in such a manner and at such an intensity of volume as will disturb the peace and quiet of the neighborhood, particularly between the hours of 11:00 p.m. and 7:00 a.m. current time.
- [C] It shall be unlawful to permit or take part in unreasonably noisy or tumultuous party or gathering which disturbs the peace and quiet of the neighborhood, particularly between the hours of 11:00 p.m. and 7:00 a.m. current time.
- [D] It shall be unlawful to operate any motor vehicle, motorcycle, power lawnmower, engine or other equipment without adequate muffler, properly installed and maintained, so as to prevent excessive or unusual noise.
- [E] It shall be unlawful to build, erect, demolish, alter or repair a building, structure, or to operate equipment or appliances between the hours of 11:00 p.m. and 7:00 a.m. current time, in such a manner as to produce a continuous noise so that it results in harassment and undue disturbing of the peace and quiet of the neighborhood.

- [F] It shall be unlawful to operate or permit to be operated "Juke Boxes", nickleodeons or any similiar apparatus or contrivance for the playing of music in any dance hall, bar, hotel, restaurant or any public place between the hours of 1:00 a.m. and 7:00 a.m. current time, in such a manner so as to cause said noise of said "music" to expand and be heard at a distance greater than one hundred (100) feet from the building from which it is emitted, in such a manner as to be so loud as to be considered a harassment that unduly disturbs the peace and quiet of the neighborhood.

SECTION 3. VIOLATIONS AND PENALTIES AND PROCEDURES

- [A] A violation of this section shall be accompanied by a signed and verified complaint duly stating the facts and circumstances of the alleged violation and punishable by a fine not to exceed \$100.
- [B] Violators of this law may be subject to a restraining order in addition to the fine.
- [C] A second violation of this local law shall be punishable by a fine of not more than \$250.00 and/or a term of jail not to exceed ten (10) days.

(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein which is not applicable.)

(Final adoption by local legislative body only.)

1. I hereby certify that the local law annexed hereto, designated as local law No.2..... of 19..92...

~~County~~
of the ~~City~~ of Guilford..... was duly passed by Town Board
Town (Name of Legislative Body)
~~Village~~
on July 8th 19..92 in accordance with the applicable provisions of law.

(Passage by local legislative body with approval or no disapproval by Elective Chief Executive Officer or repassage after disapproval.)

2. I hereby certify that the local law annexed hereto, designated as local law No. of 19.....

County
City
of the Town of was duly passed by (Name of Legislative Body)
Village
on 19..... not disapproved by the
repassed after disapproval Elective Chief Executive Officer
and was deemed duly adopted on 19....., in accordance with the applicable provisions of law.

(Final adoption by referendum.)

3. I hereby certify that the local law annexed hereto, designated as local law No. of 19.....

County
City
of the Town of was duly passed by the (Name of Legislative Body)
Village
on 19..... not disapproved by the
repassed after disapproval Elective Chief Executive Officer
on 19..... Such local law was submitted to the people by reason of a
mandatory referendum and received the affirmative vote of a majority of the qualified electors voting
permissive general
thereon at the special election held on 19....., in accordance with the appli-
cable provisions of law.

(Subject to permissive referendum and final adoption because no valid petition filed requesting referendum.)

4. I hereby certify that the local law annexed hereto, designated as local law No. of 19.....

County
City
of the Town of was duly passed by the (Name of Legislative Body) on
Village
..... 19..... not disapproved by the on
repassed after disapproval Elective Chief Executive Officer
..... 19..... Such local law being subject to a permissive referendum and no
valid petition requesting such referendum having been filed, said local law was deemed duly adopted on
..... 19....., in accordance with the applicable provisions of law.

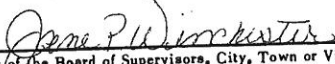
*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or if there be none the chairman of the board of supervisors, the mayor of a city or village or the supervisor of a town, where such officer is vested with power to approve or veto local laws or ordinances.

(City local law concerning Charter revision proposed by petition.)

5. I hereby certify that the local law annexed hereto, designated as local law No. of 19..... of the City of..... having been submitted to referendum pursuant to the provisions of § 36 of the Municipal Home Rule Law and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the ^{special} election held on the 19 became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph above.


Clerk of the Board of Supervisors, City, Town or Village Clerk or Officer
designated by Local Legislative Body

Jane P. Winchester, Town Clerk

Date: July 8, 1992

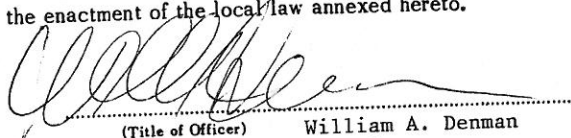
(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK

COUNTY OF CHENANGO

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.


(Title of Officer)

William A. Denman

~~XXXX~~
County

Town Attorney

~~City~~
City

Guilford

~~Town~~
Town

~~Village~~
Village

Dated: July 8, 1992