

# **VILLAGE OF ALFRED, NEW YORK**

## **LOCAL LAW NO. 5 - 2012 – ANTI - NOISE LAW**

Be it enacted by the Board of Trustees of the Village of Alfred as follows:

### **SECTION ONE - PURPOSE**

It is hereby declared to be the policy of the Village of Alfred to prevent excessive, unnecessary or unusually loud noise. It is further declared that the provisions and prohibitions hereinafter contained and enacted are in pursuance of and for the purpose of preserving, protecting and promoting the public health, comfort, convenience, safety, welfare and the peace and quiet of the Village of Alfred and its inhabitants.

### **SECTION TWO – DEFINITION**

As used in the local law, the following terms shall have the meaning indicated:

**PERSON:** Any individual, partnership, company, public or private corporation, association, firm, organization, political subdivision, governmental agency, administration or department, municipality, trust, state or any other legal entity whatsoever.

### **SECTION THREE – PROHIBITED CONDUCT**

No person shall operate or permit to be operated any mechanical or electronic device for the production or amplification of sound in such a way that it produces unnecessary noise.

### **SECTION FOUR – PRESUMPTIONS**

It shall be presumptive evidence that this local law has been violated if the sound in question is audible beyond the property line of the premises where it originates after the hour of ten o'clock p.m. and before the hour of eight o'clock a.m.; or is where it emanates at any other time.

### **SECTION FIVE – EXEMPTIONS**

The provisions of this local law shall not apply to the following:

- A. Devices locate on church property and used by a church.
- B. The Alfred University Carillon.
- C. Carillons and other devices designed to chime the hour.
- D. Sound production devices used in connection with athletic competitions or recreational events conducted on public or municipal athletic fields, stadiums, or in public places.

### **SECTION SIX – PENALTIES**

A violation of this local law shall be punishable by a fine of not less than one hundred fifty nor more than five hundred dollars or by imprisonment for a term not exceeding fifteen days or both such fine and imprisonment.

Passed on the 10<sup>th</sup> day of July, 2012.