

Ordinance No. 68

AN ORDINANCE PROHIBITING UNREASONABLE, LOUD, DISTURBING AND UNNECESSARY NOISES, ESTABLISHING A PENALTY NOT TO EXCEED FIVE HUNDRED DOLLARS (\$500.00) FOR VIOLATION OF THIS ORDINANCE, PROVIDING FOR PUBLICATION AND ORDANING OTHER MATTERS RELATED TO THE FOREGOING

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF INDIAN LAKE, TEXAS:

SECTION 1. That the creation of any unreasonable, loud, disturbing, and unnecessary noises in the Town is hereby prohibited. Noises of such character, intensity, and duration as are hereby reasonably calculated to be detrimental to the life or health of any ordinary reasonable person are hereby prohibited.

SECTION 2. That the following acts, among others, are declared to be loud, disturbing, and unnecessary noises in violation of this ordinance; provided, however, that such enumeration shall not be construed to be exclusive to other noises, to-wit:

(1) Horns and Signal Devices

The sounding of any horn or signal device on any automobile, motorcycle, bus, or other vehicle, except as a warning or danger signal, the creation by means of any such signal device of any unreasonably loud or harsh sound, and the sounding of such device for any unnecessary and unreasonable period of time, except as the same may be used to authorize emergency vehicles while on emergency calls, or as may be otherwise required while on duty, shall be deemed as unnecessary noise.

(2) Radios, Tape Players, Phonographs, Compact Disc Players, Amplifiers, Television Sets or Other Electronic Devices, And Musical Instruments

The playing of any radio, phonograph, tape player, compact disc player, amplifier, television set or other electronic device, or any musical instrument in such a manner, or with such volume, particularly between the hours of 7:00pm and 7:00am, so as to create a noise such as reasonably calculated to disturb a person of ordinary disposition under the same or similar circumstances, residing in a dwelling or other type of residence in the vicinity shall be deemed a violation of this Ordinance.

(3) Automobiles and Motorcycles

The use of any automobile, motorcycle, or other vehicle so out of repair, or loaded or operated in such a manner as to create loud or unnecessary noises, such as spinning or squealing of tires, grating, grinding, rattling, or other noises, shall be deemed a violation of this Ordinance.

(4) Building and Demolition Procedures

The erection (including excavation), demolition, alteration, or repair of any building in a residential or business district other than between the hours of 7:00am and 9:00pm, except in case of urgent necessity in the interest of public safety and then only with a permit from the Town, shall be deemed a violation of this Ordinance.

(5) Shouting, Singing or Crying

The shouting, singing or crying of peddlers, hawkers, solicitors, vendors, individuals or groups which disturbs the quiet and peace of the neighborhood shall be deemed unnecessary noise and a violation of this Ordinance.

(6) Drums, Loudspeakers, Etc.

The use of any drum, amplifier, loudspeaker, or other instrument or device for the purpose of attracting attention of the general public by creation of a loud, unreasonable and disturbing noise shall be deemed


unnecessary noise and a violation of this Ordinance. The use of loudspeakers and amplifiers on trucks or other noise, except where specific license is granted by the City, shall be deemed unnecessary noise and a violation of this Ordinance.

SECTION 3. That any person violating any of the provisions of this Ordinance shall, upon a conviction, be fined any sum of not less than one dollar (\$1.00) and not more than five hundred dollars (\$500.00) for each offense; and each and every day that the provisions of this Ordinance are violated shall constitute a separate and distinct offense. In addition to said penalty provided for, the Town shall have the right to bring suit in such court or courts having jurisdiction hereof and obtain such remedies as may be available at law.

SECTION 4. The Town Secretary of the Town of Indian Lake is hereby authorized and directed to cause a true and correct copy of the caption of this Ordinance to be published in a newspaper having a general circulation in the Town of Indian Lake, Texas.

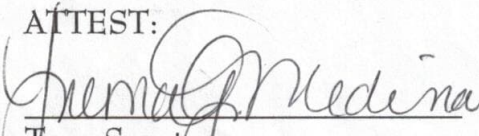
PASSED, APPROVED, AND ADOPTED, this the 17th day of September, 2001.

TOWN OF INDIAN LAKE



Mayor

ATTEST:



Town Secretary

ORDINANCE No. 68-A

**AN ORDINANCE AMENDING SECTION 1 AND SECTION 3 OF
ORDINANCE NUMBER 68 OF THE TOWN OF INDIAN LAKE,
TEXAS.**

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF
ALDERMEN OF THE TOWN OF INDIAN LAKE THAT:**

**Section 1 and Section 3 of Ordinance No. 68 of the Town of Indian
Lake, Texas are hereby amended to reflect as follows:**

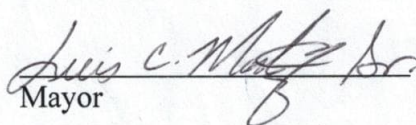
SECTION 1: That the creation of any unreasonable, loud, disturbing, and unnecessary noises in the Town is hereby prohibited. Noises of such character, intensity, and duration as are hereby reasonably calculated to be detrimental to the life or health of any ordinary reasonable person are hereby prohibited.

Decibel Level Standard – The decibel level is established as follows: 63 decibels during daytime and 56 during the nighttime. This standard prohibits noise that exceeds set decibel thresholds. Noise is measured with a decibel meter.

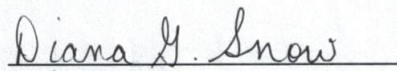
Daytime is defined as the hours between 7:00am and 9:00pm. Any sound that exceeds the decibel thresholds as defined above is considered a violation of this ordinance.

SECTION 3: Violation of this ordinance is a Class C Misdemeanor and shall be punishable by a fine not to exceed \$500.00. In addition to said penalty provided for, the Town shall have the right to bring suit in such court or courts having competent jurisdiction and obtain such remedies as may be available by law.

PASSED AND APPROVED THIS 10TH DAY OF APRIL, 2007.


Mayor

ATTEST:


Town Secretary