

KEENE TOWNSHIP ORDINANCE # 3-14-95-2
ANTI-NOISE AND PUBLIC NUISANCE ORDINANCE
ADOPTED 3-14-95

An ordinance to secure the public health, safety and general welfare of the residents and property owners of Keene Twp., Ionia County, Michigan, by violation thereof and to repeal ordinances of parts of ordinances in conflict therewith.

TOWNSHIP OF KEENE, IONIA COUNTY, MICHIGAN ORDAINS;
SECTION I

TITLE

This ordinance shall be known and cited at the Township Anti-Noise and public Nuisance Ordinance.

SECTION II

ANTI NOISE REGULATIONS

- A. GENERAL REGULATIONS: No person, firm or corporation shall cause or create any unreasonable or unnecessarily loud noise or disturbances, injurious to health, peace or quiet of the residents and property owners of the township.
- B. SPECIFIC VIOLATIONS: The following noises and disturbances are hereby declared to be a violation of this ordinance, provided, however, that the specifications of the same is not thereby to be construed to exclude other violations of this ordinance not specifically enumerated.
 - 1. The playing of any radio, phonograph, television, or other electronic or mechanical sound producing device including any musical instrument in such a manner or with such volume as to unreasonably upset or disturb the quiet, comfort or repose of other persons.
 - 2. Yelling, shouting, hooting or singing at any time or place as to unreasonably upset or disturb the quiet, comfort or repose of any other persons.
 - 3. The emission or creation of any excessive noise which unreasonably interferes with the operation of any school, church, hospital, or court.
 - 4. The keeping of any animal, bird, or fowl, which emanated frequent or extended noise which shall unreasonably disturb the quiet, comfort or repose of any person in the vicinity such as allowing or permitting any dog to bark repeatedly in an area where such barking can be clearly heard from nearby residential property .
 - 5. The operation of any automobile, motorcycle or other vehicle so out of repairs or so loaded or constructed as to cause loud and unnecessary grating, grinding, rattling, or other unreasonable noise including the noise resulting from exhaust which is clearly audible from nearby properties and unreasonable disturbing to the quiet, comfort or repose of other persons. The modification of any noise abatement device or engine, or the failure to maintain same so that the noise emitted by such vehicle as originally manufactured shall be in violation of this section.

6. The sounding of any horn or device on any motor vehicle unless necessary to operate said vehicle safety or as required by the Michigan Motor Vehicle Code.
 7. The discharging outside of any enclosed building of the exhaust of any steam engine, internal combustion engine, motor vehicle, or motor boat engine except through a muffler or other similar device which will effectively prevent loud or explosive noises. The modification of any noise abatement device or any motor vehicle or engine, or the failure to maintain same so the noise emitted by such vehicle as originally manufactured shall be in violation of this section.
 8. The use of any drum, loudspeaker, or other instrument or device for the purpose of attracting attention to any performance, show, display or other commercial purpose with by the creation of such noise, shall be unreasonably disturbing to other persons in the vicinity.
 9. The operation of any race track, proving ground, testing area or obstacle course for motor vehicles, motorcycles, boats, racers, automobiles or vehicles of any kind or nature in any area of the Township where the noise emanating therefrom would be unreasonably disturbing and upsetting to other persons in the vicinity.
- G. EXCEPTIONS: None of the prohibitions, here in before shall apply to the following.
1. Any police vehicle, ambulance, fire engine or emergency vehicle while engaged in necessary emergency activities.
 2. Warning devices emitting sound for warning purposes as authorized by law.
 3. Any agriculture or related seasonal type work that is of a timely nature, such as timbering, home construction, excavation, and other necessities is exempt, providing the operator uses judgment concerning time of day, and noise from machinery in relationships neighboring dwellings.

SECTION III

VALIDITY:

The several provisions of this ordinance are declared to be separate, if any court of law shall hold that any section or provision thereof is invalid, such holding shall not affect or impair the validity of any other section or provision of this ordinance.

SECTION IV

PENALTIES:

Any person, firm or corporation found violating the provisions of this ordinance, shall upon conviction, be punished by a fine of not to exceed \$500.00 or by imprisonment not to exceed 90 days, or by both such fine and imprisonment, at the discretion of the court. Each day that a violation shall continue is to constitute a separate offense. Provisions of this ordinance may also be enforced by suit for injunction, damages or other appropriate legal action.

SECTION V

EFFECTIVE DATE:

This ordinance shall take effect on 3-21-95. All other ordinances of Keene Township or parts of other ordinances which are in conflict herewith are hereby repealed.

(Note - Original has signatures)

Philip L Jones

KEENE TOWNSHIP PLANNING COMM.

DATE 3-14-95

Jean Burton - Clerk

Ernest Blasher - Supervisor

KEENE TOWNSHIP BOARD

DATE 3-14-95