

# MILAN TOWNSHIP NOISE ORDINANCE

**Ord. No. 23;**

**Date of Adoption: June 14, 2012**

An Ordinance making unreasonable noises or disturbances unlawful, defining the same, establishing lawful exceptions, establishing penalties for violations of the provisions of this Ordinance as well as severability of the provisions of this Ordinance.

## MILAN TOWNSHIP ORDAINS:

### **Section 1. Title.**

This Ordinance shall be known and referred to as the "Milan Township Noise Ordinance."

### **Section 2. Regulations.**

A. No person, firm, corporation or entity shall cause or create any unreasonable or improper noise or disturbance, injurious to the health, peace or quiet of the residents and property owners of the Milan Township.

B. The following noises and disturbances are hereby declared to be a violation of this Ordinance, provided, however, that the specification of the same is not thereby to be construed to exclude other violations of this Ordinance not specifically enumerated:

- (1) The constant sounding of any horn or signal device on any automobile, truck, motorcycle, bus, or other motor vehicle for any purpose other than to avoid an accident or collision.
- (2) The playing of any radio, stereo, boom box, CD player, or any musical instrument in such a manner or with such volume as to annoy or disturb the quiet, comfort or repose of other persons.
- (3) Yelling, shouting, screaming, hooting or singing on the public streets or at any time or place so as to annoy or disturb the quiet, comfort or repose of other persons.
- (4) The operation of any automobile, truck, motorcycle, bus or other motor vehicle so as to cause loud and unnecessary grating, grinding, rattling, exhaust noise, or other noise disturbing to the quiet, comfort, or repose of other persons.
- (5) 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 resulting therefrom.
- (6) The erection, excavation, demolition, alteration, or repair of any building or premises in any platted residential district or section of the Township, including the streets and highways therein, in such a manner as to emanate noise or disturbance unreasonably annoying to other persons, other than between the hours of 7:00 a.m. and 7:00 p.m. except in cases of urgent necessity in the interest of public health and safety, upon receipt of a permit therefore from the building inspector of the Township, which permit shall limit the period that the activity may continue.
- (7) The emission or creation of any excessive noise on any street which unreasonably interferes with the operation of any school church, hospital or court.
- (8) The creation of any loud or excessive noise, unreasonably disturbing to other persons in the vicinity in connection with the loading or unloading of any vehicle, trailer, box car, or other carrier, or in connection with the opening or destruction of bales, boxes, crates or other containers, between the hours of 9:00 p.m. and 7:00 a.m..

(9) The use of any loudspeaker or other device for the purpose of attracting attention to any performance, show, sale or display of merchandise which, by the creation of such noise, shall be unreasonably disturbing to other persons in the vicinity.

(10) The operation of any race track, proving ground, testing area, or obstacle course for motorcycles, motor vehicles, boats, racers, automobiles or vehicles of any kind or nature in any area of the Township where the noise emanating there from would be unreasonably disturbing and annoying to other persons in the vicinity.

(11) To permit any animal unreasonably to cause annoyance, alarm or noise disturbance at any time of the day or night by repeated barking, whining, screeching, howling, braying or other like sounds, which may be clearly heard beyond the boundaries of the animal owner's real property.

C. None of the prohibitions herein before enumerated shall apply to any of the following:

(1) Any police, vehicle, ambulance, fire engine or emergency vehicle while engaged in necessary emergency activities.

(2) Excavation or repair of bridges, streets, or highways by or on behalf of Milan Township, State of Michigan, or County of Monroe.

(3) Any activity or function permitted, sanctioned or conducted by a governmental unit, public school, or a private school properly licensed by the State of Michigan.

(4) Any public emergency warning system while engaged in the testing of said system.

### **Section 3. Severability.**

The several provisions of this Ordinance are declared to be separate and the holding of any court that any section or provision thereof is invalid shall not affect or impair the validity of any other section or portion.

### **Section 4. Penalties for Violation.**

Any person, firm, corporation, or entity found violating any of 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 shall constitute a separate offense. The provisions of this Ordinance may also be enforced by an action for injunction, damages, or other appropriate legal action.

### **Section 5. Ordinance Availability.**

Copies of this Ordinance may be purchased or inspected at the Milan Township Offices, 16444 Cone Road, Milan, Michigan.

### **Section 6. Publication and Effective Date.**

This Ordinance shall be published in a newspaper of general circulation in Milan Township and shall become effective thirty (30) days after publication.

This Ordinance was adopted at a regular meeting of the Milan Township Board held on June 14, 2012, all members of the Board being present and all voting in favor thereof.

Margaret Rock  
Milan Township, Clerk

Attested: Phil Heath  
Supervisor