**ORDINANCE NO.** 23-2

AN ORDINANCE REGULATING NOISE

**WHEREAS,** the generation of excessively loud sound may infringe upon the rights of property owners and others to the peaceful and quiet enjoyment of their property;

**WHEREAS,** the production of excessively loud sound may pose a danger to the public by preventing drivers and pedestrians from hearing emergency vehicles or audible sounds from other drivers, and by distracting drivers and pedestrians from public dangers;

**WHEREAS,** prolonged exposure to high decibel levels of sound can result in damage;

**WHEREAS,** the citizens of the Town of Corunna have expressed gratitude and appreciation for the opportunity for quiet enjoyment of property in the Town of Corunna;

**WHEREAS,** an integral part of maintaining the high quality of life of the Town of Corunna certain noises are odious and offensive;

**WHEREAS,** unnecessary and undesirable noises within the Town of Corunna are a nuisance;

**WHEREAS,** in order to eliminate the nuisance, it is necessary for the Town of Corunna to adopt an ordinance restricting and prohibiting unnecessary and undesirable noises;

**NOW, THEREFORE, BE IT ORDAINED** by the Town Council of the Town of Corunna, DeKalb County, Indiana, as follows:

(a) The making of, continuing or causing or aiding to be made or continued any loud, unnecessary or unusual noises which either annoy, injure or endanger the comfort, repose, health or safety of others, unless the making or continuing thereof is necessary for the protection of property, or the health or safety of life or limb of any person, is hereby declared to be unlawful and a public nuisance. The following acts are declared to be violations of this section, but such list shall not be deemed as exclusive:

(1) The sounding of any horn, signal device or attachment on automobiles, motorcycles, bicycles, trucks, buses or other vehicles, except as a necessary warning of danger to persons or property;

(2) The creation of grating, screeching, grinding, squeaking, loud reports or shots, or other noises in the use of automobiles, motorcycles or other vehicles, or appurtenances attached thereto;

(3) The creation of loud noises by the manipulation, handling and playing of musical instruments, except in conjunction with authorized parades or public functions, a permit for which has been issued by the Town;

(4) The keeping of any animal, bird or fowl which by causing frequent or continued

noise or odor shall disturb the comfort or repose of persons in any dwelling, apartment house or residence;

(5) The creation of noise by any radio, phonograph or musical instrument, or the making of any loud, unnecessary or boisterous noises at any hour of the day.

(6) It shall be unlawful for any person to use, ignite or discharge or permit to be used, ignited or discharged any type of fireworks within the limits of the city, except that consumer fireworks may be used, ignited or discharged on the following dates and at the times provided in SEA 9, P.L. 177-2007, and subject to all rules adopted by a state agency concerning the use of fireworks:

a. Between the hours of 5:00 p.m. and two (2) hours after sunset on June 29, June 30, July 1, July 2, July 3, July 5, July 6, July 7, July 8, and July 9;

b. Between the hours of 10:00 a.m. and 12:00 midnight on July 4; and

c. Between the hours of 10:00 a.m. on December 31 and 1:00 a.m. on January 1.

All terms of this ordinance shall have the same meaning as defined in SEA 9, P.L. 177-2007.

Approval of exceptions for special events may be granted by the Town Council of the Town of Corunna upon advance written application to the council, which approval may be subject to such conditions and restrictions as the council may determine.

(b) The penalty for a violation under this ordinance for the first offense thereof shall be punished by a fine of one hundred dollars ($100.00); second offense shall be punished by a fine of five hundred dollars ($500.00); subsequent offenses not less than five hundred dollars ($500.00) but not to exceed two thousand five hundred dollars ($2,500.00).

This Ordinance shall be in full force and effect from and after its passage and publication required by law.

**PASSED AND ADOPTED** by the Town Council of the Town of Corunna, Indiana, at a regular meeting, on the 14th day of June, 2023.

Tresa Bishop

Tresa Bishop

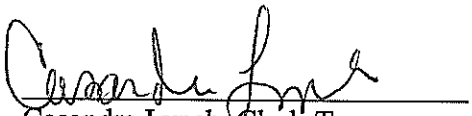
Lori Hyde

Lori Hyde

Mike Mayberry

Mike Mayberry

ATTEST:



Casandra Lynch, Clerk-Treasurer