

Local Law No. 3 of 2018
Town of Romulus, County of Seneca

A LOCAL LAW REGULATING UNREASONABLY LOUD OR DISTURBING
NOISES IN THE TOWN OF ROMULUS

Pursuant to New York Town Law Section 130(11), the Town Board of the Town of Romulus hereby enacts as follows:

Section 1. Title

This local law shall be known as the "Local Law Regulating Unreasonably Loud Or Disturbing Noises In The Town Of Romulus."

Section 2. Purpose and Intent

The purpose of this ordinance is to prevent the making, creation or maintenance of excessive, unnecessary, unnatural or unusually loud noises, which are prolonged, unusual and unnatural in their time, place and use and which are a detriment to public health, peace, welfare or good order.

Section 3. General Prohibition

- A. Unnecessary or Unreasonable Noise shall mean any excessive or unusually loud sound which, at the boundary line of the property from which the sound emanates, either annoys, disturbs, injures, or endangers the comfort, repose, health, peace or safety of a reasonable person of normal sensibilities, or which causes injury to animal life or damages to property or business.
- B. No person shall make, continue, cause, or suffer or permit to be made or continued, and the owner and the person in control of a motor vehicle and the person in control of a premises shall not suffer nor permit to be made or continued, any Unnecessary or Unreasonable Noise between the hours of 10:00 p.m. and 8:00 a.m. from Sunday through Thursday and the hours of 11:00 p.m. and 8:00 a.m. on Friday and Saturday.
- C. No person shall create any Unnecessary or Unreasonable Noise on any street, sidewalk or public place adjacent to any school, institution of learning, court or church while the same is in use or adjacent to any hospital while medical services, including counseling, are being provided.

Section 4. Exemptions

The following activities shall be exempt from the General Prohibitions set forth in Section 3:

- A. Sound agricultural practices as determined by New York Agriculture & Markets Law Section 308.
- B. Governmental and municipal operations and activities of the Town of Romulus, the County of Seneca, the State of New York, and the United States of America and private contractors acting pursuant to a contract with such governmental entities.
- C. All snow removal activities.

Section 5. Penalties for offenses

- A. Any person violation any of the provisions of this article as defined herein shall be guilty of a violation and, upon conviction thereof, shall be liable for a fine not to exceed \$250 or imprisonment not to exceed 15 days, or both.
- B. Each day that such Unnecessary or Unreasonable Noise is found to have been produced shall constitute a separate violation.
- C. The Town Board may maintain an action or proceeding in the name of the Town in a court of competent jurisdiction to compel compliance with or restrain by injunction the violation of this law.

Section 6. Effective Date

- A. This Local Law shall take effect immediately when it is filed in the Office of the Secretary of State in accordance with section 27 of the Municipal Home Rule Law.
- B. Upon such filing, the prior Town of Romulus Noise Ordinance, adopted by the Town Board on June 20, 2001 shall be repealed and replaced by this local law.