



# City of Grand Island

Tuesday, February 22, 2005

Council Session

## Item F6

**#8958 - Consideration of Amendments to Chapter 20 of the City Code Relative to Noise**

*This item relates to the aforementioned Ordinance Item F-2.*

Staff Contact: Doug Walker

ORDINANCE NO. 8958

An ordinance to amend Chapter 20 of the Grand Island City Code; to amend Section 20-1 pertaining to Disturbing the Peace; to add Section 20-19 pertaining to Volume Control; to repeal Section 20-1 as now existing, and any ordinance or parts of ordinances in conflict herewith; and to provide for publication and the effective date of this ordinance.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA:

SECTION 1. Section 20-1 of the Grand Island City Code is hereby amended to read as follows:

**§20-1. Disturbing the Peace**

(1) It shall be unlawful for any person to disturb the peace and quiet of any other person by loud noise, music, or language, by fighting or threatening to fight, or by any other offensive action. It shall be unlawful for any person in legal possession or charge of a residence or other private property to permit, or by inaction allow other persons on the premises to disturb the peace jointly or severally by loud noise, music, or language.

~~(2) It shall be unlawful for any person to operate any radio, tape player, compact disc player, stereophonic sound system, or similar device which reproduces or amplifies radio broadcasts, or musical recordings, in or upon any street, alley, or other public place in such a manner as to be audible to other persons in such public place more than fifty (50) feet from the source.~~

SECTION 2. Section 20-19 is hereby added to the Grand Island City Code to read as follows:

**§20-19. Volume Control**

No person shall play, use, operate or permit to be played, used or operated, any radio, tape recorder, cassette player, compact disc (CD) player, or other machine or device for reproducing sound, if it is located in or on any public property, including any public street, highway, building, sidewalk, park or thoroughfare; or any motor vehicle on a public street, highway or public space unless the volume of amplified sound shall be so controlled that it will not be audible for a distance in excess of one hundred (100) feet from the source and so that the volume is not unreasonably great and the noise, raucous, jarring, disturbing or a nuisance to persons within the area of audibility.

SECTION 3. Section 20-1 as now existing, and any ordinances or parts of ordinances in conflict herewith be, and hereby are, repealed.

Approved as to Form	☐ _____
February 16, 2005	☐ City Attorney

ORDINANCE NO. 8958 (Cont.)

SECTION 4. That this ordinance shall be in force and take effect from and after its passage and publication, within fifteen days in one issue of the Grand Island Independent as provided by law.

Enacted: February 22, 2005.

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Jay Vavricek, Mayor

Attest:

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RaNae Edwards, City Clerk