

**BARTON HILLS VILLAGE
WASHTENAW COUNTY, MICHIGAN**

ORDINANCE NO. 5

[An Ordinance to declare the making of loud and unnecessary noises to be unlawful.]

BARTON HILLS VILLAGE ORDAINS:

SECTION 1. GENERAL PROHIBITION.

It shall be unlawful for any person to make, continue, or cause to be made or continued any loud, unnecessary or unusual noise or any noise which either annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of others, within the limits of Barton Hills Village.

SECTION 2. SPECIFIC OFFENSES.

A. The following activities are prohibited if they produce clearly audible sound beyond the property line of the property on which they are conducted:

- (1) The operation, between 6:00 p.m. and 8:00 a.m., of power tools or equipment.
- (2) Construction, repair, remodeling, demolition, drilling or excavation work at any time on a Saturday, Sunday or federal holiday and between 6:00 p.m. and 8:00 a.m. Monday-Friday.
- (3) The operation, between 10:00 p.m. and 8:00 a.m., of any device for killing, trapping, attracting, or repelling insects or other pests.
- (4) The sounding, between 10:00 p.m. and 8:00 a.m., of any bell, chime, siren, whistle or similar device, except to alert persons to the existence of an emergency, danger or attempted crime.
- (5) The operation or playing, between 10:00 p.m. and 8:00 a.m., of any radio, television, phonograph, drum or musical instrument.
- (6) The operation or use, between 10:00 p.m. and 8:00 a.m., of any loudspeaker, sound amplifier, public address system or similar device used to amplify sounds.
- (7) Installation or operation of a residential generator producing more than 73 dBA at 7 meters.

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B. Notwithstanding paragraph A, a homeowner may operate power tools and engage in construction, repair, remodeling, demolition, drilling or excavation work on the homeowner's property between 9:00 a.m. and 10:00 p.m. any day.

C. A person shall not operate a motor vehicle unless the motor vehicle is equipped with a muffler in good working order and in constant operation to prevent excessive or unusual noise and annoying smoke. A person shall not remove, destroy, or damage any of the baffles contained in the muffler, nor shall a person use a muffler cutout, bypass, or similar device upon a motor vehicle on a highway or street.

D. The driver of a motor vehicle shall, when reasonably necessary to insure safe operation, give audible warning with his horn but shall not otherwise use the horn.

E. A person needing to do emergency work outside the limits of paragraph A, may obtain a permit from the Village Superintendent upon providing written documentation demonstrating the need to do the work and that it will involve the least disturbance possible.

SECTION 3. PENALTY.

Violations of this ordinance are civil infractions punishable by a civil fine up to \$1000.

SECTION 4. EFFECTIVE DATE.

This Ordinance will be effective in Barton Hills Village after publication of this Ordinance in accordance with the charter of the Village.

Adopted: August 19, 1974
Published: August 21, 1974
Effective: August 21, 1974

Amended: August 8, 2011
Published: August 11, 2011
Effective: August 12, 2011

Carroll T. Sanders, Clerk
Elizabeth Langford, President

Cheryl MacKrell, Clerk
Will Boddie, President