

**OFFICIAL
BOROUGH OF CORAOPOLIS
ORDINANCE NO. 1773**

AN ORDINANCE OF THE BOROUGH OF
CORAOPOLIS, COUNTY OF ALLEGHENY AND
COMMONWEALTH OF PENNSYLVANIA, WHICH
REGULATES EXCESSIVE NOISE AND PROVIDING
PENALTIES FOR VIOLATION THEREOF

WHEREAS, residents of the Borough of Coraopolis are entitled to the peaceful enjoyment of their premises; and,

WHEREAS, the aforesaid peaceful enjoyment is interrupted by unreasonably loud noise; and,

WHEREAS, the Council of the Borough of Coraopolis is authorized by the Borough Code to enact laws which, inter alia, protect the health, safety and welfare of the community and to abate conduct which constitutes a nuisance.

SECTION ONE.

NOW THEREFORE, be it ordained and enacted by the Council of the Borough of Coraopolis that the Borough of Coraopolis Code of Ordinances, Part 6, Chapter 654, be amended by the addition of a new Section 654.01(b)(2) and Section 654.99, to be entitled "Excessive Noise," which shall provide as follows:

Section 654.01(b)(2)(i). Unnecessary or excessive noise to be disorderly conduct.

The creation, within the Borough of any unnecessary or excessive noise or of any noise of such character, intensity or duration as to be detrimental to the health or life of any individual or in the disturbance of the public peace and welfare or the aiding and abetting in the creation of any such noise to continue is hereby prohibited and shall constitute disorderly conduct.

Section 654.01(b)(2)(ii). Enumeration of unnecessary or excessive noises.

Prohibited noise, within the meaning of this chapter is hereby defined to include the following:

A. For any person at any time to use a horn or other warning device otherwise than as a reasonable warning or to make any unnecessary or unreasonable, loud or harsh sound by means of a horn or other warning device.

B. The playing of any radio, phonograph or any musical instrument in such a manner or with such volume as to annoy or disturb the quiet, comfort or repose of persons in any office, hospital or any dwelling, hotel or other type of residence or of any persons in the vicinity thereof.

C. Yelling, shouting, hooting, whistling or singing on the public streets so as to annoy or disturb the quiet, comfort or repose of any persons in any hospital, dwelling, hotel or other type of residence or of any persons in the vicinity thereof.

D. Permitting any animal, bird or fowl in one's possession or under one's control to make any frequent or long continued noise of such character or intensity as to disturb the comfort or repose of any person.

E. The blowing of any steam whistle attached to any stationary boiler, except to give notice of the time to begin or stop work or as a warning of fire or danger.

F. The erection (including excavating), demolition, alteration or repair of any building in any residential district or section, the excavation of streets or highways in any residential district or section other than between the hours of 7:00 a.m. and 9:00 p.m. on weekdays, except in the case of urgent necessity in the interests of public health and safety and then only with a permit from the Borough of Coraopolis, which permit may be granted for a period not to exceed thirty (30) days while the emergency continues. If the Borough should determine that the public health and safety will not be impaired by the erection, demolition, alteration or repair of any building or the excavation of streets and highways between the hours of 9:00 p.m. and 7:00 a.m. and if they shall further determine that loss or inconvenience would result to any party in interest, it may grant permission for such work to be done between the hours of 9:00 p.m. and 7:00 a.m., upon application being made at the time the permit for the work is awarded or during the progress of the work.

G. The creation of any excessive noise on any street adjacent to any school, institution of learning, church or court, while the same are in session, which unreasonably interferes with the workings of sessions thereof and the making of

any other noise so as to annoy the users and/or occupants of such places or buildings as are herein defined.

H. The use of any drum, loud speaker or other instrument or device for the purpose of attracting attention to the sale or display of merchandise of a commercial character.

I. Refuse compacting vehicles. Operating of or permitting to be operated the compact cycle of the motor vehicle which can compact refuse during the hours prohibited in the contract and specification documents between the Borough and the refuse collector.

Section 654.01(b)(2)(iii). Exceptions.

None of the terms or prohibitions hereof shall apply to or be enforced against:

A. Any vehicle or personnel of the Borough while engaged upon necessary public business.

B. Excavations or repairs of bridges, streets or highways by or on behalf of the Borough during the nighttime, when the public welfare and convenience renders it impossible to perform such work during daytime.

C. Parades with band music on holidays or by civic organizations or by the public schools or divisions of the public schools.

D. School sports events which may or may not be accompanied by cheering and/or music.

E. The reasonable use of amplifiers or loud speakers in the course of public addresses which are noncommercial in character.

F. Fireworks exhibits held under permit by the Borough.

Section 654.99. Violations and penalties.

Any person who shall violate any provision of this chapter shall, upon conviction thereof, be punishable by a fine of not more than five hundred dollars (\$500) and costs of such proceedings or, upon default of payment of such fine and costs, by imprisonment in the County jail for a term of not more than thirty (30) days.

SECTION TWO. Repealer.

That the within Ordinance shall and is intended to only repeal the former Section 654.99 entitled "Penalty" as Section 654.99, hereinabove, provides for the new and amended penalty provision for violation of Chapter 654 of the Coraopolis Borough Code of Ordinances. That nothing in the within Ordinance is intended to limit or repeal the provisions of the Pennsylvania Crime Code, Section 5503, entitled "Disorderly Conduct" (18 Pa.C.S. §5503) as those provisions are not deemed inconsistent with the provisions hereof.

SECTION THREE. Effective Date.

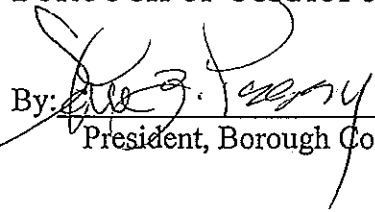
That the within ordinance shall take full force and effect upon passage and approval of same.

ORDAINED and ENACTED this 10th day of July, 2013.

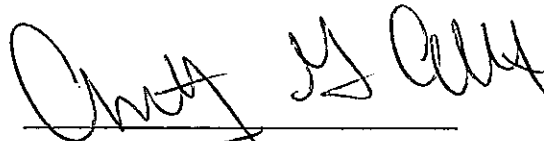
ATTEST:

BOROUGH OF CORAOPOLIS


Borough Manager

By: 
President, Borough Council

Examined and approved by the Mayor of the Borough of Coraopolis, this 10th
day of July, 2013.


Mayor