

## 616. EXCESSIVE NOISE.

616.010. INTENT. The purpose of this article is to protect and promote the public health, safety, and general welfare by restricting activities that emit noise

616.020. ADOPTION BY REFERENCE. The Minnesota Pollution Control Agency standards adopted pursuant to Minnesota Statutes Chapter 116, and established in Minnesota Rules Chapter 7030, are adopted by reference and incorporated herein, as these standards now exist and are hereafter amended or adopted. All land in the City is within Noise Area Classification 1 defined in said standards.

616.030. GENERAL PROHIBITION. No person shall make or cause to be made any distinct and loud noise that unreasonably annoys, disturbs, injures, or endangers the comfort, repose, health, peace, safety, or welfare of any person, or precludes their enjoyment of property or adversely affects their property's value. This general prohibition is not limited by the specific prohibitions of the following paragraph.

616.040. SPECIFIC PROHIBITIONS. Between the hours of 10:00 P.M. and 7:00 A.M., the following activities are prohibited:

1. Construction activities, including grading and excavating, related to buildings, roadways, and utilities.
2. Operation of tools and domestic maintenance equipment powered by external air compressors, electricity, or internal combustion engines including, but not limited to, use of lawn mowers, hedge clippers, chain saws, mulchers, garden tillers, edgers, leaf blowers, or other similar domestic power maintenance equipment. Snow removal, trash collection, and street sweeping equipment are exempt from this provision.
3. Construction, repair, or servicing of automobiles, recreational vehicles, motorboats, or other equipment if noise from that activity is audible beyond the limits of the property on which it is being conducted.
4. Any party or gathering of people from which noise emanates of a sufficient volume or of such nature to disturb unreasonably the peace, quiet, or repose of other persons.
5. Use or operation of any radio receiving set, musical instrument, CD player, paging system, loudspeaker, sound amplifier, machine, or other device for the production or reproduction of sound in a distinct and loudly audible manner so as to disturb the peace, quiet, and comfort of any person nearby.

616.050. EXCEPTION FOR EMERGENCY WORK. Noise created exclusively in the performance of emergency work to preserve the public health, safety, or welfare, or in the performance of emergency work necessary to restore a public service or eliminate a public

hazard shall be exempt from the provisions of this ordinance. Any person responsible for such emergency work shall take all reasonable actions to minimize the amount of noise.

**"ADOPTED BY ORDINANCE 2004-1; JANUARY 13, 2004".**