

LOCAL LAW NO. 1, 1980

THE NOISE POLLUTION CONTROL LAW OF THE TOWN OF CAMBRIA

ADOPTED BY TOWN OF CAMBRIA TOWN BOARD FEBRUARY 7, 1980

Be it enacted by the Town Board of the Town of Cambria as follows:

Section 1. Declaration of Policy. It is hereby declared to be the policy of the Town Board to prevent unreasonably loud, disturbing and unnecessary noise. It is the intention of the Town Board to reduce noise level within the Town of Cambria so as to preserve, protect and promote the public health, safety and welfare and to foster convenience, peace and quiet within the Town by the inhabitants and transients within the Town of Cambria. The Town Board finds that every person is entitled to have maintained noise levels which are not detrimental to life, health and to the enjoyment of property, and that continual excessive and unnecessary noise within the Town of Cambria affects and is a menace to public health, safety, welfare and the comfort of the people of the Town of Cambria.

Section 2. Title. This local law shall be known as the noise pollution control law of the Town of Cambria.

Section 3. Noises prohibited. No person shall cause or permit to be caused any noise which can be heard by a person with normal hearing beyond the boundaries of property owned, leased or otherwise controlled by him, that would annoy, injure or endanger the comfort, repose, health, peace or safety of other persons and caused by the following:

- (a) Radios, televisions, record players, tape recorders, including amplification of musical instruments, jukeboxes and other like devices shall be so modulated as not to annoy or cause discomfort to surrounding neighbors unless a permit is obtained from the Town Board on such terms as may be determined by the Board as reasonable and just.
- (b) Between the hours of 9:00 p.m. and 8:00 a.m. mini-bikes, snowmobiles and motorcycles shall not be operated on private property closer than two hundred feet to any residence except the residence of the owner or operator thereof or any residence to which the owner or operator may be invited, except for ingress and egress to or from the operators residence.
- (c) All other loud or raucous noises likely to annoy or disturb people are prohibited except usual and normal noises resulting from usual and normal household activities.
- (d) No internal combustion engine shall be operated at any time or place in the Town of Cambria without an adequate muffler designed and manufactured to suppress exhaust noises to a minimum for the vehicle.

Section 4. Penalties. A violation of this local law is an offense punishable by a fine of not less than twenty-five dollars (\$25.00) nor more than two hundred fifty dollars (\$250.00). Each day's violation shall constitute a separate offense.

Section 5. Severability clause. If any part of this local law is for any reason held to be unconstitutional or invalid, such decision shall not effect the remainder of the local law. The Town Board hereby declares that it would have passed the local law and each section and subsection thereof, irrespective of the fact that any one or more of the sections, subsections, sentences, clauses or phrases may be declared unconstitutional or invalid.

Section 6. Effective date. This local law shall be effective immediately upon filing pursuant to section twenty-seven of the Municipal Home Rule Law.