

ORDINANCE # 342

AN ORDINANCE AMENDING TITLE II, DIVISION 1, CHAPTER 1, ARTICLE 1, "PUBLIC PEACE":

BE IT ENACTED BY THE CITY COUNCIL OF BUFFALO, IOWA, THAT ARTICLE 1 SHALL BE AMENDED TO INCLUDE THE FOLLOWING PARAGRAPH TO READ AS FOLLOWS:

2.1-0109: IT IS UNLAWFUL FOR ANY PERSON OWNING OR OPERATING A MOTOR VEHICLE TO CREATE, CAUSE, PERMIT, PRODUCE, OR PLAY A RADIO, STEREO, OR SIMILAR DEVICE WHICH PRODUCES OR AMPLIFIES SOUND IN SUCH A MANNER AS TO CREATE OR CAUSE A NOISE DISTURBANCE, WHICH SHALL BE DEFINED AS ANY SOUND WHICH ANNOYS OR DISTURBS A REASONABLE PERSON OF NORMAL SENSITIVITIES AND WHICH CAN BE HEARD AT A DISTANCE OF FIFTY (50) FEET OR MORE FROM THE SOURCE, WHEN SUCH MOTOR VEHICLE IS OPERATED OR PARKED ON A PUBLIC RIGHT OF WAY OR PUBLIC PROPERTY.

THIS SECTION SHALL NOT APPLY TO LOUDSPEAKER/PUBLIC ADDRESS SYSTEMS AND EMERGENCY SIGNALING DEVICES, INCLUDING CAR ALARMS.

A PERSON IN VIOLATION OF THIS SECTION COMMITS A SIMPLE MISDEMEANOR AND UPON CONVICTION SHALL BE ASSESSED A FINE IN THE SUM OF TWENTY FIVE DOLLARS (25.00) PLUS SUCH APPLICABLE FEES AS SURCHARGE AND COURT COSTS.


All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.


If any section, subsection, sentence, clause, or phrase of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not effect the validity of the ordinance as a whole or any section, subsection, sentence, clause, or phrase hereof not adjudged invalid or unconstitutional.

This ordinance shall become effective upon publication as required by law.

Approved by the City Council of Buffalo, IA this 12 day of May, 1997.

Signed by the Mayor of Buffalo, IA this 12 day of May, 1997.

Signed: 
Phil C. Hoover, Mayor, Buffalo, IA

Attest: 
Carol A. Bernauer, City Clerk, Buffalo, IA

Date of: 1st reading: 5-12-97
2nd reading: waived
3rd reading: waived
Adopted: 5-12-97
Published: _____