

LOCAL LAW NO. 5 OF THE YEAR 2012 – ANTI - NOISE LAW

Be it enacted by the Board of Trustees of the Village of Alfred as follows:

SECTION ONE - PURPOSE

It is hereby declared to be the policy of the Village of Alfred to prevent excessive, unnecessary or unusually loud noise. It is further declared that the provisions and prohibitions hereinafter contained and enacted are in pursuance of and for the purpose of preserving, protecting and promoting the public health, comfort, convenience, safety, welfare and the peace and quiet of the Village of Alfred and its inhabitants.

SECTION TWO – DEFINITION

As used in the local law, the following terms shall have the meaning indicated:

PERSON: Any individual, partnership, company, public or private corporation, association, firm, organization, political subdivision, governmental agency, administration or department, municipality, trust, state or any other legal entity whatsoever.

SECTION THREE – PROHIBITED CONDUCT

No person shall operate or permit to be operated any mechanical or electronic device for the production or amplification of sound in such a way that it produces unnecessary noise.

SECTION FOUR – PRESUMPTIONS

It shall be presumptive evidence that this local law has been violated if the sound in question is audible beyond the property line of the premises where it originates

- A. After the hour of **eleven** o'clock p.m. and before the hour of **nine** o'clock a.m. **for an electronic device;**
- B. **After the hour of nine** o'clock p.m. and before the hour of **seven** o'clock a.m. **for a mechanical device;**
- C. Or is where it emanates at any other time.

SECTION FIVE – EXEMPTIONS

The provisions of this local law shall not apply to the following:

- A. Devices located on church property and used by a church.
- B. **The A.E. Crandall Fire Department and the Alfred State College notification siren(s).**
- C. Carillons and other devices designed to chime the hour.
- D. Sound production devices used in connection with **sanctioned** athletic competitions or **sanctioned** recreational events conducted on public or municipal athletic fields, stadiums, or in public places. **Athletic practices do not qualify as a sanctioned athletic competition.**

SECTION SIX – PENALTIES

A violation of this local law shall be punishable by a fine of not less than one hundred fifty (\$150) nor more than five hundred (\$500) or by imprisonment for a term not exceeding fifteen days or both such fine and imprisonment.