

ORDINANCE NO. 2007-46

AN ORDINANCE AMENDING ORDINANCE NO. 2000-3; REGULATING NOISE WITHIN THE CITY OF MOUNTAIN HOME, ARKANSAS DECLARING THE PENALTY FOR VIOLATION AND FOR OTHER PURPOSES.

WHEREAS, unnecessary, excessive or unusually loud noises have existed within the city limits for some time and the extent and magnitude of such noises are increasing; and, noise that is loud, prolonged, unusual or unreasonable in use, time or place is detrimental to and affects the public health, comfort, convenience, safety and welfare of the residents of the city, may cause damage to property or business and constitutes a nuisance; and,

WHEREAS, in the interest of the public safety, health and welfare of the citizens of Mountain Home, this ordinance is to provide for protection from unnecessary or unacceptable loud noise and to provide for the protection and safety of citizens traveling on public streets and highways within the city; and,

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF MOUNTAIN HOME, ARKANSAS:

Section 1: Ordinance Number 2000-3 provides specific definitions of the terms "plainly audible" and "noise disturbance". The definitions of said terms shall be amended to read as follows:

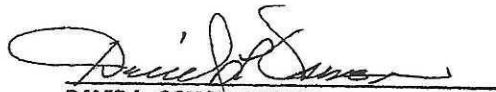
Plainly audible. Any sound or noise, not necessarily clear or understandable as spoken language or song lyrics, bass reverberations or any other unidentifiable sound that can be heard from 150 feet.

Noise disturbance. Any sound that


1. Endangers or injures the safety or health of humans or animals; or
2. Annoys or disturbs the peace within 150 feet of the source of the noise; or
3. Endangers or injures personal or real property.

Section 2: All other provisions of Ordinance No. 2000-3 shall remain in full force and effect unless specifically altered, changed or amended by the terms of this ordinance.

PASSED AND APPROVED THIS 6TH DAY OF DECEMBER 2007


DAVID L. OSMON, MAYOR

ATTEST:


CYNTHIA A. WYNN, CITY CLERK