

LITTLE TRAVERSE TOWNSHIP
NOISE ORDINANCE
#3-92-3
[Amended No. 1-98-2]

An ordinance to regulate unreasonable noise and preserve the peace within Little Traverse Township; to prescribe rules, regulations and conditions limiting the operation of any noise, disturbance or loud speaker; to prescribe penalties for the violation of the provisions of this Ordinance; and for the regulation of the hours for the operation of shooting ranges.

**THE TOWNSHIP OF LITTLE TRAVERSE, EMMET COUNTY, MICHIGAN,
ORDAINS:**

SECTION I. **TITLE.** This Ordinance shall be known and cited as the Township Noise Ordinance.

SECTION II. **NOISE REGULATIONS**

A. General Regulation. No person, or firm or corporation by its agents or employees shall cause or create any unreasonable or unnecessarily loud noises or disturbance, injurious to the health, peace or quiet of the residents and property owners of the Township.

B. Specific Violations. The following noises and disturbances are hereby declared to be a violation of this Ordinance, however, the enumeration shall not be deemed exclusive.

1. The playing of any radio, phonograph, television, or other electronic or mechanical sound producing device including any musical instrument, in such a manner or with such volume as to unreasonably upset or disturb the quiet, comfort or repose of other persons.

2. Yelling, shouting, hooting or singing on the public roads at any time or place so as to unreasonably upset or disturb the quiet, comfort or repose of any persons in the vicinity.

3. The emission or creation of any excessive noise which unreasonably interferes with the operation of any school or church.

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4. The keeping of any animal, bird, or fowl, which emanates frequent or extended noise which shall unreasonably disturb the quiet, comfort or repose of any person in the vicinity; such as allowing or permitting any dog to bark repeatedly in an area where such barking can be clearly heard from nearby residences.

5. The operation of any engine, automobile, motorcycle or other vehicle so as to cause loud and unnecessary grating, grinding, rattling, or other unreasonable noise, including the noise resulting from exhaust, which is clearly audible from nearby properties and unreasonably disturbing to the quiet, comfort, or repose of other persons. The modification of any noise abatement device or any motor vehicle or engine, or the failure to maintain the noise abatement device so that the noise emitted by such vehicle or engine is increased above that emitted by such vehicle as originally manufactured shall be in violation of this section.

c. Exceptions. None of the prohibitions previously listed shall apply to the following:

1. Any police vehicle, ambulance, fire engine or emergency vehicle while engaged in necessary emergency activities.

2. Warning devices emitting sound from warning purposes as authorized by law.

3. Activities covered under the Right to Farm Act, P.A. 93 of 1981 as amended by P.A. 240 of 1987.

4. Shooting ranges to the extent that they are exempt pursuant to Act 269 of the Public Acts of 1989, being MCL 691.1541.

SECTION III. OPERATING HOURS FOR SHOOTING RANGES

In order to protect the health and welfare of the citizens of Little Traverse Township, all operations of any shooting range must be between the hours of 9:00 a.m. and 8:00 p.m.

SECTION IV. VALIDITY

The several provisions of this Ordinance are declared to be separate; if any Court of Law shall hold that any section or provision thereof is invalid, such holding shall not affect or impair the validity of any other section or provision of this Ordinance.

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SECTION V. VIOLATION; MUNICIPAL CIVIL INFRACTION.

[Amended by Ordinance No. 1-98-2, adopted January 10, 1998 effective February 21, 1998]

- A. Any person who violates any provision of this Ordinance is responsible for a Municipal Civil Infraction, subject to payment of a civil fine pursuant to the Little Traverse Township Municipal Civil Infraction Ordinance, as amended, plus costs and other sanctions, for each violation (as authorized by Section 3 of Act 246 of the Public Acts of Michigan of 1945, as amended, the Little Traverse Township Municipal Civil Infraction Ordinance, and other applicable laws).
- B. Repeat offenses under this Ordinance shall be subject to increased fines, as provided by Little Traverse Township's Municipal Civil Infraction Ordinance, as amended.
- C. Each day on which any violation of this Ordinance occurs or continues constitutes a separate offense, subject to sanctions.
- D. The Authorized Township Officials (as defined by the Township's Municipal Civil Infraction ordinance, as amended) are hereby designated as the authorized Township Officials to issue Municipal Civil Infraction citations for violations of this Ordinance.
- E. In addition to any remedies available at law, the Township may bring an action for an injunction or other process against any person to restrain, prevent or abate any violation of this Ordinance.

SECTION VI. ORDINANCE IN FORCE

This Ordinance shall be in full force and effect from and after its passage, approval, recording and publication as provided by law.

Passed and approved on March 14, 1992, to be effective upon publication in the Petoskey News Review, a daily newspaper.

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[Amended No. 1-98-2]

CERTIFICATE

[Original No. 3-92-3]

The foregoing Ordinance was adopted by the Township of Little Traverse, Emmet County, Michigan, on the 14th. day of March, 1992, and was duly recorded, posted and authenticated by the Township Clerk as provided by the Township of Little Traverse.

I, Lynda L. Arman, hereby certify that the attached constitutes a true and complete copy of Ordinance No. 3-92-3 duly adopted by the Township of Little Traverse, Emmet County, Michigan, at a Regular meeting held on March 14, 1992, and that public notice of said meeting was given pursuant to Act. No 261, Public Acts of Michigan, 1968.

I further certify that Member Vernon LaCount moved adoption of said Ordinance and that said motion was supported by Member M. Jerrie Rockwell.

I further certify that the following Members voted for adoption of said Ordinance: William Dohm, Lynda Arman, Wayne Allerding, Vernon LaCount, and M. Jerrie Rockwell.

I further certify that said ordinance has been recorded in the Ordinance Book of the Township and that such recording has been authenticated by the signatures of the Township Supervisor and Clerk.

Signed Lynda L. Arman
Lynda L. Arman, Clerk

Date 3-14-92
March 14, 1992

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CERTIFICATE
[Amended No. 1-98-2]

I hereby certify as follows:

The foregoing Ordinance was adopted by the Little Traverse Township Board at a regular meeting of the Board held on January 10, 1998, and was published in the Petoskey News Review on January 21, 1998.

The Ordinance was duly recorded, posted and authenticated by the Township Clerk, as provided by the Township of Little Traverse, and the above constitutes a true and complete copy of the Ordinance adopted by the Township Board,

Member M. Krupa moved adoption of the Ordinance, and the motion was supported by Member W. Allerding.

The following Members voted in support of or against adoption of the Ordinance (as applicable):

Members voting in support of adoption: W. Dohm, L. Arman, M. Krupa, W. Allerding, K. Garver.

Members voting against adoption: None

The Ordinance has been recorded in the Ordinance Book of the Township and the recording has been authenticated by the signatures of the Township Supervisor and the Township Clerk.

Date: 1-10-98