

ARTICLE #4

Move to establish an excessive noise bylaw as follows:

PROHIBITION OF EXCESSIVE NOISE:

No person(s) shall create, assist in creating, continue or allow to continue any excessive, unnecessary or unusually loud noise which either annoys, disturbs, injures, or endangers the reasonable quiet, comfort, repose, or the health or safety of others within the Town of Shutesbury.

EXEMPTIONS:

The following shall not be deemed violations of this bylaw:

Noise generated while engaged in necessary business by any police, fire, or Town equipment or vehicles.

Noise generated by any construction, maintenance or repair vehicles or equipment between the hours of 7 AM and 9 PM.

PENALTIES:

Any person(s) violating this bylaw shall be punished by a fine of \$25.00 for each second and subsequent offense. The first such offense shall be addressed as a warning by the enforcing person(s). Any act which either continues or is repeated more than thirty minutes after a warning or violation notice is issued shall be a separate offense, and each subsequent thirty minute period of an ongoing disturbance shall constitute subsequent offenses. If the person(s) responsible for the offense cannot be determined, then the person in lawful custody or control of the premises, including but not limited to the owner, lessee or occupant of the property on which the activity is located, shall be deemed responsible for the violation.

ENFORCING PERSONS: ANY POLICE OFFICER OR CONSTABLE WITH JURISDICTION, SELECT BOARD, DOG OFFICER

Motion passed. Unanimous.

Meeting adjourned at 8:44 p.m.

A true copy. Attest:
Veronica M. Richter
Veronica M. Richter
Town Clerk