

TITLE 11**MUNICIPAL OFFENSES¹****CHAPTER**

1. ALCOHOL.
2. OFFENSES AGAINST THE PEACE AND QUIET.
3. FIREARMS, WEAPONS AND MISSILES.
4. TRESPASSING AND INTERFERENCE WITH TRAFFIC.
5. MISCELLANEOUS.

CHAPTER 1**ALCOHOL²****SECTION**

11-101. Drinking beer, etc., on streets, etc.

11-101. Drinking beer, etc., on streets, etc. It shall be unlawful for any person to drink or consume, or have an open container of beer or intoxicating liquor in or on any public street, alley, avenue, highway, sidewalk, public park, public school ground or other public place. (1995 Code, § 11-101)

¹Municipal code references

Animals and fowls: title 10.

Fireworks and explosives: title 7.

Residential and utilities: title 12.

Traffic offenses: title 15.

Streets and sidewalks (non-traffic): title 16.

²Municipal code reference

Sale of alcoholic beverages, including beer: title 8.

State law reference

See *Tennessee Code Annotated*, § 33-8-203 (*Arrest for Public Intoxication*, cities may not pass separate legislation).

CHAPTER 2

OFFENSES AGAINST THE PEACE AND QUIET

SECTION

11-201. Anti-noise regulations.

11-202. Disrupting meeting or procession.

11-203. Hours of outdoor music performances and amplified sound.

11-201. Anti-noise regulations. It shall be unlawful for any person to make, continue, or cause to be made or continued any loud, unnecessary, or unusual noise or any noise which either annoys, disturbs, injures, or endangers the comfort, repose, health, peace, safety, or welfare of others within the limits of the town.

(1) Enumeration of loud and unnecessary noises; enumeration not exclusive. The following acts, among others, are declared to be loud, disturbing, and unnecessary noises in violation of this section, but such enumeration shall not be deemed to be exclusive, namely:

(a) Radios, phonographs, etc. The using, operation, or permitting to be played, used, or operated, of any radio receiving set, phonograph, or any musical instrument in such a manner or with such volume as to annoy or disturb the quiet, comfort, or repose of persons in any office, hospital, or in any dwelling, hotel, or other type of residence, or of any persons in the vicinity.

(b) Exhausts. The discharge into the open air of the exhaust of any steam engine, stationary internal combustion engine, motor vehicle, two-wheeled cycle, or motor boat engine except through a muffler or other device which will effectively prevent loud or explosive noises therefrom.

(2) Exceptions. None of the terms or prohibitions contained in this section shall apply to or be enforced against:

(a) Any vehicle of the town while engaged upon necessary public business.

(b) Excavations or repairs of bridges, streets, or highways by or on behalf of the town, county, or the state, during the night time when the public welfare and convenience renders it impossible to perform such work during the day.

(c) The use of sound amplifier, loud speakers, or sound tracks only in connection with religious, civic, patriotic, charitable, political or school functions and lawful business purposes provided that the same is conducted in accordance with the requirements contained in § 11-304.

(3) Injunction. As an additional remedy, the operation or maintenance of any device, instrument, vehicle, or machinery in violation of any provision hereof and which causes discomfort or annoyance to reasonable persons of normal sensitiveness or which endangers the comfort, repose, health, or peace

of residents in the area shall be deemed, and is declared to be, a public nuisance and may be subject to abatement summarily by a restraining order or injunction issued by a court of competent jurisdiction. (1995 Code, § 11-302, as amended by Ord. #15/16-04, Sept. 2015, modified)

11-202. Disrupting meeting or procession. (1) A person commits an offense if, with the intent to prevent or disrupt a lawful meeting, processions, or gathering, the person substantially obstructs or interferes with the meeting, procession, or gathering by physical action or verbal utterance.

(2) A violation of this section shall result in a \$50.00 fine. (1995 Code, § 11-303)

11-203. Hours of outdoor music performances and amplified sound. (1) Any musical performance either live or presented in recorded form by a disc jockey or master of ceremonies or any amplified sound at any commercial or business venue within the corporate limits of the Town of Dandridge shall be and is hereby restricted in their hours of performance to commence no earlier than 9:00 A.M. and cease no later than 11:00 P.M. on Friday and Saturday and no earlier than 9:00 A.M. and cease no later than 9:00 P.M. Sunday through Thursday; provided no sound shall exceed eighty-five (85) decibels at fifty feet (50') from the sight of amplified sound for any business or commercial venue. Any amplified sound for any civic, educational or school activity, including sporting events, shall not be restricted as to time or decibel.

(2) Any violation of this section shall be a municipal offense punishable by a fine no greater than fifty dollars (\$50.00) for each violation cited by the Dandridge Police Department. (Ord. #15/16-5, Sept. 2015)

CHAPTER 3

FIREARMS, WEAPONS AND MISSILES

SECTION

11-301. Air rifles, etc.

11-302. Weapons and firearms generally.

11-301. Air rifles, etc. It shall be unlawful for any person in the Town of Dandridge to discharge any air gun, air pistol, air rifle, "BB" gun, or sling shot capable of discharging a metal bullet or pellet, whether propelled by spring, compressed air, expanding gas, explosive, or other force-producing means or method. (1995 Code, § 11-501)

11-302. Weapons and firearms generally. (1) It shall be unlawful for any unauthorized person to discharge a firearm within the municipality; provided, however, the prohibition herein against discharging firearms shall not apply to organized and supervised firing ranges within permitted areas within the town.

(2) The chief of police, or whomever he may designate on the police force, may authorize special firings for special events as long as the event is conducted under the guidance and supervision of the police department. (1995 Code, § 11-503)

CHAPTER 4

TRESPASSING, AND INTERFERENCE WITH TRAFFIC**SECTION**

11-401. Trespassing.

11-402. Interference with traffic.

11-401. Trespassing. The owner or person in charge of any lot or parcel of land or any building or other structure within the corporate limits may post the same against trespassers. It shall be unlawful for any person to go upon any such posted lot or parcel of land or into any such posted building or other structure without the consent of the owner or person in charge.

It shall be unlawful and deemed to be a trespass for any peddler, canvasser, solicitor, transient merchant, or other person to fail promptly to leave the private premises of any person who requests or directs him to leave. (1995 Code, § 11-601)

11-402. Interference with traffic. It shall be unlawful for any person to stand, sit, or engage in any activity whatever on any public street, sidewalk, bridge, or public ground in such a manner as to prevent, obstruct, or interfere unreasonably with the free passage of pedestrian or vehicular traffic thereon. (1995 Code, § 11-603)

CHAPTER 5

MISCELLANEOUS

SECTION

11-501. Use of tobacco products.

11-502. Heliports.

11-501. Use of tobacco products. (1) No tobacco product shall be used in any municipal building or in any town park.

(2) A violation of this section shall result in a fine not to exceed fifty dollars (\$50.00). (Ord. #06/07-16, Feb. 2007)

11-502. Heliports. It is hereby unlawful to operate a heliport as defined under state law within the corporate limits of the Town of Dandridge unless the same is at a health care institution as defined under state law or when a helicopter makes a landing required by an emergency. (Ord. #06/07-10, Nov. 2006)