CHAPTER 1

DISCHARGE OF WEAPONS

SECTION
11-101. Discharge of weapons within the city limits.

11-101. Discharge of weapons within the city limits. (1) It is unlawful for any person to discharge or fire any firearm within the city limits of the city at any time.

(2) It shall further be unlawful for any person to fire or discharge any air gun or air pistol, spring gun or spring pistol, or other device or firearm that is calculated or intended to propel or project a bullet, pellet, air or similar projectile, whether propelled by spring, compressed air or gases, explosive or other force-producing means, within the city limits of the city at any time.

(3) Notwithstanding the provisions of this chapter, nothing in this chapter is intended to prohibit the discharge or firing of any firearms by anyone:

(a) While in the lawful performance of duty as an officer of the law; or

(b) Within a legally established shooting range or shooting gallery where precautions have been taken to insure the protection of human life and property; or

(c) Lawfully engaged in hunting, as permitted by the state, upon any property located within the city limits of the city; or

(d) Legally defending person or property.

(4) It shall be a civil offense to violate any provision of this chapter, which civil offense shall be punishable by a civil penalty of not more than fifty dollars ($50.00) and costs for each separate violation. (Ord. #2008-179, Jan. 2008, as amended by Ord. #2012-199, March 2012)
CHAPTER 2

CONSTRUCTION ACTIVITY REGULATIONS

SECTION
11-201. Hours of construction work.
11-203. Violations.
11-204--11-206. [Deleted.]

11-201. Hours of construction work. All construction work, including site preparation, demolition, excavation, grading, assembly, erection, paving, exterior repair and use of heavy equipment must be conducted between the hours of 7:00 A.M. and 6:00 P.M. Monday through Friday, and between the hours of 8:00 A.M. and 5:00 P.M. on Saturdays. No construction work may be conducted on Sundays or the following major holidays: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day. (as added by Ord. #2012-197, March 2012, and replaced by Ord. #2014-215, June 2014, and Ord. #2014-219, Dec. 2014)

11-202. Exceptions. The following activities are exempt from the requirements of this chapter:
   (1) Minor interior or exterior repairs or alterations performed by a homeowner or occupant of a home, provided that all work is performed without creating any unreasonable noise disturbance to other properties; and
   (2) Work made necessary to restore property to a safe condition immediately following a public calamity or work to restore public utilities or work required to protect persons or property from an imminent exposure to danger. (as added by Ord. #2012-197, March 2012, and replaced by Ord. #2014-215, June 2014, and Ord. #2014-219, Dec. 2014)

11-203. Violations. It shall be a civil offense to violate any provision of this chapter, which civil offense shall be punishable by a civil penalty of not more than fifty dollars ($50.00) and costs for each separate violation. In addition to a civil penalty, the city manager shall be empowered to issue a stop work order on any and all active permits associated with the construction (including, but not limited to, all building and grading permits) pending the responsible party or parties bringing such construction, use, or activity into compliance with this chapter. Furthermore, the city manager and the city attorney are authorized to seek injunctive relief to prohibit violations of this chapter. (as added by Ord. #2012-197, March 2012, and replaced by Ord. #2014-215, June 2014, and Ord. #2014-219, Dec. 2014)
11-204–11-206. [Deleted.] (as added by Ord. #2012-197, March 2012, and deleted by Ord. #2014-215, June 2014)
CHAPTER 3

OFFENSES AGAINST THE PEACE AND QUIET

SECTION
11-301. Disturbing the peace.
11-302. Anti-noise regulations.
11-303. Miscellaneous prohibited noises enumerated.
11-304. Exceptions.
11-305. Violation and penalty.

11-301. Disturbing the peace. No person shall disturb, tend to disturb, or aid in disturbing the peace of others by violent, tumultuous, offensive, or obstreperous conduct, and no person shall knowingly permit such conduct upon any premises owned or possessed by him or under his control. (as added by Ord. #2012-197, March 2012)

11-302. Anti-noise regulations. Subject to the provisions of this section, the creating of any unreasonably loud, disturbing, and unnecessary noise is prohibited. Noise of such character, intensity, or duration as to be detrimental to the life or health of any individual, or in disturbance of the public peace and welfare, is prohibited. (as added by Ord. #2012-197, March 2012)

11-303. Miscellaneous prohibited noises enumerated. The following acts, among others, are declared to be loud, disturbing, and unnecessary noises in violation of this section, but this enumeration shall not be deemed to be exclusive, namely:

(1) Blowing horns. The sounding of any horn or other device on any automobile, motorcycle, bus, truck, or vehicle while not in motion except as a danger signal if another vehicle is approaching, apparently out of control, or if in motion, only as a danger signal after or as brakes are being applied and deceleration of the vehicle is intended; the creation by means of any such signal device of any unreasonably loud or harsh sound; and the sounding of such device for an unnecessary and unreasonable period of time.

(2) Radios, phonographs, etc. The playing of any radio, phonograph, or any musical instrument or sound device, including but not limited to loudspeakers or other devices for reproduction or amplification of sound, either independently of or in connection with motion pictures, radio, or television, in such a manner or with such volume, particularly during the hours between 11:00 P.M. and 7:00 A.M., as to annoy or disturb the quiet, comfort, or repose of any person in any dwelling or of any person in the vicinity.

(3) Yelling, shouting, etc. Yelling, shouting, whistling, or singing on the public streets, particularly between the hours of 11:00 P.M. and 7:00 A.M.,
or at any time or place so as to annoy or disturb the quiet, comfort, or repose of any person in any dwelling or of any person in the vicinity.

(4) **Pets.** The keeping of any animal, bird, or fowl which by causing frequent or long continued noise shall disturb the comfort or repose of any person in any dwelling or any person in the vicinity.

(5) **Use of vehicle.** The use of any automobile, motorcycle, truck, or vehicle so out of repair, so loaded, or in such manner as to cause loud and unnecessary grating, grinding, rattling, or other noise.

(6) **Noises to attract attention.** The use of any drum, loudspeaker, or other instrument or device emitting noise for the purpose of attracting attention to any performance, show, or sale or display of merchandise.

(7) **Loudspeakers or amplifiers on vehicles.** The use of mechanical loudspeakers or amplifiers on trucks or other moving or standing vehicles for advertising or other purposes. (as added by Ord. #2012-197, March 2012)

11-304. **Exceptions.** None of the terms or prohibitions hereof shall apply to or be enforced against:

(1) **City vehicles.** Any vehicle of the city while engaged upon necessary public business.

(2) **Repair of streets, etc.** Excavations or repairs of bridges, streets, or highways at night, by or on behalf of the city, the county, or the state, when the public welfare and convenience renders it impracticable to perform such work during the day.

(3) **Special events.** The reasonable use of amplifiers or loudspeakers in the course of public addresses which are noncommercial in character and in the course of advertising functions sponsored by nonprofit organizations. However, no such use shall be made until a special event permit therefor is secured pursuant to the terms of the municipal code. Hours for the use of an amplifier or public address system will be designated in the permit so issued and the use of such systems shall be restricted to the hours so designated in the permit. (as added by Ord. #2012-197, March 2012)

11-305. **Violation and penalty.** It shall be a civil offense to violate any provision of this chapter, which civil offense shall be punishable by a civil penalty of not more than fifty dollars ($50.00) and costs for each separate violation. Each day a violation shall be allowed to continue shall constitute a separate offense. Furthermore, the city manager or the city attorney is authorized to seek injunctive relief to prohibit violations of this chapter. (as added by Ord. #2012-197, March 2012)