



## **Chapter 11**

### **Unnecessary Noise Ordinance**

**Town of Milford**  
**Unnecessary Noise Ordinance**

**Section 1- Findings and Purpose:**

The Town of Milford finds that controlling excessive noise as provided herein is necessary to promote the health, welfare and safety of citizens of the Town of Milford. It is the purpose of this ordinance to prevent any person from making, continuing, or causing noise that unreasonably interferes with the comfort, health or safety of others within the Town of Milford.

**Section 2- Prohibition:**

- A.** It shall be unlawful for any person in a public place to intentionally or recklessly cause annoyance to others by intentionally making loud and unreasonable noises after having been ordered by a law enforcement officer to cease the noise or similar such noises within the last six months.
- B.** It shall be unlawful for any person in a private place to make loud and unreasonable noise after having been ordered by a law enforcement officer to cease the noise or similar such noise within the past six months that can be heard by another person who is in a public place or in another private place.
- C.** For the purposes of this section, the term “noise” shall include, but is not limited to:
  - a.** sound created by radios, or other electronic or mechanical devices capable of amplifying or projecting ambient noise, including such devices operated within motor vehicles;
  - b.** sound created in connection with loading and unloading commercial vehicles between the hours of 9:00pm and 6:00am;
  - c.** sound created from construction activities between the hours of 9:00pm and 6:00am;

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- d. sound created from timber harvesting activities between the hours of 9:00pm and 6:00am;
- e. sound created by recreational vehicles including all-terrain vehicles, snowmobiles, motorbikes, watercraft, and other such vehicles between the hours of 9:00pm and 6:00am;
- f. sound created by a motor vehicle operated on any public or private way which results in excessive, loud or unusual noise as the result of the tires of said vehicle spinning on dry pavement, loud engine noise, or as the result of cutting out or modifying the exhaust system from its original design;
- g. sound created by a loud report such as fireworks or from a gunshot or explosive, between the hours of 9:00pm and 6:00am, unless otherwise exempted by State Law or other provisions.

### **Section 3- Exceptions:**

The following are exempt from the provisions of Section 2:

- A. Federal, State and local governmental activities, whether conducted by the governmental agency's behalf, but not limited to activities of police, fire, rescue, schools, and public works;
- B. Activities of utility agencies, including but not limited to vehicles and activities for the provision of water, electricity, telephone service, and sewer service;
- C. Public assemblies, parades, performances or athletic events for which approval has been given by the Town of Milford. Any such approval shall include time restrictions on such noise.
- D. Fireworks shall be allowed until 10pm during the months of July and August each year.

**Section 4- Violations & Penalties**

As used in this ordinance unless the context otherwise indicates, the following terms shall have the following meanings:

- A.** "Public place" means a place to which the public at large or a substantial group has access, including but not limited to:
  - a.** Public Ways: public way means any public highway or sidewalk, private way laid out under authority of statute, way dedicated to public use, way upon which the public has a right of access as invitees or licensees, or way under the control of park commissioners or a body having like powers;
  - b.** Schools and government-owned custodial facilities;
  - c.** The lobbies, hallways, lavatories, toilets and basement portions of apartment houses, motels, public buildings and transportation terminals.
- B.** "Private place" means any place that is not a public place.