

**ORDINANCE 23-07
NOISE ORDINANCE**

REPEALING AND REPLACING ORDINANCE 14-15 & 374; PROHIBITING UNREASONABLY LOUD AND UNNECESSARY NOISES; PROVIDING A PENALTY FOR VIOLATIONS OF THIS ORDINANCE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

SECTION 1. This entire ordinance is and shall be deemed an exercise of the police power of the State of Texas, and the City of Bronte for the public safety, comfort, convenience, and the protection of the citizens of said City and all of the provisions hereof shall be construed for the accomplishment of that purpose.

SECTION 2 It shall be unlawful to create unreasonably loud and unnecessary noises in any residentially zoned area of the city or within one-half mile outside the city limits of any residentially occupied structure. A violation occurs if it is determined that the sound is, using a reasonable person standard and taking into consideration the day of week and time of day, unreasonably loud and disturbing to the quiet enjoyment and use of residentially occupied property. Law enforcement will monitor noise and make a determination if there is a violation. Unreasonably loud and unnecessary noises include the following:

- (a) The playing of any radio television, phonograph, musical instrument, or other sound producing machine in such a manner or with such an unreasonable volume as to disturb quiet, comfort or repose of ordinary responsible people; and
- (b) It shall be unlawful to operate or allow the operation of any motor vehicle in the city:
 - (1) Which has had its muffler-exhaust and/or other noise-control equipment removed, altered, or maintained in such disrepair as to create unreasonably loud and disturbing noises.
 - (2) By engaging in jackrabbit starts, dynamic braking devise, "Jake-Brake," spinning tires, racing engines, or other operations which create unreasonably loud and disturbing noises.
 - (3) Off the boundaries of a public street for racing or other operations which create unreasonably loud and disturbing noises.
- (c) Limitations on environmental sound levels. It shall be a violation of this section for any person to operate or permit to be operated any stationary source or sources of sound which creates a sound level which exceeds the limits set forth in the table below within the city limits of Bronte. For enforcing these provisions, a measurement period shall not be more than thirty (30) minutes.

City Limits	dB
Commercial/Agricultural:	
8:00 AM – 9:00 PM	100
9:00 PM – 8:00 AM	70
Industrial:	
8:00 AM – 9:00 PM	115
9:00 PM – 8:00 AM	70

SECTION 3. Persons found in violation of this ordinance and found guilty by a judge of the Municipal Court will be guilty of a Class "C" Misdemeanor and be fined not more than \$500.00. Each day such violation continues, or be permitted to continue, shall be separate offense.

SECTION 4. If any section or part of any section or paragraph of this Ordinance is declared invalid or unconstitutional for any reason, it shall not invalidate or impair the validity, force or effect of any other section or section or part of a section or paragraph of this Ordinance.

SECTION 5. The Ordinance shall become effective upon its adoption by the City Council and after publication as required by Section 52.011 of the Texas Local Government Code.

PASSED AND APPROVED this 17 day of August 2023.

Paul Gohman
Paul Gohman, Mayor

ATTEST:

Teresa Ballard
Teresa Ballard, City Secretary

