

REC'D 6/19/77 UVF NOISE  
ST. CLAIR

OFFENSES

§ 38-149

**Sec. 38-148. Throwing stones or missiles.**

It shall be unlawful for any person within the city to throw any stone, brick or other missile at any passenger train, sleeping car, passenger coach, express car, mail car, locomotive, caboose, freight train, or at any motor bus, automobile or motor vehicle, or at any boats or other vessels.

**Sec. 38-149. Noise.**

(a) No person shall cause or create any unreasonable or improper noise or disturbance, injurious to the health, peace or quiet of the residents and property owners of the city.

(b) The following noises and disturbances are hereby declared to be a violation of this article; provided, however, that the specifications of the same are not thereby to be construed to exclude other violations of this article not specifically enumerated:

- (1) The sounding of any horn or signal device on any automobile, motorcycle, bus, or other vehicle for any purpose other than to avoid an accident or collision.
- (2) The playing of any radio, phonograph or any musical instrument in such a manner or with such volume as to annoy or disturb the quiet, comfort or repose of other persons.
- (3) Yelling, shouting, hooting or singing on the public streets 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 the vicinity.
- (4) The keeping of any animal, bird or fowl which emanates frequent or extended noise which shall disturb the quiet, comfort and repose of any person in the vicinity.
- (5) The operation of any automobile, motorcycle, or other vehicle so out of repair, so loaded or constructed as to cause loud or unnecessary grating, rattling, exhausting, or other noise disturbing the quiet, comfort, or repose of other persons.
- (6) The operation of any steam whistle attached to a boiler of any type except for the purpose of giving notice of the time to begin or stop work as a warning of fire or other danger, or for other purposes upon danger, or for other purposes upon special permit therefor from the city council.
- (7) The discharging outside of any enclosed building of the exhaust of any steam engine, internal combustion engine, motor vehicle, or motorboat engine except through a muffler or other similar device which will effectively prevent loud or explosive noises resulting therefrom or discharging outside of any enclosed building of any air operated devices, unless inspected and approved by the building inspector.
- (8) The erection, excavation, demolition, alteration, or reconstruction of any building or premises in any platted residential district or section of the city, including the streets and highways therein, in such a manner as to create noise or disturbance unreasonably annoying to other persons, other than between the hours of 7:00 a.m. and sun-down except in the case of urgent necessity, in the interest of public health and safety,

upon receipt of a permit thereof from the building inspector of the city, which permit shall limit the period that the activity may continue.

- (9) The emission or creation of any excessive noises on any street which unreasonably interferes with the operation of any school or church.
- (10) The creation of any loud or excessive noise, unreasonably disturbing to other persons in the vicinity in connection with the loading or unloading of any vehicle, trailer, or other carrier, or in connection with the opening or destruction of bales, boxes, crates, or other containers.
- (11) The use of any drum, loudspeaker, or other instrument or device for the purpose of attracting attention to any performance, show, sale or display of merchandise which, by the creation of such noise, shall be unreasonably disturbing to other persons in the vicinity.
- (12) The operation of any obstacle course or race track for motorcycles, or vehicles of any kind or nature in any area of the city not specially zoned for such an operation and/or where the noise emanating therefrom would be unreasonably disturbing and annoying to other persons in the vicinity.

(c) None of the prohibitions enumerated in subsections (a) and (b) of this section shall apply to any of the following:

- (1) Any police vehicle, ambulance, fire engine or emergency vehicle while engaged in necessary emergency activities.
- (2) Excavation or repair of bridges, streets or highway by or on behalf of the city, state, or the county between the hours of 6:00 p.m. and 7:00 a.m. when the public welfare, safety and convenience render it impossible to perform such work during other hours.

(d) The provisions of this section are deemed to be in addition to any other noise regulations set out in the Code.

**Sec. 38-150. Obstructing peace officer.**

No person shall resist, obstruct, hinder, oppose or refuse to obey the lawful order of any member of the police force or any peace officer in the discharge of his duties as such.

**Sec. 38-151. Questioning suspicious persons in public places.**

No person shall refuse to give his name, address and an explanation of his actions upon demand of a police officer who has stopped such person in a public place in the city, whom he reasonably suspects is committing, has committed or is about to commit a felony or a breach of the peace, or is violating a condition of pardon, parole or probation.

**Sec. 38-152. Larceny.**

Any person within the city who shall commit the offense of larceny, by stealing, of the property of another, and money, goods or chattels, or any bank note, bank bill, or bond,