

ORDINANCE No. 80

LONG LAKE TOWNSHIP NOISE ORDINANCE

THE TOWNSHIP OF LONG LAKE, GRAND TRAVERSE COUNTY, MICHIGAN ORDAINS:

PREAMBLE

An ordinance to secure the public peace, health, safety and welfare of the citizens of the Township of Long Lake, Grand Traverse County, Michigan, by the regulation of noise in Long Lake Township which the making, creation or maintenance of such excessive, unnatural or unusually loud noises that are prolonged, unusual or unnatural in the time, place or use affect and are a detriment to the public health, comfort, convenience, safety, welfare and prosperity of the residents of Long Lake Township and where such activity is not otherwise regulated by state law.

I. NAME.

This Ordinance shall be known and cited as "The Long Lake Township Noise Ordinance."

II. PROHIBITED ACTS.

The following acts and activities are declared to be noise disturbances and are prohibited. This enumeration shall not be deemed exclusive.

- A. The playing of any radio, television, phonograph, other sound reproduction devise, or musical instrument in such a manner or at such a volume as to be sufficiently audible to annoy or disturb the quiet, comfort or repose of persons in the vicinity.
- B. The keeping of any animal or bird which, by causing frequent or long continued noise, shall disturb the comfort and repose of any person in the vicinity.
- C. The use of any motor vehicle, including motorcycles, in such a manner as to create a disturbing noise, including, but not limited to, the screeching of tires and the discharge into the open air of exhaust from the engine without a sufficient muffler.
- D. Shouting or other raucous or boisterous behavior for an unreasonable length of time.

III. ENFORCEMENT.

The Grand Traverse County Sheriff and his deputies are authorized as local enforcement officers of this Ordinance.

IV. PENALTY.

Violation of any of the provisions of this Ordinance or failure to comply with any of its requirements shall be deemed a municipal civil infraction as defined by Michigan Statute which shall be punishable by a civil fine of not more than \$500.00 along with costs which may include all expenses, direct and indirect, to which Long Lake Township has been put in connection with the municipal civil infraction. In no case, however, shall costs of less than \$9.00 nor more than \$500.00 be ordered. A violator of this Ordinance

shall also be subject to such additional sanctions and judicial orders as are authorized under Michigan Law. Each day that a violation of this Ordinance continues to exist shall constitute a separate violation of this Ordinance.

V. PREEMPTION.

This Ordinance shall be in addition to and not in conflict with all other laws and ordinances.

VI. SAVING CLAUSE.

The provisions of this Ordinance are hereby declared to be severable and if any clause, sentence, word, section, or provision is declared void or unenforceable for any reason by a court of competent jurisdiction, the remaining portions of this Ordinance shall remain in force.

VII. EFFECTIVE DATE.

This Ordinance shall take effect 30 days after publication and upon being signed by the Township Clerk.

Dated: May 10, 2005

Karen Rosa
Karen Rosa, Township Supervisor

Dated: May 10, 2005

Carol Hoffman
Carol Hoffman, Township Clerk