

TOWN OF HOUSTON

Chapter 325 Noise

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ARTICLE I- PURPOSE

It shall be unlawful for any person to make, continue, or cause to be made or continued any excessive, unnecessary or loud noise or any noise which either annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of others, within the limits of the Town of Houston.

ARTICLE II-PROHIBITED ACTS

The following acts, among others, are declared to be loud, disturbing and unnecessary noises in violation of the section, but said enumeration shall not be deemed to be exclusive:

1. **Horns, signaling devices, etc.** The sounding of any horn or signaling device on any automobile, motorcycle, street car or other vehicle on any street or public place of the town, except as a danger warning; the creation by means of any such signaling device of any unreasonably loud or harsh sound; and the sounding of any such device for an unnecessary and unreasonable period of time. The use of any signaling device except one operated by hand or electricity; the use of any horn, whistle or other device operated by engine exhaust; and the use of any such signaling device when traffic is for any reason held up.
2. **Radios, Loud Speakers, Amplifiers, etc.** The using, operating, or permitting to be played, used or operated any radio receiving set, musical instrument, or other machine or device for the producing or reproducing of sound in such manner as to disturb the peace, quiet and comfort of the neighboring inhabitants or at any time with louder volume than is necessary for convenient hearing for the person or persons who are in the room, vehicle or area in which such machine or device is operated and who are voluntary listeners thereto. The operation of any such set, instrument, machine or device in such a manner as to be plainly audible at a distance of fifty (50) feet from the building, structure or vehicle in which it is located shall be prima facie evidence of a violation of this section.
3. **Yelling, shouting, etc.** Yelling, shouting, hooting, 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 persons in any office, or in any dwelling or other type of residence, or of any persons in the vicinity.

ARTICLE III-VIOLATIONS AND PENALTIES

Any person(s) violating any provisions of this Chapter shall, upon conviction, pay a fine of not less than twenty-five dollars (\$25.00) for the first offense, and shall pay the cost of prosecution. For each subsequent offense, he or she shall be fined not less than fifty dollars (\$50.00) nor more than two hundred dollars (\$200.00), and shall pay the cost of prosecution. All second offenses before being punishable as such shall have been committed within twelve (12) months after commission of the first offense.

ARTICLE IV-ADDITIONAL REMEDY

In addition to any other remedy provided for in this article and because the purpose of this Chapter is to safeguard and protect the public health, safety and general welfare of the property owners and residents of the Town of Houston, the Town Council and/or his/her designee is hereby authorized to bring an action in any court of competent jurisdiction to enjoin any violation of any provision of this article.