

Chapter 10

ARTICLE III.

NOISE*

* **State Law References:** Authority to regulate noise, G.S. 153A-133.

Sec. 10-81. Prohibited Acts or noises.

(a) It shall be unlawful for any person to create, assist in creating, permit, continue or permit continuance of any unreasonably loud, disturbing or unnecessary noises in the county, or to produce or emit noise or amplified speech, music, or other sounds that tend to annoy, disturb, or frighten any person.

(b) The following acts, among others, are declared to be loud, disturbing, annoying and unnecessary noises in violation of this section, but such enumeration shall not be deemed to be exclusive: The playing of any radio, phonograph or other sound reproducing instrument or musical instrument or the production or emission of noises or amplified speech, music or other sounds in such a manner or with such volume, as to tend to annoy or disturb the quiet, comfort or repose of any person or to frighten any person.

Sec. 10-82. Enforcement; Penalty for violation of article.

~~Violation of this article shall be a misdemeanor and punishable as provided in G.S. 14-4.~~

(a) *Criminal penalty.* Any person violating this section shall be guilty of a misdemeanor as provided in G.S. 14-4 and punishable in accordance with section 1-7. Each violation and each day's violation shall be treated as a separate offense.

(b) *Civil penalty.* Any person who is found in violation of this section shall be subject to a civil penalty up to \$500.00 as provided in G.S. 153A-123 and in accordance with section 1-7. Each violation and each day's violation shall be treated as a separate offense.

(c) *Other remedies.* This section may be enforced by equitable remedies and any unlawful condition existing in violation of this section may be subject to an injunction or order of abatement.