

ORDINANCE NO. 1 OF 2005

An Ordinance of Wayne Township, Lawrence County, Pennsylvania, Providing for the Regulation of Noise Emanating from Places of Entertainment Whether Licensed To Sell Alcoholic Beverages or Not.

WHEREAS, some township residents have complained of excessive noise emanating from some places of entertainment; and

WHEREAS, such noise causes detriment to the welfare and peace of the residents;

NOW THEREFORE, Be It Enacted and Ordained, and it is hereby enacted and ordained by the Supervisors of Wayne Township, Lawrence County, Pennsylvania, as follows:

Section 1. It shall be unlawful for any person to use or permit to be used inside or outside any place of entertainment a loudspeaker, amplifier or any other device whereby the sound of such device can be heard outside the place of entertainment at a distance of 50 feet from the place of entertainment at a sound level of 75 decibels or louder during the period of time between 7:00 a.m. and 11:59 p.m., and at a sound level of 65 decibels or louder between 12:00 Midnight and 6:59 a.m., prevailing time.

Section 2.

- (a) "Place of Entertainment" shall be defined as a building, patio, pavilion, outdoor stage or other structure where entertainment is performed.
- (b) "Outside a Place of Entertainment" shall mean beyond the foundation of a building or beyond the edges of a patio, pavilion, stage or other structure.
- (c) "Person" shall mean any individual, partnership, corporation, firm or entity.

Section 3. This ordinance may be enforced by any police officers having jurisdiction within the Township of Wayne. The noise level shall be measured with a decible meter that has been calibrated no less than one year prior to the date of the enforcement. The calibration shall have been performed using the "A-Weighted Sound Pressure Level Chart."

Section 4. Any person who shall violate the provisions of this ordinance shall upon conviction thereof, be sentenced to pay a fine of THREE HUNDRED (\$300) DOLLARS and costs of prosecution, and in default of payment of such fine and costs to imprisonment in the Lawrence County Jail for a period of not more than thirty (30) days.

Enacted and ordained this 1st day of September, 2005.

BOARD OF SUPERVISORS OF WAYNE TOWNSHIP

ROBERT E. ABRAHAM, Chairman
Richard J. Figured
Paul L. Wise

Attest:

Dorothy BAKER
 Secretary

This is a true and correct copy of the Ordinance No. 1 of 2005 as recorded in the minutes of September 1, 2005

Dorothy Baker