

ORDINANCE NO. 2021-4

AN ORDINANCE REGULATING EXCESSIVE NOISE IN THE TOWN OF FARMERSBURG, INDIANA

BE IT ORDAINED by the Town Council of the civil Town of Farmersburg, Indiana, that:

WHEREAS, the Town Council of the Town of Farmersburg in Sullivan County, Indiana hereby adopts an ordinance for excessive noise in the Town of Farmersburg, Indiana.

WHEREAS, the citizens of the Town of Farmersburg have a right to, and should be, ensured an environment free from excessive noise that may jeopardize their health, welfare or safety, that may prevent them from hearing safety or emergency sirens or alarms, or that may be a detriment to comfort or the quality of life. Citizens have the right to a peaceful life free of excessive or annoying noise.

NOW THEREFORE, by the powers vested in the Town Council of the Town of Farmersburg in Sullivan County, Indiana, it is hereby ORDERED and ORDAINED that:

SECTION I: It shall be unlawful for any person to make, continue, or cause to be made or continued, any loud unnecessary or unusual noises or any noise which either annoys, disturbs, injures, or endangers the comfort, repose, health, peace or safety of others within the corporate boundaries of the Town of Farmersburg,

SECTION II: VIOLATIONS DECLARED: The following acts, among others, are declared to be loud, disturbing and unnecessary noises in violation of this ordinance, however said enumeration shall not be deemed to be exclusive.

- A. It shall be unlawful for any person to cause, allow or permit noise, music and sounds from radios, stereos, amplifiers, and televisions to be audible from twenty (20) or more feet away.
- B. The use of an automobile, motorcycle, ORVs, mopeds or any other vehicle designed for on or off road use that has no muffler or an out of repair exhaust system that creates a loud, boisterous or unnecessary noise or any vehicle so out of repair as to create a loud and unnecessary grating, grinding, rattling or other noise.
- C. The keeping or harboring of any animal or bird which causes frequent or long continued noise that disturbs the comfort or repose of any person in the vicinity
- D. A noise order shall be in effect from 11:00 PM until 6:00 AM. During this time, outdoor activities, parties, music and/or other means of noise shall be limited as to not disturb the comfort and repose of any person in the vicinity.

SECTION III: BY ORDER OF THE TOWN COUNCIL, this ordinance shall be enforceable by the Farmersburg Police Department. Any person or persons violating the provisions of this ordinance shall be given a notice of violation in the form of a verbal or written warning or citation at the discretion of the issuing officer for the first offense. The first citation will be in the amount of Thirty Dollars (\$30.00),



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payable within ten (10) days at the Town Hall. A second violation in a twelve (12) month period will result in a Fifty Dollar (\$50.00) citation; a third offense shall be Seventy-Five Dollars (\$75.00) in a twelve (12) month period and any subsequent citations received in a twelve (12) month period will result in a One Hundred Dollar (\$100.00) citation each offense.

SECTION IV: In the event that such payment is not made within the prescribed time period, the defendant shall be imposed upon an additional One Hundred Dollar (\$100.00) fee to the Town of Farmersburg. All proceedings shall be then filed in the appropriate Sullivan County court of jurisdiction by the Town Attorney. The defendant shall be liable for all appropriate court costs and fees. The Town of Farmersburg may also place a lien on the owner's property taxes for the total amount accrued in citations in lieu of filing into court at the behest of the Clerk-Treasurer.

THIS ORDINANCE supersedes and replaces all prior ordinances which may be in conflict.

THIS ORDINANCE shall be effective upon the passage and publication as required by law and a copy of said ordinance shall be kept in the office of the Town Hall of Farmersburg, Sullivan County, Indiana.

Passed by the Town Council of the Town of Farmersburg on 15th August, 2023.

Town of Farmersburg, Indiana
Council Members

Jerry D Baker
Jerry Baker, President

Woodrow Power III
Woodrow Power III, Member

James Sharpe
James Sharpe, Member

Jennifer Walters
Jennifer Walters, Member

ATTEST: Sharon Baker
Sharon Baker
Clerk/Treasurer

Handwritten initials: *hs*, *JB*, *JLW*

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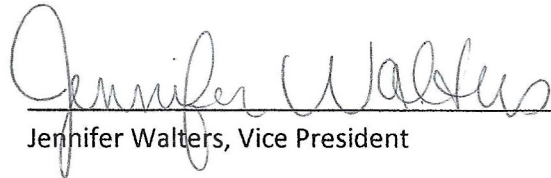
THIS ORDINANCE shall be effective upon the passage and publication as required by law and a copy of said ordinance shall be kept in the office of the Town Hall of Farmersburg, Sullivan County, Indiana.

Confirmed as passed and in place by the Town Council of the Town of Farmersburg on APRIL 12, 2024.

Town of Farmersburg, Indiana
Council Members



Justin Wassel, President



Jennifer Walters, Vice President

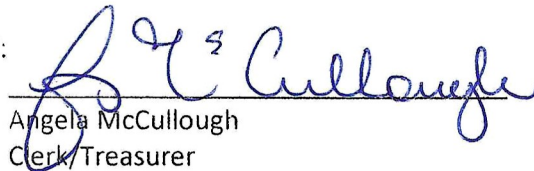


Jennifer Harrelson, Member



Courtney Strain, Member

ATTEST:



Angela McCullough
Clerk/Treasurer