

**VILLAGE OF BLOOMINGTON
ORDINANCE NO. 2021-02**

AN ORDINANCE TO AMEND CHAPTER 6 ENTITLED "PUBLIC CONDUCT" SECTION 6.07, "LOUD AND UNNECESSARY NOISE PROHIBITED" OF THE VILLAGE OF BLOOMINGTON MUNICIPAL CODE.

NOW, THEREFORE, the Bloomington Village Council of the Village of Bloomington, Grant County, Wisconsin, does ordain as follows:

Section I: Chapter 6 entitled "Public Conduct", to amend Section 6.07, "Loud and Unnecessary Noise Prohibited" of the Village of Bloomington Municipal Code shall be and hereby is amended as follows:

6.07 LOUD AND UNNECESSARY NOISE PROHIBITED.

1. Excessive Motor Vehicle Noise. No person shall operate a motor vehicle or engine so as to cause unreasonable and excessive noise levels within the corporate limits of the Village of Bloomington whether by excessive acceleration or braking causing the tires to squeal, by excessive horn blowing, by excessive racing of the motor, or by having a modified or inadequately maintained exhaust or braking system, by using motor vehicle brakes which are in any way activated or operated by the compression of the engine ("Jake Braking"), or by any other means. This shall include engines for any kind of motor vehicle, ATV/UTV, farm equipment, lawn & yard equipment, recreation equipment, or any other gas or diesel-powered engine, or electric motor.
2. Loud and Unnecessary Noise Prohibited. No person shall make, continue, or cause to be made or continued, any loud and unnecessary noise that unreasonably annoys, disturbs, injures, or endangers the comfort, repose, health, peace, safety, or welfare of any person, or that precludes the quiet enjoyment by another of his or her property or which negatively affects another's property values. This shall include, but not be limited to, fighting, screaming, shouting, swearing, singing, or using insulting, derogatory or obscene language.
3. Loud Mechanical Devices Prohibited. No person shall use or operate, or to cause to be used or operated, any mechanical device, machine, apparatus or instrument for intensification or amplification of the human voice or any sound or noise in any public or private place in such manner that the peace and good order of the neighborhood is disturbed or that persons owning, using, or occupying property in the neighborhood are disturbed or annoyed. This shall include, but not be limited to, the use or operation of any handheld electronic device, any vehicle or personal audio or video system, radio receiving set, musical instrument, microphone, television, or any other audible manner.

4. Horns or signaling devices. The sounding of any horns or signaling devices on any vehicle, handheld or electric device for more than three (3) seconds, except as danger warning, is prohibited.
5. Loud Parties Prohibited. Participating in a party or other gathering or being present at a party or other gathering in a public or private place that gives rise to unnecessary noise, or disturbs the peace, quiet or repose of any other person, or that interferes with another's quiet use and enjoyment of his or her dwelling place or other property. When any police officer determines that such a party or gathering is in violation of this subsection, the officer may order the participants to disperse. If any participant refuses to disperse, the officer may issue a citation for violation of this section. If any participants who have once dispersed reconvene a gathering anywhere in the Village within 24 hours, which gathering again violates this section, the officer may cite such participants for both violations.
6. Excessive noise caused by emergency maneuvers will not be ticketed when the operator is attempting to avoid a collision with a pedestrian, animal, building, fixed object, or other motor vehicle. Emergency situations are defined as circumstances which could not reasonably be foreseen by an alert motor vehicle operator.
7. This section shall not be construed to prohibit public celebrations or entertainments held by organizations who have the approval of the Village Council, and which are held to celebrate or observe holidays or other special events approved of by the Village Council.
8. Quiet Hours. The following times are established as "Quiet Hours" in the Residential District of the Village of Bloomington:
 - Sunday – Thursday from 10:00 p.m. – 7:00 a.m.
 - Friday – Saturday from 11:00 p.m. – 7:00 a.m.

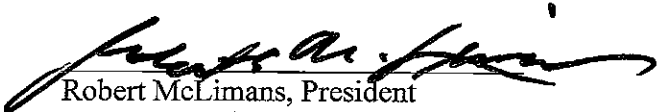
It shall be unlawful for any person to make or assist in making any noise tending to unreasonably disturb the peace and quiet of persons in the vicinity thereof unless the making and continuing of the same cannot be prevented and is necessary for the protection or preservation of property or of the health, safety, life or limb of some person.

9. Penalty. Any person violating a provision of this Section 6.07 shall be required to forfeit not less than Ten Dollars (\$10.00) nor more than Two Hundred Dollars (\$200.00) together with the cost of prosecution for the first offense. The forfeiture amount for the second offense and any subsequent offenses within one (1) year shall increase by Fifty Dollars (\$50.00) above the previous forfeiture.

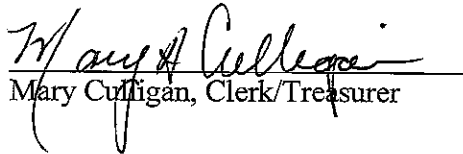
Section II: This Ordinance shall take effect upon its passage and publication or posting as required by law.

Adopted and approved this date of September 7, 2021, by the Village Council of the Village of Bloomington, Grant County, Wisconsin.

VILLAGE OF BLOOMINGTON by:


Robert McLimans, President

ATTEST: I, Mary Culligan, Village Clerk-Treasurer, do hereby certify that the amendment to Chapter 6 "Public Conduct", Section 6.07, "Loud and Unnecessary Noise Prohibited" of the Village of Bloomington Municipal Code has been approved by the Village Council of the Village of Bloomington, Grant County, Wisconsin, at a meeting held on September 7, 2021.


Mary Culligan, Clerk/Treasurer

Date Adopted: 9-7-2021

Effective Date: 9-7-2021