

AN ORDINANCE AMENDING ALBANY MUNICIPAL CODE CHAPTER 7.08, DISORDERLY CONDUCT, AND AMENDING ALBANY MUNICIPAL CODE CHAPTER 1.04, GENERAL PENALTY, AND DECLARING AN EMERGENCY.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1. Albany Municipal Code Section 7.08.052 is hereby established to read as follows:

7.08.052 Sound amplifying paging systems. (1) For purposes of this chapter, a "sound amplifying paging system" is defined as any device which amplifies any sound from which a person may obtain the information that he or she is receiving a telephone call or from which he or she may receive directions from another person. Sound amplifying paging system does not include any sound amplification device used by any law enforcement agency, fire department, or other unit of government that uses such device in connection with law enforcement or public safety function.

For purposes of this chapter, "plainly audible", is defined as any sound which can be heard outside of any building by the human ear 20 feet or more from the source of such sound.

(2) It shall be unlawful to operate or permit the use or operation of any sound amplifying paging system which produces a plainly audible sound except as provided herein.

(3) Operation of sound amplifying paging systems shall be permitted from the hours of 8:00 a.m. to 9:00 p.m. so long as the volume of sound shall not exceed 65 decibels at any property line which is under the control of the operator of the system and is contiguous to the property upon which the sound amplifying paging system is located.

(4) It shall be unlawful to operate any sound amplifying paging system which is plainly audible between the hours of 9:00 p.m. and 8:00 a.m.

(5) This ordinance applies only to amplified sound or speech. It does not apply to the unamplified human voice.

Section 2. Albany Municipal Code Section 1.04.030 is amended to read as follows:

1.04.030 Misdemeanors which may be prosecuted and punished as infractions. Section 1.04.030 of the Albany Municipal Code is amended to include subsection (k) as follows:

(k) Section 7.08.052, Sound amplifying paging systems.

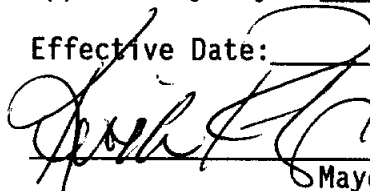
Section 3. Emergency Clause.

Inasmuch as this ordinance is necessary for the immediate preservation of the peace, health, and safety of the citizens of the city of Albany, Oregon, an emergency is hereby declared to exist; and this ordinance shall be in full force and effect immediately upon its passage by the Council.

Passed by Council: April 8, 1992

Approved by Mayor: April 8, 1992

Effective Date: April 8, 1992



Mayor

ATTEST:

Norm C. Withrow
Deputy City Recorder