

PIERCE TOWNSHIP, CLERMONT COUNTY, OHIO

RESOLUTION NO. 99-019

**A Resolution Controlling Noise Nuisances**

WHEREAS, O.R.C. Section 505.172 authorizes a Township to adopt noise control regulations within the residentially zoned areas of the Township; and

WHEREAS, O.R.C. Section 505.172 provides that a violation of the Township noise control Resolution is a minor misdemeanor; and

WHEREAS, noise can, and does, create a nuisance that may adversely affect adjacent or neighboring property owners or persons in residentially zoned areas; and

WHEREAS, when a nuisance condition is created, the health, safety and welfare of Township residents are threatened and adversely affected.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Trustees, Pierce Township, Clermont County, Ohio, that the following legislation be adopted.

**Section I.**

- A. No person shall make, continue, cause to be made, suffer, allow or permit within the unincorporated residentially zoned area of Pierce Township, Clermont County, Ohio, any unreasonably loud, disturbing or unnecessary noise or noises of such character, intensity or duration that annoy, disturb, injure or endangers the peace, health comfort, safety or quiet of any individual.
- B. The creation of noise or noises in the following manner are declared to be in violation of Section A, but this enumeration shall not be deemed exclusive:
  1. The sounding of any horn, bell or other signal or warning on any motor vehicle, except as a danger or warning signal, for any unnecessary reason or for any unreasonable period of time.
  2. The harboring or keeping of any dog or animal which, by loud, frequent, habitual or continued barking, howling or yelping, disturbs or annoys any person in the vicinity, where such noise can be heard outside the property line of the premises at which the dog or animal is kept. Any person who shall allow any dog or animal to remain, be lodged or fed within any dwelling, building, yard or enclosure, which he occupies or owns, shall be considered as harboring

such dog or animal. None of the provisions of this paragraph shall apply to owners, operators, or employees of duly licensed veterinary hospitals; or to blind persons when a dog serves as a guide or leader.

3. The playing or permitting to be played of any music, radio, music player, television, audio system or musical instrument or the amplification of any sound in such a manner so as to annoy or disturb the peace, enjoyment, quiet, comfort or repose of any person of ordinary sensibilities, or at such volume which is plainly audible to persons other than those who are on or in the premises in which such device or instrument is being played and are voluntary listeners thereto.

C. Whoever violates this Resolution is guilty of a minor misdemeanor.

**Section II.** This Resolution shall take effect at the earliest time as permitted by law.

**Section III.** It has been determined that all formal actions of the Board of Trustees of Pierce Township concerning and relating to the adoption of this Resolution were adopted in open meetings of the Pierce Township Board of Trustees, and that all deliberations of the Pierce Township Board of Trustees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Motion made by MRS. REGISTER, motion seconded by MR. HARTMAN, vote resulted as follows:

Mrs. Register AYE

Mr. Hartman AYE

Mr. Strosnider ABSENT

Adopted November 9, 1999

*Thomas A. Belyou, Clerk*

# PIERCE TOWNSHIP

950 Locust Corner Road  
Cincinnati, Ohio 45245

## Trustees

Curt Carl Hartman  
Karen M. Register  
Steve P. Strosnider

## Clerk

Thomas A. Behymer  
3440 Merwin Ten Mile Road  
New Richmond, Ohio 45157  
Tel. (513) 752-3945  
Fax (513) 752-6444

December 1, 1999

Clermont County Law Library  
270 East Main Street  
Batavia, Ohio 45103

To Whom It May Concern:

The enclosed Resolution No. 99-019, A Resolution Controlling Noise Nuisances adopted by the Board of Trustees of Pierce Township on November 9, 1999, is for your information and files.

Sincerely,



Thomas A. Behymer  
Clerk of Pierce Township

# PIERCE TOWNSHIP

950 Locust Corner Road  
Cincinnati, Ohio 45245

## Trustees

Curt Carl Hartman  
Karen M. Register  
Steve P. Strosnider

## Clerk

Thomas A. Behymer  
3440 Merwin Ten Mile Road  
New Richmond, Ohio 45157  
Tel. (513) 752-3945  
Fax (513) 752-6444

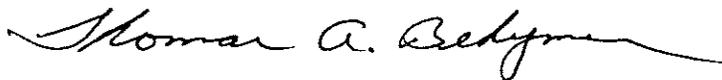
December 2, 1999

Clermont County Recorder  
101 East Main Street  
Batavia, Ohio 45103

To Whom It May Concern:

The enclosed Resolution No. 99-019, A Resolution Controlling Noise Nuisances adopted by the Board of Trustees of Pierce Township on November 9, 1999, is for your information and files.

Sincerely,



Thomas A. Behymer  
Clerk of Pierce Township