

**Chapter 89****NOISE**

**§ 89.1. Certain noises prohibited.**

**§ 89.2. Measurement requirements.**

**§ 89.3. Violations and penalties.**

**§ 89.4. Exceptions.**

**[HISTORY: Adopted by the Board of Commissioners of the Township of Upper St. Clair 11-1-76 as Ord. No. 655. Amendments noted where applicable].**

**GENERAL REFERENCES**

**Definitions and rules of interpretation – See Ch. 3.**

**Enforcement of ordinances; penalties – See Ch. 5.**

**Loudspeakers in parks – See Ch. 93, § 93.2.**

**§ 89.1. Certain noises prohibited.**

89.1.1. The making and creating of an excessive or unusually loud noise within the Township of Upper St. Clair, as heard without measurement or heard and measured in the manner prescribed in § 89.2. hereof, is hereby declared to be unlawful.

89.1.2. No person shall operate any type of motor vehicle machine or device or carry on any other activity in such a manner as would be a violation of this chapter.

**§ 89.2. Measurement requirements.**

For the purpose of determining and classifying any noise as excessive or unusually loud as declared to be unlawful and prohibited by this chapter, the following test measurement and requirements may be applied; provided, however, a violation of § 89.1. of this chapter may occur without the following measurements being made:

89.2.1. The noise shall be measured within the Township of Upper St. Clair at the distance of at least twenty-five (25) feet from a noise source located within the public right-of-way and, if the noise source is located on private property or public property other than the public right-of-way, at least twenty-five (25) feet from the property line of the property on which the noise source is located.

89.2.2. The noise shall be measured on a decibel or sound-level meter of standard design and quality operated on the A-weighting scale.

89.2.3. A noise measured or registered as provided above from any source more than ninety (90) decibels on the A-weighting scale in intensity shall be and is hereby declared to be excessive and unusually loud and is unlawful. **[Amended 3-2-81 by Ord. No. 944]**

**§ 89.3. Violations and penalties.**

Any person, partnership, association or corporation violating the provisions of this chapter shall be subject to penalties provided in Chapter 5, Enforcement of Ordinances: Penalties, of the Code of the Township.

**§ 89.4. Exceptions.**

The requirements, prohibitions and terms of this chapter shall not apply to any authorized emergency vehicle when responding to an emergency call or acting in time of emergency. The terms of this chapter shall not apply to those activities of a temporary duration, permitted by law and for which a license or permit therefore has been granted by the township, including but not limited to parades and fireworks displays.