

**CHARTER TOWNSHIP OF HAMPTON ORDINANCE NO. 42-1  
DISORDERLY CONDUCT AND NUISANCE ORDINANCE**

An Ordinance to amend Township Ordinance No. 42 for the purpose of exercising certain municipal powers to regulate the use of farm cannons and other similar devices for the health, safety, and welfare of persons and property in the Charter Township of Hampton.

THE BOARD OF TRUSTEES OF THE CHARTER TOWNSHIP OF HAMPTON  
BAY COUNTY, MICHIGAN, ORDAIN:

That Ordinance No. 42, Disorderly Conduct and Nuisance Ordinance, is hereby amended to read as follows:

Title

This Ordinance shall be known as the "Disorderly Conduct and Nuisance Ordinance, 42-1".

Section 2.5, Specific Acts Prohibited

Section 2.5 is hereby amended by adding subsection (13), so that this section shall henceforth read as follows:

"Each of the following acts is hereby declared unlawful and prohibited, but this enumeration shall not be deemed to be exclusive, namely:

(1) The playing of any radio, phonograph, or musical instrument of any character in such a manner or with such volume, at any time or place as to annoy or disturb the quiet, comfort, or repose of persons in any office, dwelling, hotel, or other type of residence or of any person in the vicinity.

(2) The keeping of any animal or bird which by frequent or loud or long continued noise shall disturb the comfort and repose of any person in the vicinity.

(3) The discharge into the open air of exhaust of any steam engine, compressed air machine, stationary internal combustion engine, motor vehicle, or any other machine, except through a muffler or other device which will effectively prevent loud or explosive or disturbing noises therefrom.

(4) The creation of a loud unnecessary noise in connection with the loading or unloading of any vehicle or the opening and closing or destruction of bales, boxes, crates, or other containers.

(5) Yelling, shouting, whistling, loud talking or singing on the public streets, particularly between the hours of 10 p.m. to 7 a.m., or at any other time or place so as to annoy, or disturb the quiet comfort or repose of persons in an office, dwelling, hotel or any other type of residence or of any persons in the vicinity.

(6) The use of any drums, loud speakers, musical devices, or other instruments or devices for the purpose of attracting attention by the creation of noise to any performance, show or sale or display of merchandise.

(7) The use of mechanical loud speakers, on or from motor vehicles in a manner that causes the sound emitted therefrom to be heard on private property, except when a specific permit is first granted by the Township Board. The Township Board shall cause such a permit to issue when it finds the following:

(a) The applicant has a noncommercial message that cannot be effectively communicated to the public by the other means of communication available.

(b) The applicant will limit the use of the loud speakers to times, locations and sound levels which will not unreasonably disturb the public peace.

(c) The applicant will not use said equipment in residential areas between 6 p.m. and 9 a.m.

(8) The blowing of any steam whistle attached to any stationary boiler or whistle operated by compressed air, except to give notice of the time to begun or stop work or as a warning of fire or danger, or except upon request by proper public authorities.

(9) The erection, excavation, demolition, alteration, or repairing of any building in a residential or business district other than between the hours of 7 a.m. to 8 p.m. on week days, except in case of urgent necessity, in the interest of public safety and then only upon permission having been first obtained from the Township Board.

(10) The carrying on or operation of any business, trade, or occupation, located in a residential section of the Township between the hours of 10 p.m. and 7 a.m.,

which makes an unusual, loud, frequent, or disturbing noise, causing a nuisance and disturbance to any person residing in the vicinity.

(11) The firing of fire arms, fire crackers, air guns, or other combustible substances for the purpose of making a noise or disturbance.

(12) The practicing and training of any drum corps, band, orchestra, or other musical organization, or the practice by individuals on the various musical instruments, which produce a noise or disturbance, and which annoy the peace, repose, and comfort of the resident in the vicinity thereof.

(13) The discharge of any device identical to or similar in nature to what is commonly referred to as a farm cannon, for any purpose whatsoever, except for farming purposes to protect growing crops from the threat of birds or other agricultural pests which threaten said crops; provided further, that farm cannons used for such lawful purposes shall not be permitted to be discharged between the hours of 9:30 p.m. and 6:00 a.m. All owners of property or individuals who utilize farm cannons for such purposes shall be required to provide the Clerk with written notification of where such farm cannons will be located, along with the name, address, and telephone number of at least two individuals who can be contacted for the purpose of registering complaints and issuing citations for violation of this ordinance. Such individuals who are required to register farm cannons shall provide written notification as described to the Clerk prior to said farm cannons being used and prior to the relocation of any farm cannon."

#### Effective date

This ordinance shall become effective immediately upon publication following adoption. A copy of this ordinance shall be published in a newspaper circulated within the Charter Township of Hampton, Bay County, Michigan, within 10 days following the adoption thereof.