

An Ordinance to ~~Strike~~, amend, and insert different sections of Chapter 16 of the Ordinances of the Town of Chapmanville, WV. Be it ordained by the Town of Chapmanville, that upon passage this will be considered the entirety of Chapter 16 of the ordinances of the Town of Chapmanville

CH 16

Noise

I. In General

a. Loud, disturbing and unnecessary noise is prohibited.

- i. It shall be unlawful for any person to create any unreasonably loud, disturbing and unnecessary noise. Noise of such character, intensity and duration as to be detrimental to the life or health of any person or to disturb or annoy the quiet, comfort, or repose of any person unnecessarily is prohibited.

b. Definitions

- i. The following acts, among others, are declared to be loud, disturbing and unnecessary noises in violation of 16.1.a, but such enumeration shall not be deemed to be exclusive, namely:

1. Musical instruments, etc. The playing of any television set, radio, phonograph, musical instrument or percussion instrument in such manner or with such volume, particularly during the hours between 12:00 Midnight and 7:00 AM, as to annoy or disturb the quiet, comfort or repose of persons in any dwelling, hotel or other type of residence.
2. Animals and fowls. The keeping of any animal or bird which by causing frequent or long continued noise shall disturb the comfort and repose of any person in the vicinity to such extent as shall constitute a nuisance.
3. Vehicle. The use of any automobile, motorcycle, or other vehicles so out of repair, or loaded in such manner as to create loud and unnecessary grating, grinding, rattling, or other noises.
4. Sound adjacent at schools, courts, or hospitals. The creation of any excessive noise on any street adjacent to any hospital which unreasonably interferes with the working of such institutions or which disturbs or unduly annoys persons in the school, court, or hospital; provided, that conspicuous signs are displayed in such streets indicating that the same is a school, hospital or court streets.

c. Noise or outcry by salesman, etc.

- i. It shall be unlawful for any person to make any noise or outcry or ring a bell for the purpose of advertising wares or attracting the attention of, or inviting the patronage of, any person for any business and solicit or importune any passerby to purchase the wares of such person or the wares of another person or to patronize any business whatsoever; however, that a newsboys may cry their newspapers and provide, further, that this section shall not be construed to apply to auctioneers licensed by the town.

II. Permit for operation of Public Address Systems, etc., with Outside Loud-Speakers and Sound

Tracks

a. Required

- i. It shall be unlawful for any person to operate any nickelodeon, radio, television set, juke box, phonograph, or public-address system with an outside loud-speaker or to operate any sound track or vehicle with a loud-speaker attachment, without first having obtained a permit from the Mayor to do so.
- ii. The operation of any nickelodeon, radio, television set, juke box, phonograph, or public-address system with an outside loud-speaker or of any soundtrack or vehicle with a loud-speaker attachment, without first have obtained such a permit shall constitute a public nuisance, and shall be punishable as provided in 15.1.1 of these ordinances.

b. Application Therefor

- i. Any person desiring a permit, as required in 16.II.a, shall file an application therefore with the Town Clerk. Such application shall describe the equipment in question and indicate the place or area of operation of such equipment. Such Application shall also give such additional information as may be required.

c. Issuance generally

- i. A permit as required in 16.II.a shall be issued only when the operation of the equipment in question pursuant to such a permit will not interfere with the peace and quietude of the town or of the place in an area of the town designated in the application filed as provided in 16.II.b

d. Charge for issuance

- i. No charge shall be made for the issuing of any permit under this article.

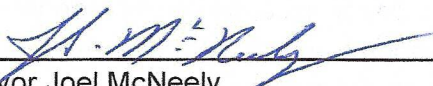
e. Contents

- i. A permit issued under this article shall designate the place or area within the city and hours during which the equipment in question may be operated.

First Reading: 08/12/25

Second Reading: 09/09/25

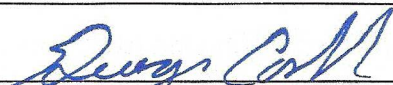



Third Reading and adoption: 10/16/25



Mayor Joel McNeely



Recorder Philip Williamson

Council