

ORDINANCE NO. 66-97

By: Anne H. Porter

An Ordinance to amend the Bexley Traffic Code by adding Section 432.42 prohibiting loud sound amplification systems.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, OHIO:

Section 1. That the Traffic Code is hereby amended by the addition of Section 432.42 as follows:

432.42 LOUD SOUND AMPLIFICATION SYSTEMS PROHIBITED.

- (a) No operator or passenger of a motor vehicle shall operate, or permit the operation of, any amplification system which can be heard outside the vehicle from ~~50~~ or more feet when the vehicle is being operated upon a street or highway.
- (b) "Sound amplification system" shall include any radio, tape player, compact disc player, loud speaker, or other electronic device used for the amplification of the human voice, music or any other noise or sound.
- (c) It is an affirmative defense to a charge under this section that the operator was not otherwise prohibited by law from operating the sound amplification system, and that any of the following apply:
 - (1) The system was being operated to request medical or vehicular assistance or to warn of a hazardous road condition;
 - (2) The vehicle was an emergency or public safety vehicle;
 - (3) The vehicle was owned and operated by the City or a gas, electric, communications, refuse, or water utility company;
 - (4) The vehicle was being used in a parade, within the meaning of Section 412.06 of the Traffic Code, and the person or organization conducting the parade has obtained a parade permit from the appropriate City agency.

Section 2. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: January 27, 1998

[Signature]
President of Council

Attest: [Signature]
Clerk of Council

Approved: Jan. 27, 1998

[Signature]
David H. Madison, Mayor

December 9, 1997, first reading
 December 09, 1997, second reading
 January 13, 1998, third reading
 tabled
 January 27, 1998, remove from
 table - passed