

ORDINANCE NO. 87-1

ORDINANCE REGULATING NOISE WITHIN THE TOWN OF
LESUK, IN STEARNS COUNTY, MINNESOTA

The Board of Supervisors in and for the Town of LeSauk, Stearns County, Minnesota, hereby ordains as follows:

Section 1: That it shall be unlawful for any person in the Town of LeSauk, Stearns County, Minnesota, in a public or private place, to make, cause to be made, or allow the making of any noise between the hours of 10:00 p.m. and 7:00 a.m., which is unnecessary or unusual and does or is reasonably expected to annoy, disturb, or affect the comfort, repose, health, or peace of another.

Section 2: Any such noise that has the effect as described in Section 1 above which is heard by another person(s) outside the limits of the premises from which said noise has its source, shall be such a noise that is prohibited under Section 1 above and shall constitute the basis for the violation of this ordinance.

Section 3: The scope of this ordinance to whom it may be applied shall extend beyond the person(s) making or causing to be made said noise as described in Section 1 above to any person(s) in control of, owning, or possessing the premises, in the Town of LeSauk, who allows the making of said noise as described in Section 1 above on said premises. Any person so described in this Section 3 of making such a noise shall be in violation of this ordinance.

Section 4: For purposes of this ordinance, the term "premises" is defined as follows:

- a. For a parcel of real property subject to a single or common fee or leasehold interest, the premises shall consist of the entire parcel of real property and all buildings or structures contained thereon.

b. For a parcel of real property subject to multiple fee or leasehold interests, each particular area of the parcel, and buildings or structures contained thereon, subject to exclusive control and occupation by the particular party holding a fee or leasehold interest, shall constitute a separate premises under the control of the person holding the interest.

Section 5: Any person violating any provision of this ordinance is guilty of a misdemeanor and upon conviction shall be punished by a fine or imprisonment up to the maximum allowed by state law, plus the cost of prosecution in any case.

Section 6: All other ordinances and resolutions of this Town concerning the regulation of noise previously in effect or conflicting herewith, are hereby repealed. Every section, provision, or part of this ordinance is hereby declared separate from every other section, provision, or part. Should any section, provision, or part of this ordinance be held unconstitutional or void by a court of competent jurisdiction, the remaining sections, provisions, or parts shall remain in full force and effect.

~~Passed by the Town of LeSauk Board of Supervisors the 9th day of~~
June, 1987.

TOWN OF LESAUK

Attest:

Richard Trout
Town Clerk

By Michael A. Schoenick
Chairman, Board of Supervisors

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1987.

Richard Trout
Town Clerk