

#### SECTION 4

1604.000     **RELATING TO RADIOS, TAPE AND DISC PLAYERS, ETC.**

1604.001     No person shall play, use, or operate any radio, tape or disc player, musical instrument, phonograph, or other machine or device for the production of sound in such a manner, considering the time and place and the purpose for which the sound is produced, as to unreasonably disturb the peace, quiet, or repose of a person or persons of ordinary sensibility.

1604.002.     The play, use, or operation of any radio, tape or disc player, musical instrument, phonograph, or other machine or device for the production of sound in such a manner as to be plainly audible at a distance of fifty (50) feet from said machine or device shall be prima facie evidence of a violation of this section.

1604.003     When sound violating this section is produced by a machine or device that is located in or on a vehicle, the vehicle's owner is not present, the person in charge of the vehicle at the time is guilty of the violation.

1604.004     This section shall not apply to sound produced by the following:

- A.     Amplifying equipment used in connection with activities for which permits have been granted;
- B.     Anti-theft devices; and
- C.     Machines or devices for the production of sound on or in authorized emergency vehicles.

1604.005     With the exception of the machines and devices listed in 1601.004.A., B., and C., this section shall apply to all radios, tape and disc players, musical instruments, phonographs, and machines and devices for the production of sound, whether on public or private property.

1604.006     **PENALTY.** A violation of this section shall be punishable as a misdemeanor.