

Sec. 34-105. - Noise.

- (a) It is declared to be a public nuisance and it is unlawful for any person owning or operating or in control of any restaurant, hotel, dancehall, show, store or any place of public amusement, entertainment or accommodation, to play or permit to be played any music or musical instrument, whether played by individuals, orchestra, radio, phonograph, music box or other mechanical device or means, in such a loud or unusual manner as to be offensive to the senses, or so as to disturb the slumber, peace and quiet or otherwise interfere with or annoy the comfortable enjoyment of life or property of any considerable number of persons in the neighborhood, and is no less a nuisance because the extent of the annoyance inflicted is unequal.
- (b) It is unlawful to play, operate or use any device known as a sound truck, loudspeaker or sound amplifier, radio or phonograph with loudspeaker or sound amplifier or any instrument of any kind or character in a manner that the same emits loud and raucous noises and is attached to and upon any vehicle. 1
- (c) It is unlawful within the city limits for any person to play, or to cause or permit another person to play, a radio, stereo, phonograph, tape player, CD player, television, or other similar sound-producing device at an unreasonably loud volume which disturbs the peace or quiet of a neighborhood, family, or person. This prohibition applies regardless of whether the device is stationary or portable, or whether it is located within a building, within a vehicle, or at any other place.
- (d) It shall be unlawful for any person to perform any construction or repair work, or operate any construction-type equipment or device within any residential zone or within any residential designation within a planned area development (PAD) zone between the hours of 9:00 p.m. and 5:00 a.m. which causes to be made or continued any loud, unnecessary or unusual noise that disturbs the peace and quiet of any neighborhood or which causes discomfort or annoyance to any reasonable person of normal sensitivities residing in the area. This prohibition shall not apply to persons performing construction or repair work, or operating any construction-type equipment or device in connection with public works projects or to a person performing emergency repairs.
- (e) Every person who violates a provision of this section is guilty of a class 1 misdemeanor.

(Code 2007, § 9.12.010)

**State Law reference**— Authority to suppress noise, A.R.S. §§ 9-240(B)(15)(b), 9-499.01.