

## **Chapter 9.45**

### **NOISE**

#### **Sections**

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- 9.45.030 Presumption.
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#### **9.45.010 Public disturbance noises.**

It is unlawful to create, or to allow property in one's possession or control to be used so as to create any loud, unpleasant, or raucous noise which unreasonably disturbs the peace, comfort, or repose of others. (Ord. 99-09, 1999; Ord. 95-14 § 1, 1995).

#### **9.45.020 Noise disturbances enumerated.**

Noise disturbances referred to in [KCC 9.45.010](#) may include but are not limited to continuous or repetitive:

1. Operating motors, engines, motorcycles and snowmobiles in a capricious manner, to be plainly audible within any dwelling unit which is not the source or is generated within 200 feet of any dwelling unit;
2. Playing amplified or otherwise loud music and voice amplification either live or recorded;
3. Yelling or shouting at a continuous loud level of sound;
4. Allowing domestic animals to bark, howl or otherwise make noise either on private or commercial premises for extended periods of time;
5. Use of noise making fireworks except for duly authorized or approved public displays. (Ord. 99-09, 1999; Ord. 95-14 § 2, 1995).

#### **9.45.030 Presumption.**

It shall be a rebuttable presumption that any activities enumerated herein disturb the peace, comfort, or repose of others when they take place between the hours of 10:30 p.m. and 7:00 a.m. in a residential area or one containing hospitals, hostleries, convalescent centers, or other places of repose. (Ord. 99-09, 1999; Ord. 95-14 § 3, 1995).

#### **9.45.040 Exemptions.**

1. The noises or sounds produced by the operations of agricultural, silviculture and mining equipment for the purpose of production or protection of crops and or other legitimate commercial products or materials are exempt from this chapter.
2. The noises or sounds produced from or in the raising of or production of livestock including the raising of livestock guardian dogs, horses, cattle, sheep, pigs, and poultry are exempt from this chapter.
3. The noise and sounds emanating from legitimate training activities located within the boundaries of the "Yakima Training Center." (Ord. 99-09, 1999; Ord. 95-14 § 4, 1995).

#### **9.45.050 Penalty.**

Any person violating this chapter shall, upon conviction therefore, be punishable by fine not to exceed \$500.00 or imprisonment not to exceed 90 days, or both. (Ord. 99-09, 1999; Ord. 95-14 § 5, 1995).

**9.45.060 Variances.**

From time to time, upon application to the board of county commissioners, further specific exemptions may be granted to this chapter on a fact and date specific basis. An example is the request for and granting of a festival permit. All such exemptions shall be made through proper application to the board of county commissioners and in conformance with existing provisions of the Kittitas County Code, as it now exists, or as amended in the future. In addition, all requests for exemptions to this chapter are subject to a nonrefundable \$25.00 fee, which must be paid at the time the request is made. (Ord. 2014-010, 2014; Ord. 99-09, 1999; Ord. 95-14 § 7, 1995).