

**CITY OF LAKESHIRE**

County of St. Louis, Missouri

Bill No.: 9

Ordinance No.: 1161

Introduced by Alderman Poschel

**AN ORDINANCE OF THE CITY OF LAKESHIRE, MISSOURI AMENDING TITLE VI, CHAPTER 600, SECTION 600.190: NOISE PROHIBITION, TO AMEND THE CATEGORIES AND TIME LIMITS FOR PROHIBITED NOISES.**

**WHEREAS**, pursuant to § 79.450 of the Revised Statutes of Missouri, the Board of Aldermen of the City of Lakeshire may enact or make all ordinances, rules and regulations, not inconsistent with the laws of the state, expedient for maintaining the peace, good government and welfare of the City and its trade and commerce; and

**WHEREAS**, Chapter 600 of the Code of Ordinances of the City of Lakeshire addresses prohibited noises and establishes time restrictions for specific noise activities; and

**WHEREAS**, the Board of Alderman wishes to amend its current regulations to streamline such prohibited noises and time restrictions to better provide for the peace and welfare of the City;

**WHEREAS**, the Board of Aldermen finds that is in the best interests of the City and its residents to amend section 600.190 to streamline prohibited noises and time restrictions.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF LAKESHIRE AS FOLLOWS:**

**Section 1.** Section 600.190 of the Code of Ordinances of the City of Lakeshire is hereby amended to read as follows:

<b>TITLE VI</b>	<b>MAINTENANCE OF PROPERTIES AND BUSINESS</b>
<b>CHAPTER 600</b>	<b>NUISANCES</b>
<b>Section 600.190</b>	<b>Noise Prohibition</b>

**A.** Prohibited; Exceptions. It shall be unlawful for any person to make, continue or cause to be made or continued any loud or unusual noise or any noise which would unreasonably either disturb, injure or endanger the comfort, repose, health, peace or safety of persons or normal and ordinary sensibilities, or which would unreasonably interfere with the comfort and enjoyment of private property, within the limits of the city. The provisions of this section shall not be applicable or enforced in relation to:

1. Any vehicle owned by the city while engaged in necessary public business.
2. Excavations or repair of streets by or on behalf of the city, county or state at night when public welfare and convenience render it impossible or impractical to perform such work during the day.

3. The reasonable use of amplifiers of loudspeakers in the course of religious services or assemblies and public addresses which are noncommercial in nature.
4. Parades or other similar processions or demonstrations conducted by persons, groups or organizations when such parade or procession is conducted in accordance with a permit issued by the chief of police.
5. Any vehicle operated as an ambulance, or a vehicle operated by the state highway patrol, police or fire department, sheriff, constable or deputy sheriff, traffic officer or coroner;

B. Enumeration of Acts. The following acts, among others, are declared to be loud, disturbing and unreasonable noises in violation of this section and Section **215.555** but such enumeration shall not be deemed to be exclusive:

1. Horns, Signaling Devices, Etc. The sounding of any horn or signaling device on any automobile, motorcycle or other vehicle on any street or in any public place in the city except as a danger warning; the creation of any unreasonably loud or harsh sound by means of any such signaling device and the sounding of any such device for an unreasonable period of time; the use of any signaling device, except a police whistle or one operated by hand or electricity; the use of any horn, whistle or other device when traffic is held up for any reason.
2. Radios, Televisions, Phonographs, Etc. Using, operating, playing or permitting to be used, operated, or played any radio receiving set, musical instrument, phonograph or other machine or device for the producing or reproducing of sound between the hours of 9:00 p.m. and 7:00 a.m. on weekdays and 11:00 p.m. and 7:00 a.m. on weekends in such a manner as to be plainly audible at a distance of 100 feet from the building, structure, vehicle or area in which it is located.
3. Loudspeakers, Amplifiers, Etc., for Advertising. Using, operating, playing or permitting to be used, operated or played any radio receiving set, musical instrument, phonograph, loudspeaker, sound amplifier or other machine or device for the producing or reproducing of sound which is broadcast upon the public streets, including such devices on trucks or other moving or standing vehicles, for the purpose of commercial advertising or attracting the attention of the public to any commercial show or performance, building, structure or establishment, or to any commercial demonstration or display. The use of sound trucks for noncommercial purposes between the hours of 8:00 p.m. and 7:00 a.m. in such a manner as to render the noise therefrom plainly audible at a distance of 100 feet from the point at which such vehicle is operating or standing.
4. Yelling, Shouting, Loud Conversation, Etc. Yelling, shouting, whistling, singing, crying out or unreasonably and excessively loud conversation between the hours of

\_\_\_\_\_ p.m. and \_\_\_\_\_ a.m. in such a manner as to render such noise plainly audible at a distance of 100 feet from the building, structure, vehicle or area in which the individuals participating in such conduct are located.

5. Power Mowers or Rakes. The use of power mowers or rakes between the hours of \_\_\_\_\_ p.m. and \_\_\_\_\_ a.m. is prohibited.
6. Exhausts. The discharge into the open air of the exhaust of any steam engine, stationary internal combustion engine, motorboat or motor vehicle except through a muffler or similar device which will effectively deaden, suppress and muffle loud or explosive noises therefrom.
7. Defect in Vehicle or Load. The use of any automobile, motorcycle or vehicle so out of repair, so loaded or in such a manner as to create loud and unnecessary grating, grinding, rattling or other noise.
8. Loading, Unloading, Opening Boxes. The creation of any unreasonably loud and excessive noise in connection with loading or unloading any vehicle or the opening and destruction of bales, boxes, crates and containers.
9. Construction of Repairing of Buildings. The erection (including excavation), demolition, alteration or repair of the exterior portion of any building or structure between the hours of 9:00 p.m. and 7:00 a.m., except on urgent necessity in the interest of the public health and safety, and then only with a permit from the code enforcement officer, such permit may be granted for a period not to exceed three days while the emergency continues, and which permit may be renewed by the Mayor and Board of Aldermen for periods of three days or less while the emergency continues. If the Mayor and Board of Aldermen determine that the public health and safety will not be impaired by the erection, demolition, alteration or repair of any building or structure or the excavation of streets and highways from 9:00 p.m. to 7:00 a.m., upon application made at the time the permit for the work is applied for or during the progress of the work, they may grant a special permit to permit erection, demolition, alteration or repair of buildings or structures at times other than as set forth in this ordinance.
10. Animal Noises. The keeping of any animal, bird or fowl which by causing frequent or long continued noise shall disturb the comfort or repose of any persons of normal and ordinary sensibilities.
11. Pneumatic Hammer, Derrick, Steam, Electric Noise, Etc. The operation from 9:00 p.m. to 7:00 a.m. of any pneumatic hammer, derrick, steam or electric noise or other appliance, the use of which is attended by loud or unusual noise without a special permit from the mayor and Board of Aldermen is prohibited.
12. Blower, Power Fan, Internal Combustion Engines, Etc. The operation of any noise-creating blower or power fan or any internal combustion engine, the operation of

which causes noise due to the explosion of operating gases or fluids, unless the noise from such blower or fan is muffled and such engine is equipped with a muffler or similar device which will effectively deaden, suppress and muffle loud or explosive noises therefrom.

13. Motor Vehicle Repairs. The doing of any activity in the course of repairing or altering a motor vehicle or repairing or altering a motor vehicle or equipment thereof, between the hours of 9:00 p.m. and 7:00 a.m. in such a manner as to render noise therefrom plainly audible at a distance of 100 feet from the building, structure or area in which the individual or individuals participating in such activity are located.

- C. Declared Nuisance. As an additional remedy, the operation or maintenance of any device, instrument, vehicle or machinery in violation of any provision of this section, and which causes distress, discomfort or injury to reasonable persons of normal and ordinary sensibilities or which endangers the comfort, repose, health or peace of residents in the area, shall be deemed and is declared to be a public nuisance and may be subject to abatement by a restraining order or injunction issued by a court of competent jurisdiction.

**Section 2.** All other Sections and Subsections of Chapter 600 of the Code of Ordinances of the City of Lakeshire shall remain in full force and effect, except to the extent that such Sections or Subsections are in conflict with the amendments enacted herein.

**Section 3.** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**Section 4.** The Chapter, Article, Division and/or Section assignments designated in this Ordinance may be revised and altered by the codification company servicing the City's Code of Ordinances upon supplementation of such code if, in the discretion of the editor, an alternative designation would be more reasonable. In adjusting such designations the editor may also change other designations and numerical assignment of code sections to accommodate such changes.

**Section 5.** It is hereby declared to be the intention of the Board of Aldermen that the sections, paragraphs, sentences, clauses, phrases and words of this ordinance are severable, and if any section, paragraph, sentence, clause, phrase or word(s) of this ordinance shall be declared unconstitutional or otherwise invalid, such unconstitutionality or invalidity shall not affect any of the remaining sections, paragraphs, sentences, clauses, phrases and words or this ordinance since the same would have been enacted by the Board of Aldermen without the incorporation in this ordinance of any such unconstitutional or invalid portion of the ordinance

**Section 6.** This Ordinance shall be in full force and effect from and after the date of its passage by the Board of Aldermen and approval by the Mayor.

Passed this 8th day of September, 2025.  
Approved this 8th day of September 2025.

Timothy A. Seher  
Mayor Tim Seher

Attest:  
Raissa Van Zee  
City Clerk

The seal of the City of Westfield, Massachusetts, is a circular emblem. It features a central shield with a plow and a sheaf of wheat, surrounded by a wreath. The words "CITY OF WESTFIELD MASSACHUSETTS" are inscribed around the perimeter of the seal.

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