

(Published in the Tulsa World,

_____, 2024.)

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 1400, "NOISES", OF CHAPTER 14, "DISTURBING THE PEACE", IN TITLE 27, "PENAL CODE", TULSA REVISED ORDINANCES, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY OF TULSA, OKLAHOMA:

Section 1. That Section 1400, "Noises", of Chapter 14, "Disturbing the Peace", in Title 27 "Penal Code", of Tulsa Revised Ordinances, is hereby amended, and shall recite in its entirety as follows:

"Section 1400. - Noises

It shall be an offense for any person to willfully or maliciously disturb the public peace or quietude or the life, health or safety of a reasonable person of normal sensitivities ~~any individual~~ in any manner, by creating any noise of such character or duration so as to be unreasonably loud or disturbing, including but not limited to the following:

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- A. The sounding of a horn or signal device on any vehicle, except as a danger signal;
- B. The playing of any ~~radio, phonograph or any~~ musical instrument or amplified music in any manner or in such volume, ~~particularly during the hours between 11:00 p.m. and 7:00 a.m.~~, so as to unreasonably disturb the quiet, comfort or repose of any person in any dwelling, hotel or other type of residence;
- C. Singing, chanting, whistling, shouting, yelling, use of bullhorns, auto horns, sound amplification equipment or other sound equipment at a volume that can be heard inside any building or structure located on property occupied by a school, church, hospital or medical clinic during the regular business hours of such school, church, hospital or medical clinic, provided that such school, church, hospital or medical clinic posts a "Quiet Zone" sign on any public right-of-way or similar public access area in front of or adjacent to any such building or structure, and posts the hours of operation near a public entrance of any such building or structure. This prohibition does not apply to activities conducted by any such school, church, hospital or medical clinic. Hospitals and medical clinics which operate on a twenty-four (24) hour basis are not required to post regular business hours.
- D. The allowing of habitual howling, yelping or barking of any dog or animal by its owner, keeper or possessor;

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- E. The discharge of the exhaust of any internal combustion or motor vehicle, except through a muffler or other device which will effectively prevent unreasonably loud or explosive noises therefrom;
- F. The use of any mechanical device operated by compressed air, unless same is effectively muffled and reduced; and
- G. The playing of musical instruments upon any street or public place without a written permit from the Mayor or his designee.”

Section 2. REPEAL OF CONFLICTING ORDINANCES. That all ordinances or parts of ordinances in conflict herewith be and the same are now expressly repealed.

Section 3. SEVERABILITY CLAUSE. If any section, sentence, clause or phrase of this ordinance or any part thereof is for any reason found to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remainder of this ordinance or any part thereof.

Section 4. EMERGENCY CLAUSE. That an emergency is now declared to exist for the preservation of the public peace, health and safety, by reason whereof this ordinance shall take effect immediately from and after its passage, approval and publication.

ADOPTED by the Council: _____.
Date

Chair of the Council

ADOPTED as an emergency measure: _____.
Date

Chair of the Council

OFFICE OF THE MAYOR

Received by the Mayor: _____, at _____.
Date Time

G.T. Bynum, Mayor

By _____
Secretary

APPROVED by the Mayor of the City of Tulsa, Oklahoma: _____,
Date

at _____.
Time

Mayor

(Seal)

ATTEST:

City Clerk

APPROVED:

City Attorney