

TOWN OF SEYMOUR

ARTICLE III. NOISE – (Revision to go into effect on 1/27/09.)

Sec. 8-59. Inspections.

(a) For the purpose of determining compliance with the provisions of this article, the Chief of Police or his authorized agent, is hereby authorized to make inspections of all noise sources and to take measurements and make tests whenever necessary to determine the quantity and character of noise. In the event that any person refuses or restricts entry and free access to any part of a premises or refuses inspection, testing or noise measurements of any activity, or process where inspection is sought, the Chief of Police or his authorized agent, through the town, may seek from the appropriate court a warrant or other appropriate order for the purpose of inspecting, testing or measuring noise.

(b) It shall be unlawful for any person to refuse to allow or permit the Chief of Police or his authorized agent, free access to any premises when the Chief of Police or his authorized agent, is acting in compliance with a warrant or other order for inspection.

(c) It shall be unlawful for any person to violate the provisions of any warrant or court order requiring inspection, testing or measurement of noise sources.

(d) No person shall hinder, obstruct, delay, resist, prevent in any way, interfere or attempt to interfere with any authorized person while in the performance of his duties under this article.

(Ord. of 6-27-83, §§ 9.1--9.5)

Sec. 8-61. Penalties.

(a) The Chief of Police or his authorized agent, whenever he finds, after investigation, that any person is causing, engaging in or maintaining any condition or activity which, in his judgment, constitutes a violation of these regulations may, without hearing, issue a written warning to such person to discontinue, abate or alleviate such condition or activity. Such person or persons issued a written warning may appeal within ten (10) days. The appeal shall be made in compliance with the Town ordinance of March 2, 2004, which establishes a hearing procedure. Any subsequent fine or penalty imposed by this ordinance may be appealed in a manner provided by said appeal ordinance. If such person or persons continue after receiving a written warning, section (b) of this penalty section will be implemented.

(b) Any person in violation of any of the provisions of this article shall be fined in the amount of one hundred dollars (\$100.00). Each day such violation continues after the time for correction of the violation has been given in an order, shall constitute a continuing violation and the amount of the fine shall be doubled for each day the violation continues, such fine not to exceed \$400.00 per day.

(Ord. of 6-27-83, §§ 10.1, 10.2)