

**CITY OF LIBERTY LAKE  
SPOKANE COUNTY, WASHINGTON  
ORDINANCE NO. 98-A**

**AN ORDINANCE OF THE CITY OF LIBERTY LAKE, WASHINGTON, RELATING  
TO PUBLIC DISTURBANCES FROM NOISE, DEFINING A PUBLIC NUISANCE  
NOISE, CREATING EXCEPTIONS, PROVIDING A PENALTY AND OTHER  
MATTERS PROPERLY RELATED THERETO.**

WHEREAS, excessive noise causes harmful effects to the health and welfare of persons exposed to such sound and adversely affects the peace and comfort of the City;

WHEREAS, excessive noise from various sources including portable and motor vehicle audio equipment is unreasonably annoying, injurious and interferes with the comfort, repose, health and safety of the community including the use and enjoyment of property;

WHEREAS, the City is desirous of prohibiting public nuisance noise in order to promote the best interest of the citizens of Liberty Lake.

NOW, THEREFORE, the City Council of the City of Liberty Lake, Washington, do ordain as follows:

**Section 1.** No person shall cause or make while on private or public property sound that is a public nuisance noise. The following sounds are determined to be public nuisance noises.

A. Sound from a motor vehicle audio system, such as a radio, tape player or compact disc player, which is operated at such a volume so as to unreasonably annoy, injure, interfere with or endanger the comfort, repose, health or safety of any person or be clearly heard by any person at a distance of seventy-five (75) feet or more from the vehicle or the source of the sound.

B. The frequent, repetitive or continuous sounding of any horn, siren or loud speaker, except as a warning of danger or as specifically permitted by law.

C. The use of a loud speaker or sound amplifier or other device which produces amplified sound upon streets for the purpose of commercial advertising or sales or for attracting the attention of the public to any vehicle, structure or property or the contents therein provided that vendors whose sole method of selling a product is from a moving vehicle shall be exempt from this subsection.

D. The operation of a motor vehicle upon City streets in violation of standards set forth in WAC Chapter 173-62 which is hereby adopted by this reference.

E. Sounds which unreasonably annoy, injure, interfere with or endanger the comfort, repose, health and safety of any person.

**Section 2.** Exceptions. The following sounds are exempt from this ordinance.

A. Sounds originating from aircraft.

B. Sounds created by emergency equipment, fire alarms or sirens used in connection with emergency management or law enforcement activities.

- C. Sounds created by construction equipment during the hours of 7:00 a.m. to 8:00 p.m., Monday - Friday and 9:00 a.m. to 8:00 p.m., Saturday & Sunday provided the sounds are in conformance with State law, RCW Chapter 70.107. Special circumstances which necessitate work outside the designated hours must be approved in advance by the City Administrator or designee.
- D. Sounds created by the lawful discharge of fireworks.
- E. Sounds originating from authorized public events.
- F. Sounds which do not unreasonably annoy, injure, interfere with or endanger the comfort, repose, health and safety of any person.

**Section 3. Penalty.** A violation of this ordinance is declared to be a Class 2 Civil Infraction pursuant to RCW Chapter 7.80.

**Section 4. Definitions.** The following definitions are adopted for the purpose of this ordinance.

“Motor Vehicle” means any self-propelled vehicle used primarily for transporting persons or property that is required to be licensed under the laws of Washington.

“Noise” means the intensity, duration and character of sounds from any and all sources.

“Person” means any individual, firm, association, partnership, corporation or any other entity public or private including law enforcement officers.

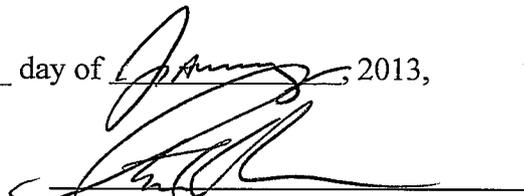
“Public Nuisance Noise” means any sound which unreasonably either annoys, injures, interferes with or endangers the comfort, repose, health or safety of any person regardless of the degree or severity of any annoyance, interference or damage.

“Street” means the right of way owned or occupied by the City or other agency with jurisdiction when such right of way is opened for the use of the public for pedestrian or vehicular travel.

**Section 5. Effective Date.** This Ordinance shall be in full force and effect five (5) days after publication of this Ordinance or a summary thereof in the official newspaper of the City as provided by law.

**Section 6. Severability.** If any section, sentence, clause or phrase of this resolution shall be held to be invalid or unconstitutional by a court of confident jurisdiction, such invalidity or unconstitutionality shall not effect the validity or unconstitutionality of any other section, sentence, clause or phrase of this resolution.

PASSED by the City Council this 8 day of January, 2013,

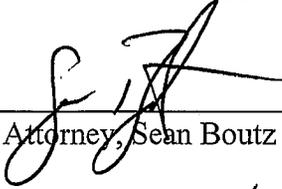
  
Steve Peterson, Mayor

**ATTEST:**



\_\_\_\_\_  
City Clerk, Ann Swenson

**Approved As To Form:**



\_\_\_\_\_  
City Attorney, Sean Boutz

Date of Publication: 10/17/13

Effective Date: 1-22-13

**CERTIFICATION**

I, the undersigned City Clerk of the City of Liberty Lake, of Spokane County, Washington, HEREBY CERTIFY that the foregoing Ordinance is a full, true, and correct copy of Ordinance No.98-A duly adopted at a regular meeting of the City Council of said City, duly and regularly held at the regular meeting place thereof on January 8, 2013 of which meeting all members of said City Council had due notice and at which a majority thereof were present; and that at said meeting said Ordinance was adopted by the following vote: unanimous, 5-0.

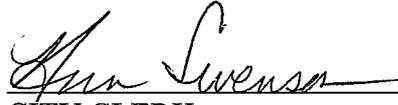
AYES, and in favor thereof: Council Members Kaminskas, Brickner, Dunne, Beckett, and Kopelson

NAYS: None.

ABSENT: Mayor Pro Tem Langford and Council Member Olander

ABSTAINED: None.

CITY OF LIBERTY LAKE

  
CITY CLERK