

**BOROUGH OF KOPPEL**  
**BEAVER COUNTY, PENNSYLVANIA**  
**ORDINANCE NO. 407**

AN ORDINANCE OF THE COUNCIL OF THE BOROUGH OF KOPPEL, BEAVER COUNTY, PENNSYLVANIA, PROVIDING FOR THE REGULATION OF LOUD AND DISTURBING AND EXCESSIVE NOISE AND PROVIDING FOR PENALTIES FOR VIOLATIONS THEREOF

BE IT ORDAINED AND ENACTED by the Council of Koppel Borough, Beaver County, Pennsylvania that from and after the passage of this Ordinance, the regulations contained herein shall be in full force and effect and shall be held to be the minimum requirements for such conduct.

**1. DEFINITIONS:**

**MOTOR VEHICLE** – Any vehicle designed for the transportation of person or property and propelled by an internal-combustion engine or other type of engine, and shall include without being limited to automobiles trucks, motorcycles, minibikes, motor scooters, motorbikes, dune buggies, trail bikes, all-terrain vehicles, go-carts or other vehicles not capable of being registered under law.

**PERSON**- Any individual, corporation, firm, association, club or partnership.

**PLAINLY AUDIBLE** – Any sound that can be detected by a person using unaided hearing faculties at a distance of fifty (50) feet from the sound source. For example, if the sound source under investigation is a portable or personal vehicular sound amplification or reproduction device, the detection of the rhythmic bass component of the music is sufficient to verify plainly audible sound. A law enforcement officer need not determine the title, specific words or artist performing the son.

**PUBLIC PROPERTY** – Any land, premises, right-of-way, easement or other estate or property right, including streets, roads and highways of the Commonwealth of Pennsylvania, governed or owned by the Borough, or any agency or instrumentality thereof, and shall include without being limited to parks, recreation areas, ballparks, sidewalks, school grounds and parking areas.

**2. NOISE DISTURBANCE; HOURS** - No person shall play, use, operate, or permit to be played, used or operated any radio, television, phonograph, jukebox, musical instrument or other device for the production or reproduction of sound with louder volume than is necessary and convenient for the hearing of the person so playing using or operating such instrument or device and such person who are voluntary listeners thereto or in such a manner as to disturb the peace,

quiet and comfort of neighboring inhabitants. The use or operation of any such radio, television phonograph, jukebox, musical instrument or other device between the hours of 11:00 p.m. and 8:00 a.m. that is plainly audible shall be prima facie evidence of a violation of this Ordinance or any other.

**3. AUTHORIZED ACTIVITIES; APPLICABILITY OF STATE LAWS**

- a. Nothing herein shall be construed to prohibit a musical band or orchestra from performing in an authorized parade, during a Borough-sponsored, community-sponsored or religious-sponsored event or during any lawful activity subject to the provisions of this Ordinance or any other.
- b. State noise control laws and regulations apply where appropriate.

4. **AUDIBLE ADVERTISING; PERMIT REQUIRED** – No person, in an attempt to advertise or attract public attention, shall sound, play, operate or permit to be sounded, played or operated any radio, television, receiving set, musical instrument, jukebox, phonograph, loudspeaker, sound amplifier, sound truck or other machine or device that produces or reproduces sound that is plainly audible in any public space, public right-of-way or adjacent neighboring premises, unless a permit has been obtained from the Police Department or as provided in another Borough Ordinance.

5. **CONSTRUCTION OPERATIONS; EMERGENCY PERMIT** – No person shall, from Monday through Saturday between the hours of 6:00 p.m. and 7:00 a.m. or on Sunday, in conducting any excavation, demolition, erection, alteration, repair or other building operation within 1,000 feet of any dwelling or business property, operate or use any steam shovels, tractors, excavators, pneumatic hammers, pile drivers, derricks, steam or electric hoists or any tools or equipment which shall make any plainly audible noise, except in cases of urgent necessity in the interest of public safety, and then only upon obtaining a consent from the Koppel Borough.

6. **WHISTLES OR SIRENS** – The blowing of any amplified or electronic whistles, vuvuzelas, air horns or sirens, except to give notice of the time to begin or stop work or as a warning of fire or other danger is prohibited.

7. **BUSINESS, CLUB, OR BAR** - No business, club, or bar shall allow outdoor activities that cause excessive noise after the hours of 11:00 p.m. This is to include music, sporting activities, or any other outdoor events that would disturb the peace.

8. **OPERATION OF MOTOR VEHICLES** – It shall be unlawful for any person to operate or permit another person to operate any motor vehicle with the Borough in such a manner as to create loud, offensive, unnecessary or unusual noise that is plainly audible so as to disturb or interfere with the peace and quiet of other persons or interfere with the operator's ability to hear audible safety warnings or in such a manner as to sound the horn or other warning device for an unnecessary or unreasonable period of time.

9. Any person, legal entity, property owner, lessee, or tenant who are found guilty under the provisions of this Ordinance, shall be fined at least \$100 and no more than \$600 for each offense and/or may be imprisoned for not more than thirty (30) days.

APPROVED THIS 20<sup>th</sup> DAY OF August 2024, BY A MAJORITY VOTE OF THE MEMBERS OF KOPPEL BOROUGH COUNCIL.

ATTEST:

Mary Sue Binkowski  
Secretary

[Signature]  
President of Council

APPROVED THIS 20<sup>th</sup> DAY OF August 2024.

[Signature]  
Mayor