

ORDINANCE NO. 4124

AN ORDINANCE OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF VENTURA REGARDING LOUD
AND RAUCOUS NIGHTTIME NOISE IN RESIDENTIAL ZONES

The Board of Supervisors of the County of Ventura ordains as follows:

Section 1. Article 11 is hereby added to Chapter 2, Division 6 of the Ventura County Ordinance Code as follows:

ARTICLE 11

LOUD OR RAUCOUS NIGHTTIME NOISE IN RESIDENTIAL ZONES

Sec. 6299-1 - Loud or Raucous Noise Prohibition

No person shall create within any residential zone of the County of Ventura any loud or raucous noise which is audible to the human ear during the hours of 9 p.m. to 7 a.m. of the following day, at a distance of 50 feet from the property line of the noise source or 50 feet from any such noise source if the noise source is in a public right-of-way.

Sec. 6299-2 - Definitions

For purposes of this Article, the following definitions shall apply:

- a. "Person" means any individual, association, firm, organization, partnership, corporation or other entity, but does not include any government entity or public utility.
- b. "Residential Zone" means any areas within the unincorporated portion of Ventura County that are zoned:
 1. Single-Family Residential (R-1)
 2. Two-Family Residential (R-2)

3. Residential Planned Development (R-P-D)
4. Single Family Estate (R-O)
5. Rural Exclusive (R-E)
6. Coastal Single-Family Residential (C-R-1)
7. Coastal Two-Family Residential (C-R-2)
8. Coastal Residential Planned Development (C-R-P-D), or
9. Coastal Rural Exclusive (C-R-E),

as provided in Chapter 1 and Chapter 1.1 of Division 8 of this Code.

- c. "Loud or raucous noise" means sounds from: 1) the use or operation of any radio, musical instrument, phonograph, television receiver, video cassette recorder, or any machine or device for the production, reproduction or amplification of the human voice or any other sound or 2) the use or operation of any lawn mower, backpack blower, blower, lawn edger, riding tractor or other mechanical or electrical device or hand tool.

Sec. 6299-3 - Penalty

It is unlawful for any person in the unincorporated areas of Ventura County to do any of the acts prohibited by this Article. Any person who violates any of the provisions of this Article shall be guilty of a misdemeanor/infraction and, upon conviction thereof, shall be punished in accordance with Section 13-2 of the Ventura County Ordinance Code.

Sec. 6299-4 - Severability

If any provision or clause of the Article or the application thereof to any person or circumstance is held to be unconstitutional or otherwise invalid by a final judgment of

any court of competent jurisdiction, such invalidity shall not effect any other provisions, clauses or application, and to this end, the provisions and clauses of this Article are declared to be severable.

PASSED AND ADOPTED this 10th day of December, 1996, by the following vote:

AYES: SUPERVISORS Lacey, Kildee, Mi Kels,
Flynn and Schillo.

NOES: None.

ABSENT: None.

Frank Schillo
CHAIR, BOARD OF SUPERVISORS

ATTEST:

RICHARD D. DEAN, County Clerk,
County of Ventura, State of
California, and ex officio Clerk of
the Board of Supervisors thereof.

By Roberta Rodriguez
Deputy Clerk

