



PUBLIC WORKS/COMMUNITY DEVELOPMENT

500 Central Ave
Coos Bay, OR 97420
541-269-8918
permits@coosbayor.gov

SOUND AMPLIFICATION PERMIT

Applicant: \_\_\_\_\_

Name of Organization, if applicable: \_\_\_\_\_

Address: \_\_\_\_\_

Email: \_\_\_\_\_ Phone: \_\_\_\_\_

Name and contact number of person in charge of sound amplification equipment at event:
\_\_\_\_\_

Date(s) of Use: \_\_\_\_\_

Time/duration of use: \_\_\_\_\_

Location of Event: \_\_\_\_\_

Type of Equipment to be used: \_\_\_\_\_
\_\_\_\_\_

Coos Bay Municipal Code 9.05.020(6)(k) requirements are as follows:

- Nature of the event is noncommercial.
• Broadcast or amplification will not be audible for a distance of more than 1,000 feet from the instrument, speaker or amplifier.
• No obstruction of vehicular or pedestrian traffic.

By signing below, I acknowledge that I have read, understand, and agree to the policies and procedures noted on this form and in the Coos Bay Municipal Code 9.05.020 which is available in its entirety at CBMC 9.05.020. Public Records Notice: Information submitted on this form is a public record and may be subject to disclosure under Oregon Public Records Law (ORS 192.311-192.478).

Applicant \_\_\_\_\_ Date: \_\_\_\_\_

Site Plan Received Calendar Event Send to PD
Permit issued \_\_\_\_\_, 20\_\_ by \_\_\_\_\_
This permit is valid for only the dates listed above in 20\_\_.

### **9.05.020 Unreasonable Noise**

(1) Purpose. This section is enacted to protect, preserve, and promote the health, safety, welfare, peace, and quiet of the citizens of the city through the reduction, control, and prevention of loud and raucous noise, or any noise which unreasonably disturbs, injures, or endangers the comfort, repose, health, peace or safety; or causes public inconvenience, annoyance or alarm to reasonable persons of ordinary sensitivity.

(2) Findings. The city council of Coos Bay finds:

(a) Loud and raucous noise degrades the environment of the city to a degree that:

- (i) Is harmful to the health, welfare and safety of its inhabitants and visitors;
- (ii) Interferes with the comfortable enjoyment of life and property;
- (iii) Interferes with the well-being, tranquility and privacy of the home; or
- (iv) Causes and aggravates health problems.

(b) Both the effective control and the elimination of loud and raucous noise are essential to the health and welfare of the city's inhabitants and visitors, and to the conduct of the normal pursuits of life, including recreation, work, and communication.

(3) The use of sound amplification equipment creates loud and raucous noise that may, in a particular manner and at a particular time and place, substantially and unreasonably invade the privacy, peace and freedom of inhabitants of, and visitors to, the city. No person shall create, or assist in creating, or permit the continuance of unreasonable noise which annoys, disturbs, injures or endangers the comfort, repose, health, safety or peace of others.

**9.05.020 (6)(k)** The use or operation of any device designed for sound production, amplification or reproduction, including but not limited to a radio, musical instrument, phonograph, television set, tape recorder, loudspeaker or similar device, so loudly as to disturb persons within the vicinity. However, upon application to the city, permits may be granted to responsible persons or organizations for the broadcast or amplification of programs of music, news, speeches, or general entertainment as part of a national, state or city event, public festivals or outstanding events of a noncommercial nature, when the broadcast or amplification will not be audible for a distance of more than 1,000 feet from the instrument, speaker or amplifier. No permit shall be granted where any obstruction of vehicular or pedestrian traffic will result.

**9.05.020(7) Exemptions.** Sounds caused by the following are exempt from the prohibitions set out in this section:

- (a) Motor vehicles on traffic ways of the city; provided, that the prohibitions of subsections (6)(c) and (6)(d) of this section continue to apply.
- (b) Repairs of utility structures that pose a clear and immediate danger to life, health, or significant loss or property.
- (c) Sirens, whistles, or bells lawfully used by emergency vehicles, or other alarm systems used in case of fire, collision, civil defense, police activity, or imminent danger; provided, that the prohibition contained in subsection (6) of this section continues to apply.
- (d) The emission of sound to alert persons to the existence of an emergency or the emission of sound in the performance of emergency work.
- (e) Repairs or excavations of bridges, streets, or highways by or on behalf of the city, the state or the federal government, between the hours of 7:00 p.m. and 7:00 a.m., when the public welfare and convenience render it impractical to perform the work between 7:00 a.m. and 7:00 p.m.
- (f) Reasonable activities conducted on public playgrounds and public or private school grounds that are conducted in accordance with the way such spaces are generally used, including but not limited to school athletic and school entertainment events.
- (g) Outdoor gatherings, public dances, shows, sporting events and other similar outdoor events; provided, that a permit has been obtained from the appropriate permitting authority or is being sponsored by the city.

**9.05.020(8) Enforcement.** The city manager, police chief, noise enforcement officer, or any designee(s) thereof will have primary responsibility for the enforcement of the noise regulations contained in this chapter. Nothing in this chapter shall prevent the city manager, police chief or noise enforcement officer from obtaining voluntary compliance by way of warning, notice, or education.

**9.05.020(9) Penalties.**

- (a) A person who violates a provision of this chapter is guilty of an infraction, which is punishable by a fine not to exceed \$500.00.
- (b) Each occurrence of a violation, or, in the case of continuous violations, each day a violation occurs or continues, constitutes a separate infraction, and may be punished separately.
- (c) Appeals. Any person found to have violated any provision of this chapter and assessed a penalty has the right to appeal that determination to the city council. Notice of an appeal under this section must be filed within 30 days of a finding of violation or the assessment of a penalty, whichever is later.
- (d) Every person taking an appeal under this section has the right to appear before the city council, to have the allegations explained, and to be heard on the matter. The city council has the authority to set rules of procedure to govern a hearing under this section.
- (e) In any appeal under this section, the city council must consider the facts de novo and render a decision independently of any prior findings. [Ord. 566 § 2, 2023].