

**CITY OF THE VILLAGE OF DOUGLAS
ALLEGAN COUNTY, MICHIGAN
ORDINANCE NO. 02-2026**

AN ORDINANCE TO AMEND CHAPTER 16, ARTICLE IV – NOISE

An Ordinance to Amend Chapter 16, Article IV of the Ordinances of the City of the Village of Douglas, Sections 16-86 through Section 16-89.

THE CITY OF THE VILLAGE OF DOUGLAS DOES HEREBY ORDAIN AS FOLLOWS:

ARTICLE IV of CHAPTER 16 OF THE ORDINANCES OF THE CITY OF VILLAGE OF DOUGLAS IS HEREBY AMENDED AS FOLLOWS:

Section 16-86 shall include the following definition:

Construction activity means any erection, excavation, demolition, alteration, repair, maintenance, grading, site preparation, or improvement of any building, structure, premises, street, highway, utility, or other property, and includes the operation of tools, vehicles, machinery, and equipment reasonably necessary for such activity and the delivery, loading, unloading, or removal of construction materials, equipment, or debris.

Section 16-87(b)(8) shall be repealed in its entirety and replaced with the following new subsection:

(8) The erection, excavation, demolition, alteration, repair, maintenance, grading, site preparation, or improvement of any building, structure, premises, street, highway, utility, or other property, and the operation of tools, vehicles, machinery, or equipment in connection with such activity, in such a manner as to emanate noise or disturbance unreasonably annoying to other persons, except as permitted under section 16-88 or in cases of urgent necessity in the interest of public health or safety;

Section 16-88 shall be repealed in its entirety and replaced with the following:

None of the prohibitions of this article shall apply to the following:

- (1) Any police vehicle, ambulance, fire engine or emergency vehicle while engaged in necessary emergency activities;
- (2) Excavation or repair of bridges, streets or highways or other property by or on behalf of the state, the city, or the county (including, but not limited to, private contractors of these governmental entities) between 9:00 p.m. and 7:00 a.m. when the public welfare, safety and convenience render it impossible to perform such work during other hours;
- (3) Warning devices emitting sound for warning purposes as authorized by law;

- (4) Any organized public events sponsored or endorsed by the city;
- (5) Any bells, chimes, or other musical devices used by religious institutions or churches;
- (6) Any bands for celebrations, events, or activities sponsored or endorsed by the city; and
- (7) Any ordinary and customary activities conducted at schools or other educational institutions involving playground activities which are conducted during normal school hours.
- (8) Construction activity during permitted hours. Sounds resulting from construction activity shall not constitute a violation of this article when the construction activity is conducted between the hours of 8:00 a.m. and 8:00 p.m., provided that the activity is conducted in a reasonable manner and with equipment that is properly operated and maintained. This exception does not authorize the use of amplified sound, intentional noise-making, unnecessary idling, or the operation of equipment in a manner that creates noise not reasonably necessary to the construction activity. This exception also does not limit the City's authority to enforce any permit condition, stop-work order, zoning requirement, building code requirement, or other applicable law.

Section 16-89(a) shall be repealed in its entirety and replaced with the following:

- (a) Maximum permissible sound levels by receiving land use. No person on private property shall create a continuous sound which exceeds the limits set forth for the receiving land category in the following table when measured at or within the property boundary of the receiving land which source of sound shall be deemed prima facie to be a noise disturbance except as exempted in 16-88.

The maximum sound levels are as follows:

Residential zoning districts: 10:00 p.m.–7:00 a.m., 65 dBA; 7:00 a.m.–10:00 p.m., 70 dBA.

Commercial zoning districts: 10:00 p.m.–7:00 a.m., 65 dBA; 7:00 a.m.–10:00 p.m., 70 dBA.

No other provisions, Sections, or Ordinances are repealed or affected.

Within fifteen (15) days of its adoption, this Ordinance or a notice of adoption summarizing this Ordinance, as required by law, shall be published by the City Clerk in a newspaper of general circulation in the City.

This Ordinance shall become effective twenty (20) days after the date of publication.

Ordinance Offered by: Councilperson _____

Ordinance Supported by: Councilperson _____

Ayes: _____

Nays: _____

Abstain: _____

Absent: _____

ORDINANCE DECLARED _____.

, Mayor Pro

Date

, City Clerk

Date

Ordinance Adoption Date: _____

Ordinance Effective Date: _____ (20 days after adoption and publication).

CERTIFICATE

I hereby certify that the foregoing Ordinance was adopted by the City Council of the City of the Village of Douglas at a _____ meeting held on _____, 2026 and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the City Charter and the Open Meetings Act, Public Act 267 of 1976, as amended, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

, City Clerk