

MOTION BY HAWKINS SECOND BY LOVITT THAT VILLAGE ORDINANCE #141, CHAPTER 1.2(b) SHALL BE AMENDED BY ADDING THE FOLLOWING SECTION:

SECTION 1.2(b): USE OF SOUND AMPLIFYING DEVICES:

A) DEFINITIONS: FOR THE PURPOSES OF THIS SECTION THE FOLLOWING DEFINITIONS SHALL APPLY UNLESS A CONTRARY MEANING IS CLEAR FROM THE CONTEXT;

- 1. DAY TIME HOURS: IS DEFINED AS 7:00 AM TO 10:00 PM, LOCAL TIME;
- 2. NIGHT TIME HOURS: IS DEFINED AS 10:00 PM TO 7:00 AM, LOCAL TIME;
- 3. SOUND AMPLIFYING DEVICE: IS DEFINED AS ANY DEVICE UTILIZING ELECTRIC CURRENT OR BATTERY WHICH AMPLIFIES A MUSICAL INSTRUMENT, TUNER, PHONOGRAPH RECORD, MAGNETIC TAPE, ANY ELECTRICALLY SYNTHESIZED SOUND OR THE HUMAN VOICE;

B) NOISE FROM ANY SOUND AMPLIFYING DEVICE: NO PERSON OPERATING OR IN CONTROL OF A PARKED OR MOVING VEHICLE (INCLUDING MOTORCYCLES AND MOPES) SHALL OPERATE OR PERMIT THE OPERATION OF A SOUND AMPLIFYING DEVICE IN OR ON THE VEHICLE SO AS TO PRODUCE SOUND THAT IS CLEARLY AUDIBLE AT A DISTANCE FROM THE VEHICLE GREATER THAN 25 FEET DURING THE NIGHT TIME HOURS OR GREATER THAN 50 FEET DURING THE DAY TIME HOURS, EXCEPT AS PROVIDED IN SUBSECTION C OF THIS SECTION.

C) EXCEPTIONS: THE FOLLOWING PERSONS AND DEVICES ARE EXEMPT FROM THE RESTRICTIONS CONTAINED IN THE SECTION:

- 1. POLICE, FIRE, AMBULANCE AND OTHER EMERGENCY PERSONNEL WHEN ACTING IN THEIR OFFICIAL CAPACITY;
- 2. SOUNDS PRODUCED UNDER THE SUPERVISION OF UNITS OF GOVERNMENT;
- 3. SOUNDS PRODUCED BY WARNING AND ANTI-THEFT DEVICES;
- 4. SOUNDS PRODUCED BY CARILLONS;
- 5. PERSONS AUTHORIZED TO OPERATE SUCH DEVICES BY THE VILLAGE;
- 6. PERSONS USING OR OPERATING SUCH DEVICES AS PART OF AN AUTHORIZED PARADE.

D) PENALTIES: ANY PERSON VIOLATING ANY OF THE PROVISIONS OF THIS SECTION SHALL, UPON CONVICTION, BE PUNISHED BY A FINE OF NOT LESS THAN \$25.00 NOR MORE THAN \$500.00.

THIS AMENDMENT SHALL BECOME EFFECTIVE: MAY 23, 1991

ADOPTED AND PASSED BY THE VILLAGE COUNCIL APRIL 23, 1991

HALSEY D. JENKS, VILLAGE PRESIDENT *Halsey D. Jenks*
 SHERYLL A. DISHAW, VILLAGE CLERK *Sheryll A. Dishaw*

VILLAGE OF CONCORD

SUMMARY OF AMENDMENT TO ORDINANCE NO. 147

AN ORDINANCE FOR REGULATION OF TRAFFIC WITHIN THE VILLAGE OF CONCORD

SECTIONS 601 THROUGH 709 SET FORTH THE TRAFFIC REGULATIONS APPLICABLE TO MOTOR VEHICLE AND DRIVER CONDUCT ON ROADS IN PUBLIC PLACES WITHIN THE VILLAGE.

SECTIONS 625 THROUGH 633 DRIVING UNDER INFLUENCE AND RECKLESS DRIVING

625 Operating, or authorizing or knowingly permitting another person to operate, motor vehicle while under influence of intoxicating liquor or controlled substance, or combination thereof, or with blood alcohol content of 0.10% or more prohibited; operating motor vehicle when visibly impaired prohibited; penalties for causing death or long-term incapacitating injury; sanctions for violation of subsection (1), (2), or (3); enhanced sentence; establishment of prior conviction; attempted violation of subsection (1) or (3).

625a Arresting operator of vehicle involved in accident while in violation of Section 257.625 (1), (3), (4), or (5) or local ordinance; requiring operator to submit to preliminary chemical breath analysis; provisions applicable to chemical tests and analysis; introduction of other competent evidence; making chemical test results available to person charged or attorney; offering test results as evidence; presumptions; admissibility of person's refusal to submit to chemical test.

625b Misdemeanor violation; arraignment; pretrial conference; advising before accepting plea of guilty or nolo contendere; screening, assessment, and rehabilitative services; licensing sanctions; restricted license; "work location" defined; surrender of license or permit; stay.

625c Consent to chemical tests; persons not considered to have given consent to withdrawal of blood; administration of tests.

625d Refusal to submit to chemical test; court order; report to secretary of state; form.

625e Mail notice.

625f Effect of failure to request hearing; hearing of procedure; notice; authority of hearing officer; scope of

hearing; record; transmittal of record to reviewing court; suspension or denial of license or permit; judicial review; notice to motor vehicle administrator of another state.

625g Duties of peace officer if person refuses chemical test or if test reveals blood alcohol content of 0.10% or more.

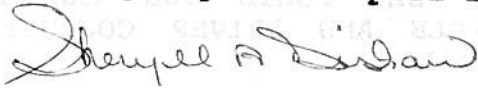
625h Drunk driving prevention equipment and training fund; drunk driving caseload assistance fund.

625i Michigan annual drunk driving audit; preparation; contents; evaluation of 1991 regulations.

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- 625j Drunk driving reform task force.
- 625k Ignition interlock device, manufacture.
- 625l Ignition interlock device, use.
- 626 Reckless driving upon highway, frozen public lake, parking place; penalty.

The foregoing was adopted on the 12th day of May 1992.



Sheryll A. Dishaw, Village of Concord Clerk.