

THE CITY OF CRANSTON

ORDINANCE OF THE CITY COUNCIL
IN AMENDMENT OF TITLE 8, CHAPTER 12 OF THE CODE OF THE CITY
OF CRANSTON, 2012, ENTITLED "Noise Abatement"
(Fireworks – Hours of Use)

No.

**As amended in Committee 9/17/2012*

Passed:

Anthony J. Lupino, Council President

Approved:

Allan Fung, Mayor

It is ordained by the City Council of the City of Cranston as follows:

Section 1. Chapter 8.12, entitled "Noise Abatement" is hereby amended by adding thereto the following:

8.12.100- Special activities prohibited

- A. Sales by "Hawking" or "Barking." No person shall create a noise disturbance by offering for sale or selling anything by shouting or outcry across a real property boundary or in a noise sensitive area.
- B. Shouting and Loud Conversation. Between the hours of twelve a.m. and seven a.m. no person shall vocalize at such excessive vocal amplification in a residential zone that is plainly audible at a distance of one hundred (100) feet or more from the point measurement for a duration longer than ten (10) seconds. This includes, but is not limited to: yelling, laughing, hooting, hollering, screaming, or singing. This shall apply to vocalizations that either cross a real property boundary or originate in a public space or public right-of-way.
- C. Vehicle or Motorboat Repairs or Testing. No person shall repair, rebuild, modify or test any motor vehicle, motorcycle or motorboat in such a manner as to cause a noise disturbance across a real property boundary or within a noise sensitive area.
- D. Powered Model Vehicles. No person shall operate or permit the operation of a powered model vehicle in a public or private space out of doors or within a noise sensitive area between the hours of ten p.m. and seven a.m. the following day.

- 47 E. Disorderly House. No person shall do either of the following:
 48 1. Keep a disorderly house or place of public resort whereby the peace,
 49 comfort, or decency of a neighbor is habitually disturbed; or
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 51 2. Being the owner of, or in control of such premises, and to
 52 intentionally permit them to be so used;
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 54 3. For purposes of this section, a disorderly house is defined as a
 55 residence or dwelling in which one or more noise disturbances
 56 resulting in a conviction or convictions in the municipal court have
 57 occurred within a three-year period;
 58
 59 4. The owner of such residence or dwelling may assert as a defense
 60 reasonable efforts to take action against the perpetrators of the
 61 violation of this chapter, including the initiation of eviction
 62 proceedings pursuant to Rhode Island General Laws.
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64 F. Fireworks Discharge. Use or discharge of legal consumer fireworks. Legal
 65 consumer fireworks may only be used or discharged within the City of
 66 Cranston, **between the hours of twelve noon (12:00) and eleven P.M.*
 67 *(11:00 P.M.) or by special permission of the Safety Services and*
 68 *Licenses Committee RI on the following dates and times:*
 69

- 70 1. Between the hours of twelve o'clock noon and eleven o'clock
 71 p.m. on July 1st of any year; and
 72 2. Between the hours of nine o'clock a.m. and eleven o'clock p.m.
 73 on July 2nd through July 3rd of any year; and
 74 3. Between the hours of nine o'clock a.m. and twelve o'clock
 75 midnight on July 4th of any year.

76 **Section 2.** This Ordinance shall take effect upon its final adoption.

77
 78 Positive Endorsement

Negative Endorsement (attach reasons)

79
 80
 81 _____
 82 Christopher Rawson, City Solicitor
 83 Date

Christopher Rawson, City Solicitor
 Date

84
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 86 Sponsored by: Councilman Donahue

87
 88 Referred to Safety Services Committee August 6, 2012
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