

Town of Michiana Shores

Ordinance 2022-07

AN ORDINANCE AMENDING THE NOISE ABATEMENT ORDINANCE, THE CREATION OF QUIET HOURS, AND AMENDING THE SHORT-TERM RENTAL SAFETY AND SECURITY ORDINANCE FOR THE TOWN OF MICHIANA SHORES, INDIANA

The Town Code of the Town of Michiana Shores shall be amended to add the following to Title 3 (Public Health, Safety and Welfare), Article 1 (General Regulations), Chapter 7 (Noise Abatement), Section 3-1-7-1 (Prohibition of noise from construction and lawn or home maintenance during certain hours) as follows:

Section 3-1-7-1 Prohibition of noise from construction and lawn or home maintenance during certain hours (all times are Central Time) - A Person or Commercial Entity who:

- A.** Commences any construction or landscaping work activity before 8:00 A.M.; or
- B.** Commences or continues such activity after 7:00 P.M.,
- C.** Any Person or Commercial Entity who commences or continues such activity on Sundays or Legal holidays within the Town limits,
- D.** Any Person or Commercial Entity who, between the hours of 7:00 P.M. and 8:00 A.M. Monday through Saturday and 7:00 P.M. and 10:00 A.M. Saturday to Sunday, commences or continues activities that generate noises customarily resulting from construction work which are not subject to the requirement to obtain a building permit, and/or noises customarily resulting from the maintenance of grounds utilizing noise generating equipment such as, but not limited to, lawnmowers, leaf blowers or chainsaws,
- E.** (Quiet Hours) Any Person or Commercial Entity causing any discernible sound beyond the zoning lot during the hours of 10:00 P.M. to 8:00 A.M. the following day, Sunday through Thursday, or 11:00 P.M. to 8:00 A.M. Friday to Saturday, or 11:00 P.M. to 10:00 A.M. Sunday, commits a violation.

Noise generated by snow removal or emergency responses are exempt from these regulations.

The Ordinance 2020-02 Short-Term Rental Safety and Security shall be amended to replace Section B (Permit Application and Approval Process), 6

(Permit Revocation), a. (Violations), Sections X. and XVII. and Permit Application Appendix 1, Sections X. and XVII. of the Michiana Shores Short-Term Rental Owner Affirmation Statement with the following:

X. No use of fireworks by Short-Term Rental guests at any time.

XVII. Quiet Hours commence at 10:00 P.M. and end at 8:00 A.M. Central Time Sunday through Thursday and commence at 11:00 P.M. Central Time and end at 8:00 A.M. Friday through Saturday and commence at 11:00 P.M and end at 10:00 A.M. Central Time Sunday.

NOW THEREFORE IT IS HEREBY ORDAINED AND ENACTED by the Town Council of the Town of Michiana Shores, La Porte County, Indiana as follows:

REPEAL PROVISION: All prior ordinances or resolutions or parts thereof inconsistent with any of the provisions of this ordinance are hereby repealed.

SEVERABILITY CLAUSE: If any section, clause, provision, or portion of this resolution is deemed to be invalid or unconstitutional by a Court of competent jurisdiction, such provision shall not affect any other section, clause, provision, or portion of this ordinance.

PASSED AND ADOPTED by the Town Council of the Town of Michiana Shores, County of La Porte, Indiana, this 10th day of January 2023.

Daina Dumbrys, President

Michael Martinez, Vice President

Richard Young

Ralph Box

Sam Paxton

ATTEST:

Joan M. Lewis, Clerk Treasurer