

ORDINANCE NO. 25-77

WHEREAS, the City of Huntsville has a continued interest in protecting the safety and welfare of citizens, and preserving the peaceful existence afforded all citizens; and

WHEREAS, motor vehicles with amplified and unreasonable sound created by altered and modified mufflers create an unnecessary and dangerous distraction for the traveling public, and unnecessarily disturb citizens at home and at work; and

WHEREAS, existing law prohibits a person from operating a motor vehicle that creates excessive noise but does not address repeat offenders or those that purposefully remodify their mufflers to continue making excessive and disturbing noise.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Huntsville, Alabama that Division 3 *Noise and Sound Associated With Vehicles* of Article V *Noise* of Chapter 12 *Environmental Management* of the Code of Ordinances, City of Huntsville, Alabama is hereby amended as follows:

Section 1. Sec. 12-294 *Standing Motor Vehicles* is hereby renumbered to Sec. 12-295 *Standing Motor Vehicles*.

Section 2. Section 12-295 *Licensed Refuse Collection Vehicles* is hereby renumbered to Section 12-296 *Licensed Refuse Collection Vehicles*.

Section 3. Section 12-296 *Horns and Signaling Devices* is hereby renumbered Section 12-297 *Horns and Signaling Devices*.

Section 4. Section 12-297 *Vehicle Sound Amplification Systems* is hereby renumbered Section 12 -298 *Vehicle Sound Amplification Systems*.

Section 5. Section 12-294 is hereby named *Penalty* and shall read as follows:

Sec. 12-294. - Penalty.

Any person who violates Sec. 12-293 shall upon conviction be punished, in addition to such other punishment as may be provided by the court, by fines and penalties as follows:

- (a) For a first citation within a 12-month period of time, by a fine of \$50.00, except as provided in Sec. 12-294 (d) below.
- (b) For a second citation, within a 12-month period of time, by a fine of \$250.00.

- (c) For a third or subsequent citation, within a 12-month period of time, by a fine of \$500.00 or by imprisonment for not more than 10 days or by both such fine and imprisonment.
- (d) For a first citation, as determined by the court, an offender may be eligible to produce proof of repair to avoid the additional fine.

Section 6. The severability of the provisions of section 1-8 of the Code of Ordinances, City of Huntsville, Alabama shall apply to this ordinance.

Section 7. After its adoption and approval, this ordinance shall become effective on the 1st day of the following month.

ADOPTED this the 13th day of February, 2025.

/s/ John Meredith
President of the City Council
of the City of Huntsville, Alabama

APPROVED this the 13th day of February, 2025.

/s/ Tommy Battle
Mayor of the City of Huntsville,
Alabama