

AN ORDINANCE

AN ORDINANCE TO AMEND SECTION 15-102 OF THE GREENVILLE COUNTY CODE CONCERNING NOISE ORDINANCE PROHIBITIONS.

BE IT ORDAINED BY THE GREENVILLE COUNTY COUNCIL:

Section 1. Section 15-102 of the Greenville County Code of Ordinances, as amended, setting forth prohibited actions under the County's Noise Ordinance, is hereby amended to delete the last sentence in Subsection (b) as follows:

“§ 15-102 PROHIBITION.

(a) It shall be unlawful for any person, firm, association, partnership, joint venture, corporation or entity within any area of the county to use or operate any radio, receiving set, musical instrument, phonograph set, television set or other machine or device for producing or reproducing of sound or to create, assist in creating, permit, continue or permit the continuance of any noise to emanate beyond the exterior of property line of the complaining party, in excess of 70 decibels (dB) between the hours of 7:00 a.m. and 10:00 p.m. of 1 day or in excess of 60 decibels (dB) between the hours of 10:00 p.m. of 1 day and 7:00 a.m. of the following day. Notwithstanding the above, it shall further be unlawful for any person to play, use, operate or permit to be played, used or operated, any radio, cassette or CD player or any other sound producing device if the sound producing device is in any motor vehicle and the sound generated is audible at a distance of 50 feet from the device producing the sound.

(b) This article shall not apply to noise on construction sites, emergency signal devices, material handling by sanitation crews, licensed game hunting on property where it is allowed, refuse compacting vehicles, airport and airplane noise, and sounds emanating from governmental activities. This article shall also not apply to the conduct of agricultural or farming activities, tree harvesting or clearing, lawn and yard maintenance activities, parades, carnivals, and public social events which occur between the hours of 7:00 a.m. and 10:00 p.m. of 1 day. ~~Furthermore, this article is specifically not applicable to any lawfully established business or industry in Greenville County with the exception of business establishments where on-site consumption of alcoholic beverages occurs or is permitted.”~~

Section 2. Severability. Severability is intended throughout and within the provisions of this Ordinance. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, then that decision shall not affect the validity of the remaining portions of this Ordinance.

Section 3. Effective Date. This ordinance shall take effect upon adoption.

DONE IN REGULAR MEETING THIS _____ DAY OF _____, 2023.

ATTEST:

Regina McCaskill
Clerk to Council

Dan Tripp, Chairman
Greenville County Council

Joseph M. Kernell
County Administrator