

2021-60

HENDRICKS COUNTY NUISANCE CONTROL ORDINANCE

WHEREAS, the Board of Commissioners of Hendricks County Indiana have determined that the citizens of Hendricks County are entitled to have recourse against loud, raucous, improper, unreasonable, offensive or unusual noise, disorder or tumult, which disturbs, injures or endangers the comfort, repose, health, peace or safety and welfare of others; and

WHEREAS, the Board of Commissioners desire to enact a County Nuisance Ordinance; and

BE IT THEREFORE ORDAINED by the Board of Commissioners of Hendricks County, Indiana as follows:

1) **Nuisances in General.**

In addition to what is declared in this ordinance to be a nuisance, those offenses which are known to the common law and statutes of the state as public nuisances may, in case any thereof, exist in unincorporated areas of Hendricks County be treated as such and be proceeded against as in provided in this Ordinance or in accordance with any other provisions of law. Whenever the word "nuisance" is used in this Ordinance it refers to a public nuisance.

2) **Conditions Defined as Nuisances.**

The following conditions within this Ordinance as declared to be nuisances: any device or otherwise, any unreasonably loud, disturbing or unnecessary noise or any noise of a character, intensity or duration as to be detrimental to the life, health, safety, peace, comfort, repose or general welfare of any individual.

3) **Exemptions.**

- A. Any noise commonly associated with normal or customary farm or related farming activities.
- B. Fireworks or related activities permitted under applicable Indiana Code.
- C. Authorized special events permitted by any county agency.
- D. Normal school related activities.
- E. Noise related to any normal or customary construction activities.

F. Sporting events related to school activities.

G. Normal and customary residential uses such as lawn care.

4) **Other Provision.**

This Ordinance is only effective from ten o'clock (10:00) p.m. until six o'clock (6:00) a.m.

5) **Penalty.**

The penalty for the first violation is up to a One Hundred Dollar (\$100) fine plus court costs.

The penalty for the second (2nd) violation is up to a Two Hundred Fifty Dollar (\$250) fine plus court costs.

The penalty for the third (3rd) or more violation is up to a Five Hundred Dollar (\$500) fine plus court costs.

6) **Enforcement.**

It shall be the duty of the Hendricks County Sheriff to enforce this ordinance.

ADOPTED by the Board of Commissioners of Hendricks County, Indiana this
26th day of October, 2021.

Phyllis A. Palmer
Phyllis Palmer, President

Bob Gentry
Bob Gentry, Vice President

Dennis W. Dawes
Dennis Dawes, Member

ATTEST:

Nancy A. Marsh
Nancy Marsh
Hendricks County Auditor