



Town of Abingdon, Virginia
Sound Amplification/Loud Speaker Permit
Permit Fee: \$10.00 (non-refundable)

Applicant Name:	
Alternate Contact:	
Business/Organization:	
Address:	
Telephone:	
Alternate Telephone:	
Event Date:	
Event Time: From: ____ <input type="checkbox"/> AM <input type="checkbox"/> PM To: ____ <input type="checkbox"/> AM <input type="checkbox"/> PM	
Location where loudspeaker or amplification equipment will be used:	
Hours loudspeaker or amplification equipment will be used:	
From: ____ <input type="checkbox"/> AM <input type="checkbox"/> PM To: ____ <input type="checkbox"/> AM <input type="checkbox"/> PM	
Reason loudspeaker or amplification equipment needed:	

I agree to follow all regulations and conditions as listed on the Sound Amplification/Loudspeaker permit. In addition, should the regulations and conditions not be complied with, I **will** cease operation of the sound amplification equipment or loudspeaker. I understand that failure to do so **will** be in violation of the provisions as specified in Article II of the Code of the Town of Abingdon, dealing with noise.

 Applicant Signature

 Date

Sound Amplification/Loudspeaker Permit

1. The following conditions will be met by the applicant(s):
2. The only sound permitted will be that of music and/or human speech.
3. The permit is valid on the following date and during the following hours specified below.
4. Human speech and music amplified shall not be lewd, indecent slanderous or inciting to riot or other unlawful conduct.
5. Must operate within any other restrictions as noted on this permit by the Town Manager:
 - a. Should complaints be received, the sound level must be adjusted to a level that the on-duty police supervisor deems reasonable.
 - b. Failure to comply with the above provisions will result in revocation of the permit.

Approved Denied

 Town Manager

 Date

Sec. 30-33. - Exemptions.

(a) The following activities are exempt from the provisions of this article:

- (1) The use of intercoms or paging systems by businesses located in commercial areas, provided that the sound system is used for paging purposes only.
- (2) Sound amplifying equipment used at public parks or recreation fields, provided the operation has been approved by the park or field management.
- (3) Clock chimes, bells and music played for a call to worship between the hours of 9:00 a.m. and 9:00 p.m.
- (4) Motor vehicles driven in wedding processions are exempted from the provisions of section 30-32(a)(1) only.
- (5) Motor vehicles driven in duly authorized parades.
- (6) The provisions of this article shall not apply to the emission of sound in the purpose of alerting persons to the existence of an emergency, nor the emission of sound in the performance of emergency work.
- (7) The use of a loudspeaker, on a motor vehicle for making auction sales on streets or highways directly in front of property being sold and entirely outside of the business districts of the town, provided said use is for the sale of such property only.
- (8) The use of a loudspeaker for making auction sales on the property being sold provided such use is for the sale of said property only.
- (9) Commercial establishments located in areas zoned for mixed use as defined herein between the hours of 7:00 a.m. and 12:00 a.m.

Sec. 30-34. - Issuance of permits.

(a) The town manager in his discretion, except as restricted below, shall be authorized to grant or issue permits to persons allowing said persons to deviate from the prohibitions of this article, provided however, that the issuance of said permit is for an otherwise lawful purpose.

(b) Any permit issued by the town manager for the use of sound-amplifying equipment shall be subject to the following:

- (1) The only sound permitted is music and human speech.
- (2) The person granted the permit may only operate during the hours specified by the town manager in the permit.
- (3) Human speech and music amplified shall not be lewd, indecent, slanderous or inciting to riot or other unlawful conduct.
- (4) Must operate within any restrictions as noted on the permit by the town manager.

Sec. 30-35. - Enforcement and penalties.

(a) The criminal provisions of this article shall be enforced by the town police department, who may administer measurement procedures, issue orders and regulations with regard to such enforcement. Any person violating any of the provisions of this chapter shall be deemed guilty of a Class 2 misdemeanor and, upon conviction thereof, shall be punished by imposing a fine of not less than \$300.00 for the first offense, \$500.00 for the second offense within a 12-month period, and \$1,000.00 for any subsequent offense within the same 12-month period. Each day the violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such hereunder.

(b) Instead of the criminal enforcement of this chapter the town may bring a suit for injunction, abatement, penalty or other appropriate civil or criminal remedies that may be available to it. Each separate finding of violation of this ordinance shall impose a civil penalty liability of \$250.00 for the first offense and \$500.00 for subsequent offenses.

(c) Citizens of the town believing that excessive noise constituting a public nuisance exists may utilize the procedure set forth in Code of Virginia, 1950, as amended § 48-1 et seq., or any other legal civil or criminal remedies that may be available to them.