
23.12. Sound Trucks.

- A. **Purpose of Regulation.** The Council recognizes that the use of sound amplifying equipment when operated for free speech purposes is protected by the constitutional rights of freedom of speech and assembly, but nevertheless feels obligated to reasonably regulate the use of such equipment in order to protect the correlative constitutional rights of those who wish privacy and freedom from the nuisance of loud and unnecessary noise.
- B. **Sound Trucks Must Be Registered.** No person shall use a sound truck on the street with its sound amplifying equipment in operation without having first filed an application with the County Health Officer in writing. This application shall be filed in triplicate at least five (5) working days prior to the date on which it is intended to use such equipment and shall state the following:
1. Name and home address of the registrant;
 2. Address and place of business of registrant;
 3. License number and motor number of the sound truck to be used by registrant;
 4. Name, address and telephone number of person who owns the sound truck;
 5. Name, address and telephone number of person having direct charge of the sound truck;
 6. Names and addresses of all persons who will use or operate the sound truck;
 7. The purpose for which the sound truck will be used;
 8. A general statement as to the section or sections of the City in which the sound truck will be used;
 9. The proposed hours of operation of the sound truck;
 10. The date(s) proposed operation of the sound truck;
 11. A general description of the sound truck amplifying equipment which is to be used;
 12. The maximum sound producing power of the sound amplifying equipment, expressed in decibels at a reference distance of thirty (30) feet; and
 13. Whether the sound amplifying equipment will be used for commercial or noncommercial purposes.
- C. **Registration Term.**
1. **Annual Registration.** The registration shall expire on June 30, following its issuance. The registration is a one-term license which is nonrenewable. A new Annual Registration application shall be filed for review for each subsequent registration term.
 2. **One-Day Registration.** A single day registration may be issued for one (1) day only. The One-Day Registration application shall designate the date the Registration will be utilized.
- D. **Processing Applications.**
1. The County Health Officer shall return to the applicant an approved certified copy of the applications unless he/she finds that:
 - a. The conditions of the motor vehicle movement are such that the use of equipment would constitute a detriment to traffic safety; or
 - b. The conditions of pedestrian movement are such that use of the equipment would constitute an unreasonable interference with traffic; or

-
- c. The application reveals that the applicant would violate the provisions set forth in this Chapter or any other provisions of this Code.
 - E. **Disapproval.** In the event the application is disapproved, the County Health Officer shall endorse upon the statement his/her reasons for disapproval and return it forthwith to applicant.
 - F. **Regulations.** The commercial and noncommercial use of sound amplifying equipment shall be subject to the following regulations:
 - 1. The only sounds permitted shall be either music or human speech, or both.
 - 2. The operation of sound amplifying equipment shall only occur between the hours of 8:00 A.M. and 10:00 P.M. each day.
 - 3. No sound emanating from sound amplifying equipment shall exceed fifteen (15) dBA above the ambient as measured at any property line.
 - 4. Sound amplifying equipment shall not be operated within three hundred (300) feet of churches, schools and hospitals.
 - 5. In any event, the volume of sound shall be so controlled that it will not be unreasonably loud, raucous, jarring, disturbing or a nuisance to persons of normal sensitiveness within the area of audibility.
 - G. **Appeal.** Any person aggrieved by disapproval of an application may appeal to the City Council by filing a written notification thereof with the City Clerk within ten (10) days from the date the said statement is mailed or given to applicant. The City Council shall consider said appeal at its first meeting following the filing of the appeal.
 - H. **Fees.**
 - 1. **Annual Registration.** The Annual Registration Fee shall be two hundred dollars (\$200.00) per applicant. Prior to the approval of the application, the application fee shall be paid to the City if the loudspeaker or sound amplifying equipment is to be used for commercial purposes.
 - 2. **One-Day Registration.** The One-Day registration shall be ten dollars (\$10.00) per day.
 - 3. No fee shall be required for the operation of a loudspeaker or sound amplifying equipment for noncommercial purposes.

KENOSHA COUNTY DIVISION OF HEALTH
8600 SHERIDAN ROAD, SUITE 600
KENOSHA, WI 53143-6515
(262) 605-6700

SOUND TRUCK APPLICATION

Instructions: Please answer all the following questions and send it to the above address with your remittance payable to the **Treasurer - City of Kenosha**. Please type your answers or print clearly.

1. NAME OF BUSINESS (DBA): _____

2. TELEPHONE NUMBER: _____

3. BUSINESS ADDRESS: _____
Street Address City State Zip

4. MAILING ADDRESS: _____
Street Address City State Zip

5. LICENSE NUMBER OF TRUCK: _____

6. MOTOR NUMBER OF TRUCK: _____

7. OWNER/AGENT INFORMATION:
a. _____
Name Home Street Address City State Zip

b. _____
Telephone Number

8. OPERATOR INFORMATION:
a. _____
Name Home Street Address City State Zip

b. _____
Name Home Street Address City State Zip

c. _____
Name Home Street Address City State Zip

9. State purpose for which sound truck will be used: _____

10. Area of the City in which the sound truck will operate: _____

11. Hours of operation: _____

12. Proposed number of days of operation: _____

13. Type of sound truck amplification equipment: _____

14. Maximum sound producing power, expressed in decibels at a reference distance of thirty feet: _____

15. Whether the sound amplifying equipment will be used for commercial or noncommercial purposes.

Signature

Date