

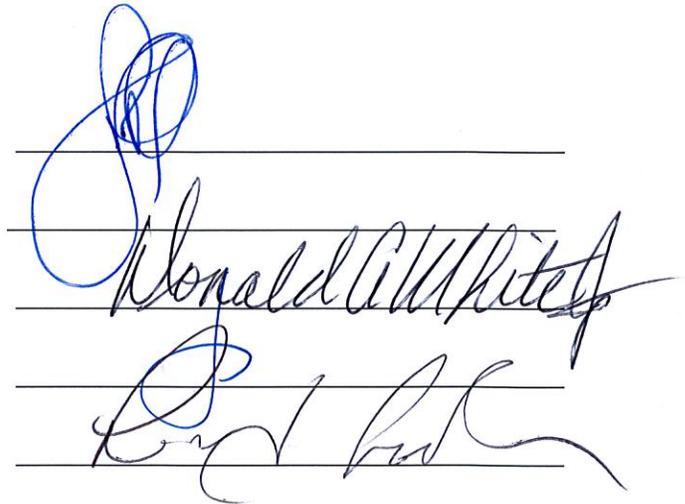
**MUNICIPAL OFFICERS' CERTIFICATION OF OFFICIAL TEXT OF A PROPOSED
ORDINANCE
[30-A M.R.S.A. § 3002(2)]**

To Katrina Oakes, Clerk:

We hereby certify to you that the document to which we have affixed this certificate is a true copy of the official text of an ordinance entitled "Amend Camden Police Ordinance, Chapter VIII, Part XII Public Noise and Conduct Ordinance," which is to be presented to the voters for their consideration at a secret ballot referendum to be held on November 8, 2016.

Pursuant to 30-A M.R.S.A. § 3002(2), you will retain this copy of the complete text of the ordinance as a public record and make other copies available for distribution to the voters, and you will ensure that copies are available at the town meeting/polling places on the day of the vote.

Dated: October 4, 2016



The image shows two handwritten signatures in blue ink over horizontal lines. The first signature is a large, stylized cursive signature that appears to read "Donald A. White". The second signature is a smaller, more compact cursive signature that appears to read "Paul White".

Town of Camden Select Board

**CHAPTER VIII
TOWN OF CAMDEN
Police Ordinance**

PART XII

PUBLIC NOISE AND CONDUCT ORDINANCE

Section 1 - Preamble

In accordance with the provisions of Title 30-A, Section 3001 of the Maine Revised Statutes, and by the authority granted therein under Section 3001, for the purpose of promoting the general welfare and providing for public safety and convenience, the Inhabitants of the Town of Camden adopt this Noise Ordinance.

The Town of Camden has determined by virtue of complaints to the Police Department and the Board of Selectmen from citizens, downtown merchants, and visitors to the Town, that certain conduct within portions of the Town designated in this ordinance, is preventing persons residing within those areas from fully enjoying their property and having a reasonable degree of quiet, particularly during nighttime hours, and is also preventing members of the public from enjoying public parks and other public spaces.

The Town further finds that reasonable regulations concerning noise are necessary in order to preserve a downtown area which is attractive to customers, visitors and residents and maintains a non-threatening environment within the downtown area, including public parks and public spaces.

The Town further finds that existing state laws and regulations do not fully and adequately address the difficulties experienced within the Town of Camden which are sought to be addressed by this ordinance, and that enforcement of such laws and regulations, when brought by officials not associated with the Town of Camden, is not sufficiently vigorous or timely in order to resolve the difficulties experienced in the Town.

Accordingly, exercising the home-rule powers conferred upon the Town, the Town does hereby adopt the following ordinance, which shall be referred to as the "Public Noise and Conduct Ordinance".

Section 2 - Prohibited Conduct and Acts

The following acts undertaken within the designated area of the Town of Camden as set forth in Section 4.0 (Exhibit A), are hereby declared to be a violation of this ordinance:

2.1 - Unreasonable, Loud and Raucous Noise

Yelling, shouting, hooting, whistling, singing, or the production of any other noise, in a loud and raucous manner, between the hours of 11:00 PM and 7:00 AM on the following morning within the area set forth in Section 4.0 (Exhibit A), so as to unreasonably annoy or disturb the quiet, comfort, or repose of any persons located more than fifty feet (50') from the source of that noise shall be prohibited.

2.2 - Obstructions of a Public Way

Knowingly and intentionally causing an unreasonable obstruction of a public way, road, street, sidewalk or walkway in a public park shall be prohibited within the designated area of the Town of Camden as set forth in Section 4.0 (Exhibit A).

2.3 - Unreasonably Loud Sound Production

The playing, using or operating of any radio, receiving set, musical instrument, or other machine or device for the production or reproduction of sound in such a manner as to unreasonably annoy or disturb the peace, quiet, comfort or repose of any other person located more than fifty feet (50') from the source of that sound shall be prohibited between the hours of 11:00 PM and 7:00 AM the following morning within the area set forth in Section 4.0 (Exhibit A).

2.4 - Unreasonable Sounds from Horns or Signaling Devices

The sounding of any horn or signaling device for an unnecessary or unreasonable length of time or for a purpose not associated with the proper and legitimate signaling activity undertaken in conjunction with the operation of a motor vehicle shall be prohibited within the areas set forth in Section 4.0 (Exhibit A).

2.5 - Unacceptable Noise Levels

Any sound level exceeding 65dBA when measured at the property line and persisting for 5 minutes or more between the hours of 11:00 p.m. and before 7:00 a.m., is prohibited unless a permit has been obtained for a specific event.

Section 3 - Enforcement Procedure

3.1 Any violations of this ordinance shall be a civil violation, which shall be prosecuted through the issuance of a civil summons by the Camden Police Department in the same form and in the same manner of prosecution as would be the case with a parking violation. The regulations governing prosecution of parking violations are set forth in the Camden Code, Chapter VIII, Section 15-A, subsection 1. Actions shall be prosecuted by the Camden Police Officers or by the Town Attorney in the District Court for Knox County, located in Rockland, Maine.

3.2 For any first violation of this ordinance, there shall be a civil fine or penalty imposed in an amount not less than Fifty Dollars (\$50.00) and not more than One Hundred Dollars (\$100.00). Each subsequent violation of this ordinance within a period of two (2) years from the date of the first violation, shall result in the imposition of a minimum civil fine or penalty of One Hundred Dollars (\$100.00) and a maximum fine or penalty of Two Hundred Fifty Dollars (\$250.00).

3.3 In addition to civil penalties for any violation of this ordinance, the Court shall require the violator to pay the Town reasonable attorney's fees incurred in connection with the prosecution of the violation, together with costs and filing fees incurred by the Town in connection with that prosecution.

Section 4 - Designated Area

The provisions of this ordinance shall apply to all areas of the Town of Camden, ~~set forth in Exhibit A, attached to this ordinance and incorporated by reference herein.~~

Section 5 - Reparability

In the event that any provision of this ordinance ~~shall be held illegal~~, it is intent that all remaining provisions of this ordinance, which are not declared illegal, shall remain in full force and effect.

EXHIBIT A
Designated Area

The designated area of this ordinance shall be:

1. ~~All the following~~ streets and ways or portions of streets and ways:

~~Atlantic Avenue~~

~~Bayview Street: portion from Main to Frye Street~~

~~Chestnut Street: portion from Elm Street to Frye Street~~

~~Commercial Street~~

~~Elm Street: portion from Main Street to School Street~~

~~Free Street~~

~~Main Street: portion from Elm Street to Mountain Street~~

~~Mechanic Street: portion from Main Street to Knowlton Street~~

~~Tannery Lane; and~~

2. All public sidewalks, public ways, public walkways, public parks, and real property owned by the Town of Camden or other public entity which abut such streets or ways. "Public parks" shall include, without limitation, Harbor Park and the dam site, the Camden Public Library grounds and Amphitheater, the Village Green, and the Public Landing.

Historical Notes: Adopted June 13, 1995 at Town Meeting

[Amended November 8, 2016 at Special Town Meeting](#)