

Date: 3-20-01

Submitted by: Assemblymember ABNEY
Prepared by: Assembly Office
For reading: FEBRUARY 27, 2001

ANCHORAGE, ALASKA

AO NO. 2001- 57

AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY AMENDING
ANCHORAGE MUNICIPAL CODE SECTION 15.70.095 REGARDING ELECTRONICALLY
AMPLIFIED SOUND SYSTEMS IN MOTOR VEHICLES

THE ANCHORAGE ASSEMBLY ORDAINS:

Section 1: That AMC Section 15.70.095 is hereby amended to read as follows:

- A. *Prohibited noise.* Notwithstanding any other provisions of this Code, with the exception of this chapter, no person operating in or in control of a parked or moving vehicle shall operate or permit the operation of an electronically amplified sound system in or on the motor vehicle so as to produce sound that is clearly audible at [MORE THAN] 25 [50] feet [(15 METERS)] or more from the motor vehicle or in violation of the provisions in section 15.70.060. For the purpose of this section, the phrase "clearly audible" means that sound is transferred to the auditor, such as but not limited to being able to understand spoken or sung words, or comprehension of musical rhythms.
- B. *Conflicting provisions.* If this section is determined to be in conflict with any other section of this Code, with the exception of this chapter, this section shall take precedence.
- C. **Penalties. [PENALTY]**
- 1.** Any person violating the provisions of this section shall pay a civil penalty of \$100.00 for the first violation, \$300.00 for the second violation within six months of the first violation, and \$1000.00 and forfeiture of the sound system or components of the sound system up to \$1000.00 in value, for the third violation within one year of the first violation.
- The civil penalties for violations will be assessed through the administrative hearings officer as provided for in chapter 14.20.
- 2.** The Municipality may establish a 'music immersion program', offering first-time violators of the provisions of this section to attend a one-hour class to listen to pre-selected music as a requirement in lieu of the \$100.00 civil penalty. This program shall be coordinated through the administrative hearings officer.

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3 D. *Enforcement.* Any authorized police officer shall issue a citation for any
4 violation under this section, except they may arrest for instances when the
5 alleged violator refuses to provide the officer with such person's name
6 and address and any proof thereof as may be reasonably available to the
7 alleged violator.

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9 **Section 2:** That this ordinance shall become effective immediately upon passage and
10 approval.

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12 PASSED AND APPROVED by the Anchorage Assembly this 20th day of
13 March, 2001.

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17 Fay Van Heminger
Chair

18 ATTEST:

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21 Lexie Ferguson
22 Municipal Clerk
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**Municipality of Anchorage
MUNICIPAL CLERK'S OFFICE
AGENDA DOCUMENT CONTROL SHEET**

AD 2001-57

1	SUBJECT OF AGENDA DOCUMENT		DATE PREPARED
	<i>Amending AMC 15.70.095</i>		<i>2-21-01</i>
			INDICATE DOCUMENTS ATTACHED
			<i>AD, AM, SEE attachments</i>
2	DEPARTMENT NAME Assembly	DIRECTOR'S NAME Fay Von Gemmingen	
3	THE PERSON THE DOCUMENT WAS ACTUALLY PREPARED BY		HIS/HER PHONE NUMBER 4751
4	COORDINATED WITH AND REVIEWED BY	INITIALS	DATE
	Mayor		
	Heritage Land Bank		
	Merrill Field Airport		
	Municipal Light & Power		
	Port of Anchorage		
	Solid Waste Services		
	Water & Wastewater Utility		
	Municipal Manger		
	Cultural & Recreational Services		
	Employee Relations		
	Finance, Chief Fiscal Officer		
	Fire		
	Health & Human Services		
	Office of Management and Budget		
	Management Information Services		
	Police		
	Planning, Development & Public Works		
	Development Services		
	Facility Management		
	Planning		
	Project Management & Engineering		
	Street Maintenance		
	Traffic		
	Public Transportation Department		
	Purchasing		
	Municipal Attorney		
	Municipal Clerk		
	Other		
5	SPECIAL INSTRUCTIONS/COMMENTS		
	<i>26.5 Intramemo</i>		
6	ASSEMBLY MEETING DATE	7	PUBLIC HEARING DATE REQUESTED
	<i>2-27-01</i>		<i>3-13-01</i>

*M.O.A.
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CLERKS OFFICE*

3/20/01