CITY OF BUTLER

ROBERT A. DANDOY
MAYOR

DONALD L. SHEARER
Accounts & Finance

LARRY W. CHRISTY
Public Safety

FREDERICK W. REESE
Streets & Public Improvement

DANIEL G. HERR
Parks/Recreation & Public Property

BARBARA E. HALL
Controller

LINDA L. GRAHAM-GREEK
Treasurer

ROBERT S. O'NEILL
Chief of Police

CHRISTOPHER K. SWITALA
Chief of Fire

MELINDA F. GALL
City Clerk

THOMAS E. BRETH
City Solicitor

JOHN E. EVANS
Zoning & Code Management Officer

GARY A. BONELLI
Health Inspector

JOSEPH L. GRAY, P.E.
Municipal Engineer

Neighborhood Block Parties

1. Purpose.

To prescribe policies and procedures for processing requests from City residents to conduct neighborhood block parties that require closing of City streets.

2. General.

a. Any and all requests to conduct neighborhood block parties that require closing of City streets must be submitted in writing and all requests will be forwarded to the Office of the City Clerk for processing.

b. In most cases, the request will be signed by one person on behalf of the neighborhood. If there is any reason to believe that the requested block party is not supported by the majority of the residents in the requested block, the request will be returned, and the requestor will be asked to obtain the signatures of the majority of the residents in the block before it is processed.

c. If there is a police incident report from a prior neighborhood block party sponsored by the requestor, the Chief of Police will provide the Clerk's office with a copy of that report, and the request shall be referred to City Council for review. The Clerk's office will notify the requestor of the prior police incident report and the fact that the request was referred to City Council. As a general rule, prior block parties that resulted in police incident reports for such things as underage drinking, use of illegal drugs and disorderly conduct will probably result in the denial of future requests.

d. Block parties will be reviewed by the City on a case by case basis (in consultation with the Police Department) with the goal of promoting the health, safety and welfare of all residents in the area.

3. Police & Procedures.

a. Enclosure 1 is a form to capture information required to process a request for a neighborhood block party.

   Upon receipt of a request for a block party, the Clerk's office will notify the Chief of Police, Fire Chief, and the working foreman of the Streets Parks Department to see if they have any concerns about closing of a given street. If there is an objection based on public safety issues, the request will be denied.

b. If there are no objections to the closing of a street, the request will be referred to City Council for approval.

c. Following approval by City Council, the requestor will be notified that his/her request is approved, and the requestor will be provided with a copy of the City's ordinances governing noise (Chapter 185 of the City Code) and Fire Prevention (Chapter 139 of the City Code).

d. The working foreman of the Streets Department will be instructed to place wooden horses at the affected intersections prior to the requested street closing. It shall be the responsibility of the block party host to physically place and remove the horses at the designated date/time.

e. If the party sponsor does not remove the street barricades at the designated time, the Bureau of Police will contact the sponsor and ensure that they are removed and that traffic is restored.

Robert A. Dandoy
Mayor
January 3, 2022

Enclosure:
Request for Block Party

cf: Department Directors
Department Heads
File

Request for Block Party

Request submitted by: _____

Date submitted: _____

Address: _____

Telephone No.: _____

Requested Day/Date: _____

Hours: From_____ To_____

Street(s) to be Closed (Include Intersections From/To) _____

_____

_____

Number of Residences Affected by Street Closing: _____

Remarks: _____

_____

_____

_____

_____

_____

_____

_____

_____

_____

_____

Chapter 185. Noise

[HISTORY: Adopted by the City Council of the City of Butler 2-19-1987 as Part 7, Art. 717, of the 1987 Codified Ordinances. Amendments noted where applicable.]

§ 185-1. Legislative findings.

Council hereby finds and declares that:

A. The making and creation of loud, unnecessary or unusual noises within the limits of the city is a condition which has existed for some time and the extent and volume of such noise is increasing.

B. The making, creating or maintenance of such loud, unnecessary and unnatural or unusual noises which are prolonged, unusual or unnatural in their time, place and use, affect and are detrimental to public health.

C. The necessity in the public interest for the provisions and prohibitions hereinafter contained and enacted is declared as a matter of legislative determination and public policy, and it is further declared that the provisions and prohibitions hereinafter contained and enacted are in pursuance of and for the purpose of securing and promoting the public health, comfort, convenience, safety, welfare and prosperity and the peace and quiet of the city and its inhabitants.

§ 185-2. Prohibited acts.

A. No person shall make, continue or cause to be made or continued any loud, unnecessary or unusual noise or any noise which either annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of others, within the limits of the city.

B. The following acts, among others, are declared to be loud, disturbing and unnecessary noises in violation of this chapter, but this enumeration shall not be deemed to be exclusive, namely:

(1) Horns and signaling devices, etc. The sounding of any horn or signaling device on any motor vehicle, motorcycle, locomotive or other means of conveyance within the limits of the city, except as a danger warning, the creation by means of such signaling device of any unreasonably loud or harsh sound and the sounding of any such device for an unnecessary and unreasonable period of time and the use of any signaling device except one operated by hand or by electricity, the use of any horn, whistle or other device operated by engine exhaust and the use of any signaling device when traffic is for any reason held up.

(2) Racing motors. The unnecessary or unnatural acceleration, deceleration or racing of motors in motor vehicles or motorcycles, whether in motion or at rest, within the limits of the city.

(3) Exhausts. The discharge upon the open air of the exhaust of any steam or diesel locomotive, stationary internal combustion engine, motor boat or motor vehicle or motorcycle except through a muffler or other device which will effectively prevent loud or explosive noises therefrom.

(4) Defect in vehicle or load. The use of any motor vehicle, motorcycle or other piece of machinery or equipment so out of repair or so loaded or in such a manner as to create loud and

unnecessary grating, grinding, rattling or other noise.

(5) Radios and phonographs, etc. The using, operating or permitting to be played, used or operated of any radio receiving sets, musical instruments, sound amplifiers, phonographs or other machines or devices for the producing or reproducing of sound in such manner as to disturb the peace, quiet, comfort and repose of the neighboring inhabitants or at any time with louder volume than is necessary for convenient hearing for the person or persons who are in the room, vehicle or chamber in which such machine or device is operated and who are voluntary listeners thereto. The operation of any such set, instrument, phonograph machine or device between the hours of 11:00 p. m. and 7:00 a.m. in such a manner as to be plainly audible at a distance of fifty (50) feet from the building, structure or vehicle in which it is located shall be prima facie evidence of a violation of this section.

(6) Loud speakers and amplifiers for advertising. The using, operating or permitting to be played, used or operated of any radio receiving set, musical instrument, phonograph, loudspeaker, sound amplifier or other machine or device for the producing or reproducing of sound which is cast upon the public streets for the purpose of commercial advertising or attracting the attention of the public to any building or structure.

(7) Yelling, shouting, etc. Yelling, shouting, hooting, whistling or singing on the public streets particularly between the hours of 11:00 p.m. and 7:00 a.m. or at any time or place so as to annoy or disturb the quiet, comfort or repose of persons in any school, church or office or in any dwelling, hotel or other type of residence or of any persons in the vicinity.

(8) Animals, birds, etc. The keeping of any animal or bird which by causing frequent or long continued noise disturbs the comfort or repose of any persons in the vicinity.

(9) Loading, unloading and opening boxes. The creating of a loud and excessive noise in connection with loading or unloading any vehicle or the opening and destruction of bales, boxes, crates and containers.

(10) Construction or repairing of buildings. The erection (including excavating), demolition, alteration or repair of any streets, highways, lands and buildings other than between the hours of 8:00 a.m. and 6:00 p.m. on weekdays, except in case of urgent necessity in the interest of public health and safety, and then only with a permit from the Building Inspector, which permit may be granted for a period not to exceed three (3) days while the emergency continues and which permit may be renewed for periods of three (3) days or less while the emergency continues. If the Building Inspector should determine that the public health and safety will not be impaired by the erection, demolition, alteration or repair of any building or the excavation of streets and highways within the hours of 6:00 p.m. and 8:00 a.m., and if he further determines that loss or inconvenience would result to any party in interest, he may grant permission for such work to be done within the hours of 6:00 p.m. and 8:00 a.m. upon application being made at the time the permit for the work is awarded or during the progress of the work.

(11) Hawkers and peddlers. The shouting and crying of peddlers, hawkers and vendors which disturb the peace and quiet of the neighborhood.

(12) Railway. The causing, permitting or continuing any excessive, unnecessary and avoidable noise in the operation of any railway locomotive or railway car or train of cars.

(13) Motorcycles. Operating or using more than four (4) motorcycles in one (1) group on any city street within the confines of one (1) block or loitering in groups of more than four (4) motorcyclists on any street within the city; provided, however, that the prohibition of operating motorcycles in groups of more than four (4) shall not apply to motorcycle clubs from outside the city when such clubs are proceeding through the city enroute to a destination outside of the city.

§ 185-3. Violations and penalties.

Whoever violates any of the provisions of this chapter shall, upon conviction thereof, be fined not more than three hundred dollars ($300.) and costs of prosecution and, in default of payment of such fine and costs, imprisoned not more than ninety (90) days. If any person or persons permits a violation of this article to continue after notice to desist, each additional violation shall be considered as a separate offense.

[1] *Editor's Note: Amended at time of adoption of Code; see Ch.* ***1****, General Provisions, Art.* ***I****.*

Chapter 139. Fire Code

[HISTORY:[1] Adopted by the City Council of the City of Butler 11-21-2013 by Ord. No. 1680. Amendments noted where applicable.]

GENERAL REFERENCES
Uniform construction codes — See Ch. **119**.

[1] *Editor's Note: Former Ch. 139, Fire Prevention, adopted 4-18-1991 by Ord. No. 1349, was repealed 4-22-2004 by Ord. No. 1549.*

§ 139-1. Election to administer and enforce; title.

A. The City of Butler elects to administer and enforce the provisions of the 2009 International Fire Code, as amended from time to time, and its regulations.

B. This chapter, together with the Fire Code adopted herein, shall be known and may be cited as the "Fire Code of the City of Butler."

§ 139-2. Adoption of code.

That certain document, three copies of which are on file in the office of the City Clerk of the City of Butler, being marked and designated as the "International Fire Code, 2009 Edition," including Appendix Chapters A through and including J, as published by the International Code Council, be and is hereby adopted as the Fire Code of the City of Butler, Pennsylvania, regulating and governing the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices and from conditions hazardous to life or property in the occupancy of buildings and premises as herein provided; and providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said Fire Code on file in the offices of the City of Butler are hereby referred to, adopted and made a part hereof, as if fully set out in this chapter, with the additions, insertions, deletions and changes, if any, prescribed in § **139-3**.

§ 139-3. Revisions.

The following sections are hereby revised:

A. Section 101.1. Insert: "City of Butler."

B. Section 109.3. Insert: "summary offense"; "$1,000"; and "30 days."

C. Section 111.4. Insert: "$100"; and "$1,000."

§ 139-4. Enforcement.

Administration and enforcement of the Fire Code within the City of Butler shall be performed by the Zoning Officer/Building Code Official, the Fire Code Official, and/or any authorized representative.

§ 139-5. Fees.

Fees assessable by the City of Butler for the administration and enforcement undertaken pursuant to this chapter and the Code shall be established by the governing body by resolution from time to time. The initial fee schedule shall be:

Square Feet	Inspection Fee
Less than 2,000	$0
2,001 to 10,000	$0
10,001 to 50,000	$0
50,001 or greater	$0

§ 139-6. Board of Appeals.

The board of appeals known as the "Butler Code Management Board of Appeals" shall serve as the board of administrative appeals in accordance with the requirements set forth in the 2009 International Fire Code.

§ 139-7. When effective; repealer; saving clause.

This chapter shall be effective five days after the date of passage of this chapter. Nothing in this chapter shall be construed to affect any suit or proceeding now pending in any court or any rights required, or liability incurred, or any causes of action accrued or existing under any act or ordinance repealed hereby. No right or remedy of any characters shall be lost, impaired or affected by this chapter. All ordinances, or parts thereof, in conflict with this chapter are hereby repealed insofar as any conflict exists.