

AGENDA  
**REGULAR MEETING**  
PUBLIC SAFETY COMMITTEE  
City Hall – Large Conference  
Room 5211 SCHLUTER ROAD  
**Wednesday – July 28, 2021**  
**6:00 P.M.**

Remote Teleconference Meeting via  
ZOOM

**NOTICE OF ELECTRONIC  
MEETING**

Due to the current state of emergency because of the COVID-19 pandemic, this meeting will be conducted via electronic videoconferencing/teleconferencing. As such, it is likely that some or all members of, and a possible quorum, may be in attendance via electronic means and not physically present. In accordance with Wisconsin law, the meeting will remain open to the public. The public may still attend in person at the location stated in this agenda. However, due to the need to maintain social distancing in accordance with Emergency Order #10 of Public Health Madison & Dane County dated November 17, 2020, and the limited physical space available, the public is encouraged and requested to attend via electronic means. Directions to do so are listed at the bottom of this agenda. Upon reasonable notice, the needs of disabled individuals will be accommodated through auxiliary aids or services. For additional information or to request this service, contact Joan Andrusz at 608-222-2525.

1. Call to Order
2. Roll Call
3. Approval of Minutes
  - a) June 23, 2021
4. Appearances
  - a) Currently no one registered
5. Unfinished Business
  - a) Discussion/Action of street safety for cars, bikes and pedestrians
  - b) Discussion/Action on the City's Noise Ordinance
6. New Business
  - a) Discussion/Action on 2022 Capital Budgets for Police/Dispatch/Fire/EMS
7. Review Monthly Financial Reports: Law Enforcement, Fire Protection, Emergency Communications and Ambulance
8. Discussion of future agenda items.

9. Reports
  - a) Fire Department
  - b) Police Department
  - c) Building and Code Inspection
  - d) Police and Fire Commission
10. Next meeting date: August 25, 2021
11. Adjournment

### **DIRECTIONS TO ATTEND MEETING ELECTRONICALLY**

You may attend via videoconference at <https://us06web.zoom.us/j/85142359763?pwd=R3VHUDRNd3BRZ3pZeHJ5dEpTVThsZz09#success> or by downloading the free Zoom program to your computer at <https://zoom.us/download>. At the date and time of the meeting log on through the Zoom program and enter Meeting ID: 851 4235 9763.

You may attend via telephone conference by calling the following phone number:

PHONE NUMBER: 1-312-626-6799 / MEETING ID: 851 4235 9763, FOLLOWED BY #

Please mute your phone when not speaking to ensure best possible audio quality.

### **PUBLIC APPEARANCE BY ZOOM**

Persons interested in publicly appearing before the Public Safety Committee via computer or phone on the Zoom application are asked to submit an [Appearance Before a Committee form](#) so that we can accommodate all online and phone requests to speak. Please submit your form as soon as possible. Requests will be accepted before and during the meeting until the Appearances section is closed. Requests submitted after the Appearances section is closed will not be able to speak. Link to form:

<https://www.mymonona.com/FormCenter/CommitteeApplication-11/Appearance-Before-a-Committee-Citizen-Co-82>

### **WRITTEN COMMENTS**

You can send written comments on agenda items by emailing [policechief@ci.monona.wi.us](mailto:policechief@ci.monona.wi.us)

**CITY OF MONONA  
PUBLIC SAFETY COMMITTEE  
ZOOM  
5211 Schluter Road  
Wednesday- June 23, 2021**

**MINUTES**

**1. Call to Order:**

- a. Chair Thomas called the meeting to order at 6:00PM

**2. Roll Call:**

- a. **Committee members present:** Kathy Thomas (ZOOM), Nancy Moore (ZOOM), Angela Davis (ZOOM), Connie Miley (ZOOM), Mark Zwart (ZOOM), Larry Reed (ZOOM), Jim Bisbee (ZOOM), Joseph Fontaine (ZOOM @ 1805)
- b. **Committee members absent:** Chris Henderson
- c. **Staff members present:** Police Chief Brian Chaney Austin (ZOOM), Fire Chief Jerry McMullen (ZOOM)

**3. Minutes:**

- a. A motion was made by Jim Bisbee, seconded by Angela Davis, to approve the minutes of the May 26, 2021 meeting. Corrections include:
  - i. Section 6 (b), fourth paragraph – Alder Moore advised that her fourth point in that paragraph was not there. Fourth point is “while the ratio of people of color cited or arrested is likely higher in certain areas of Monona, including the Beltline, Broadway and WalMart areas, in can’t possibly account for the difference, statistically, in terms of our numbers, and we need to be honest about that with ourselves, and recognize that we have work to do.” Minutes approved as corrected by unanimous voice vote.

**4. Appearances:**

- a. No one registered for appearances.

**5. Unfinished Business:**

- a. **Discussion of street safety for cars, bikes and pedestrians:**  
This is a placeholder for this topic. Police Chief Chaney Austin gave a brief update including the MOPD speed grant initiative that is forthcoming. Brief discussion amongst the committee, no action taken at this time. Continue to have this topic as a placeholder in future meetings.

**6. New Business:**

- a. **Discussion/Recommendation on the City’s Noise Ordinance (Chief Chaney Austin)**  
Chair Thomas began the conversation with the history of this topic, coming from complaints given to the Council regarding specific establishments. As this is a police

issue (issuing permits, enforcement and education), it falls under the purview of the Public Safety Committee.

Chief Chaney Austin advised that the ordinance should be reviewed and updated. The ordinance was not designed to be used the way we have been using it up to this point. There is an opportunity to update the ordinance and strike a balance between the community and the business community. Currently, there is a conflict of interest in the police chief issuing the permit, then issuing citations against that permit. The chief expressed concerns about the process through the court system given this conflict.

The public is also missing out on the opportunity to provide input on whether permits have an impact on them before the permit is issued. Chief Chaney Austin recommended on looking at the ordinance overall, including limits on number of permits, a decibel table, and amending the ordinance to remove the approval from the police chief and putting it in front of a committee for approval.

The chief had provided examples from other communities to the chair, and that information would be shared with the other committee members.

Discussion and questions from the committee to Chief Chaney Austin. Questions include frequency of permits, conflict of interest, and who would oversee the process. No decision to be made tonight, topic to be placed on next meeting agenda.

**b. Discussion/Consider MOU with DNR for future grant opportunities**

Fire Chief McMullen provided a brief overview of the DNR MOU, which is a simple agreement to provide wildland extinguishment aid to the DNR for areas under their direct or coop control. We have no direct areas within the City of Monona, but an MOU is required to be in place to write for grants provided by the DNR. Motion to recommend approval to the City Council made by Jim Bisbee, seconded by Larry Reed. Motion passed by unanimous voice vote.

**c. Discuss/Consider write off for EMS services provided on 04/06/20**

Fire Chief McMullen provided a brief overview of the issues. EMS service provided to patient on above date. Billing was sent to her address at the facility she was living at, instead of to the HCPOA listed on patient record. Multiple attempts made, all of which ended up in the patient's apartment, found after she passed away by her daughter. Discussion with committee on ways to help avoid this in the future. Question on liability by the Chair. Chief McMullen advised that the mail was never opened, and that responsibility is difficult to ascertain. Chief McMullen advised that he had already met with the facility to determine their current processes in how they provide data to responding crews, and ways to improve that. Motion to recommend approval to the Personnel and Finance Committee made by Joseph Fontaine, seconded by Angela Davis. Mark Zwart advised during discussion that the facility in question has had issues in the past, and that administratively there are real concerns. Angela Davis also mentioned a

concern about how many other people has this happened too. Motion passed by unanimous voice vote.

**d. Update on Medicaid rates for 2022**

Chief McMullen presented a possible update (increase) in Medicaid reimbursement rates starting January 1, 2022. Not passed and signed into law yet, but a very promising update for 2022. No action taken on this item.

**7. Review Monthly Financial Reports**

**a. Police**

We are sitting pretty good. Budget looks in good shape. Hiring process still ongoing. Question from Chair Thomas regarding citations and the municipal judge.

**b. Fire**

Budget in good shape. Revenue still low but climbing with the new company. Two line items to continue to look at are POP and POC lines. Due to the increase in calls, POC line item will be high (more responders / more calls). POP line item over by approximately \$15,000. This is due to not accounting for OIC staffing, will be addressed in next year's budget.

**8. Reports**

**a. Fire**

Discussion about significant calls for service (near drowning, missing persons). Four new volunteers, onboard by June 29. Call volume up, 197 calls in April. Member coming back from deployment.

**b. Police**

Members working hard, chief on the street. High quality training for staff, working with Nehemiah group. Outside training as well. Hazardous driving behavior is a focus. Reviewing policies. Internally things going well. Questions from Chair Thomas, first question about SRO status. No update at this time. Second question about new state bill signed by Governor Evers. Chief Chaney Austin agreed that we need to look at that, and what needs to be changed or updated.

**c. Building and Code Inspection**

None

**d. Police and Fire Commission**

Joseph advised meeting in early July for new police candidates. Advised that Steve Bre has stepped down, and Tom Stolper is new President, Jill is new member, Joe is still liaison.

**9. Next meeting date:**

- a. July 28, 2021 – ZOOM meeting

**10. Adjournment:**

- a. Motion to adjourn made by Larry Reed, seconded by Jim Bisbee. Motion passed by unanimous voice vote at 7:16PM

# City of Monona Noise Ordinance

## Monona Noise Ordinance (current) \*Permit issued by Police Chief\*

Link: [City of Monona, WI Offenses Against Public Safety and Peace \(ecode360.com\)](http://City of Monona, WI Offenses Against Public Safety and Peace (ecode360.com))

### § 335-8 Loud and unnecessary noise prohibited.

A. Loud and unnecessary noise prohibited. No person shall use within the City any equipment for the amplification of sound so as to cause such amplified sound to be transmitted into a public street, alley or public place unless a permit has been granted, which states the time and place of the event, by the Chief of Police. It shall be unlawful for any person knowingly or wantonly to use or operate or to cause to be used or operated any mechanical device, machine, apparatus or instrument for intensification or amplification of the human voice or any sound or noise in any public or private place in such manner that the peace and good order of the neighborhood is disturbed or that persons owning, using or occupying property in the neighborhood are disturbed or annoyed.

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

- (1) Horns, signaling devices. The sounding of any horn or signaling device on any automobile, motorcycle or other vehicle on any street or public place in the City for longer than three seconds in any period of one minute or less, except as a danger warning; the creation of any unreasonable loud or harsh sound by means of any signaling device and the sounding of any plainly audible device for an unnecessary and unreasonable period of time; the use of any signaling device except one operated by hand or 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) Radios, phonographs, similar devices. The using, operating or permitting to be played, used or operated of any radio receiving set, musical instrument, phonograph or other machine or device for the producing or reproducing of sound in a loud and unnecessary manner. The operation of any set, instrument, phonograph, machine or device between the hours of 9:00 p.m. and 7:00 a.m. in a manner as to be plainly audible at the property line of the building, structure or vehicle in which it is located shall be prima facie evidence of a violation of this section.
- (3) Loudspeakers, 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 attention of the public to any building or structure. Announcements over loudspeakers can only be made by the announcer in person and without the aid of any mechanical device.
- (4) Animals, birds. The keeping of any animal or bird which causes frequent or long-continued unnecessary noise.

- (5) Steam whistles. The blowing of any steam whistle attached to any stationary boiler except to give notice of the time to begin or stop work or as a warning of fire or danger or upon request of proper City authorities.
- (6) Exhausts. The discharge into the open air of the exhaust of any steam engine, stationary internal combustion engine or motorboat except through a muffle or other device which will effectively prevent loud or explosive noises therefrom.
- (7) Construction or repair of buildings. The erection (including excavation), demolition, alteration or repair of any building, as well as the operation of any pile driver, steam shovel, pneumatic hammer, derrick, steam or electric hoist, or any other similar equipment attended by loud or unusual noise, other than between the hours of 7:00 a.m. and 9:00 p.m. on weekdays; provided, however, the Building Inspector shall have the authority, upon determining that the loss of inconvenience which would result to any party in interest would be extraordinary and of such nature as to warrant special consideration, to grant a permit for a period necessary within which time such work and operation may take place within the hours of 9:00 p.m. to 7:00 a.m.
- (8) Schools, courts, churches, hospitals. The creation of any excessive noise on any street adjacent to any school, institution of learning, church or court while in use, or adjacent to any hospital, which unreasonably interferes with the normal operation of that institution, or which disturbs or unduly annoys patients in the hospital, provided that conspicuous signs are displayed in those streets indicating a school, hospital or court street. No person, while on public or private grounds adjacent to any building or while within any building in which a school or any class thereof is in session, shall willfully make or assist in the making of any noise or diversion which disturbs or tends to disturb the peace or good order and operation of such school session or class thereof.
- (9) Exceptions. The provisions of this section shall not apply to:
  - (a) Any vehicle of the City while engaged in necessary public business.
  - (b) Excavations or repairs of streets or other public construction by or on behalf of the City, county or state at night when public welfare and convenience renders it impossible to perform such work during the day.
  - (c) The reasonable use of amplifiers or loudspeakers in the course of public addresses which are noncommercial in nature.

#### C. Permits for amplifying devices.

(1) Permit required. The use of loudspeakers or amplifying devices on the streets or in the parks of the City of Monona is prohibited unless the party desiring to use such loudspeaker or amplifying device first obtains a permit from the Chief of Police or his/her designee.

[Amended 8-6-2018 by Ord. No. 7-18-705]

(2) Grounds or reasons for denial or allowance. The Chief of Police shall have the authority to revoke such permit when he or she believes such loudspeaker or amplifying device is becoming a nuisance because of the volume, the method in which it is being used or the location in which it is being operated.

(3) Time restrictions. The Chief of Police shall not grant a permit to use a loudspeaker or amplifying device before the hours of 9:00 a.m. or after 9:00 p.m. No permit shall be granted to anyone who, in the opinion of the Chief of Police, uses said loudspeaker or amplifying device in such a manner or for such a purpose as to constitute a nuisance.

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## Noise Ordinances – Various Municipalities

**Madison, WI \*Permit issued by Parks Div and/or by Committee\***

Link:

[https://library.municode.com/wi/madison/codes/code\\_of\\_ordinances?nodeId=COORMAWIVOIICH20-31\\_CH24OFAGPEQU#:~:text=8.,10%20p.m.%20Friday%20and%20Saturday.](https://library.municode.com/wi/madison/codes/code_of_ordinances?nodeId=COORMAWIVOIICH20-31_CH24OFAGPEQU#:~:text=8.,10%20p.m.%20Friday%20and%20Saturday.)

Madison General Ordinance 24.04 - Prohibition of Noises Disturbing the Peace

(1) It shall be unlawful for any person to make or assist in making any noise tending to unreasonably disturb the peace and quiet of persons in the vicinity thereof unless the making and continuing of the same cannot be prevented and is necessary for the protection or preservation of property or of the health, safety, life or limb of some person.

(2) It shall be unlawful for any person, firm, corporation, or other entity occupying or having charge of any building or premises, or any part thereof, to cause, suffer or allow any loud, excessive or unusual noise in the operation or use of any radio, stereo or other mechanical or electrical device, instrument or machine, which loud, excessive or unusual noise tends to unreasonably disturb the comfort, quiet or repose of persons therein or in the vicinity. (Am. by Ord. 7506, 9-3-81; Ord. 12,474, 9-27-99)

(3) Sound Amplification .(a) City Wide . It shall be unlawful for any person, firm, corporation or other entity to use or operate, or cause to be used or operated in or upon any City public street, or from any aircraft, any device, apparatus or instrument for the amplification of the human voice or any sound or noise, or other sound-making or sound reproducing device except between the hours of 12:00 noon and 1:30 p.m. and 5:00 p.m. and 7:00 p.m. in all areas of the City except for those areas listed in Sec. 24.04(3)(b) below, and, with the exception of sound of any nature produced incidental to: 1. government functions; or 2. religious services; or 3. the operation of any authorized emergency vehicle; or 4. the use of sound producing equipment authorized by ordinance or statute; or 5. an event authorized by a street use permit, as controlled by Sec. 10.056, MGO; or 6. an event authorized by a parade permit, as controlled by Sec. 12.87, MGO.

## **Fitchburg, WI \*Permit issued by Committee\***

Link: [Chapter 74 - NUISANCES | Code of Ordinances | Fitchburg, WI | Municode Library](#)

### ARTICLE IV. - NOISE REGULATION DIVISION 1. - GENERALLY

Sec. 74-111. - Noises disturbing the public prohibited. (a) Making noise tending to unreasonably disturb person in the vicinity prohibited. No person shall make or assist in making any noise tending to unreasonably disturb the comfort, quiet or repose of persons in the vicinity thereof. This provision shall not apply if the making and continuing of the noise cannot be prevented and is necessary for the protection or preservation of property or of the health, safety, life or limb of some person. (b) Loud operation of mechanical or electrical devices prohibited. No person occupying or having charge of any building or premises, or any part thereof, shall cause or allow any loud, excessive or unusual noise in the operation or use of any radio, phonograph, tape recorder, loudspeaker or other mechanical or electrical device, instrument or machine, which noise shall unreasonably disturb the comfort, quiet or repose of persons therein or in the vicinity. (c) Noise between certain hours prohibited. Except when necessary to protect the public health, safety or welfare, no person shall cause or allow any noise between the hours of 12:00 midnight and 7:00 a.m. or between the hours of 7:00 p.m. and 12:00 midnight on any day as a result of excavating, grading, building, constructing, or otherwise erecting any building. (d) Order by officer. Any person violating this section shall upon the request of a law enforcement officer immediately cease any activities causing a violation of this section. Failure to cease such activities immediately upon the request of a law enforcement officer shall constitute an additional and separate violation.

### DIVISION 2. - OUTDOOR USE OF SOUND AMPLIFYING DEVICES

Sec. 74-121. - Findings of fact.

The common council finds that excess noise and excessive vibration can degrade the environment of the city to a degree which is harmful and detrimental to the public health, safety and welfare of its inhabitants and interferes with the comfortable enjoyment of life, property and recreation therein and causes nuisances. The council further finds that no one has any right to interfere with comfortable enjoyment of life, property and recreation within the city by creating excess noise or excess vibration by the use of sound amplification devices which may unreasonably interfere with normal pursuits of life and recreation or the health and welfare of the city's inhabitants.

**Sec. 74-122. - Permit required.**

(a) No person within the city shall operate or permit operation, outside of a reasonably soundproof enclosure, any loudspeaker, public address system, or similar sound amplifying device without first obtaining a permit from the public safety and human services committee as provided in this section. (b) The following uses are exempted from the permit required under subsection (a): (1) Cases of clear emergency. (2) Businesses which are on a fixed site and have drive-through services, auction services, and other similar businesses that use loudspeakers to service customers. (3) A private event on a private property, provided that the use of sound amplifying device is not in violation of Sec. 74-111 and commences on or after 11:00 a.m. and ceases on or before 11:00 p.m.

**Verona, WI \*Permit issued by Chief of Police\***

[TITLE 11 - Offenses and Nuisances](#) | [Code of Ordinances](#) | [Verona, WI](#) | [Municode Library](#)

**Sec. 11-2-7 - Loud and Unnecessary Noise Prohibited.**

(a)**Loud and Unnecessary Noise Prohibited.** It shall be unlawful for any person to make, continue or cause to be made or continued any loud and unnecessary noise. It shall be unlawful for any person knowingly or wantonly to use or operate, or to cause to be used or operated any mechanical device, machine, apparatus or instrument for intensification or amplification of the human voice or any sound or noise in any public or private place in such manner that the peace and good order of the neighborhood is disturbed or that persons owning, using or occupying property in the neighborhood are disturbed or annoyed.

(b)**Types of Loud and Unnecessary Noises.** The following acts are declared to be loud, disturbing and unnecessary noises in violation of this Section, but this enumeration shall not be deemed to be exclusive:

(1)**Horns, Signaling Devices.** The sounding of any horn or signaling device on any automobile, motorcycle or other vehicle on any street or public place in the City for longer than three (3) seconds in any period of one (1) minute or less, except as a danger warning; the creation of any unreasonable loud or harsh sound by means of any signaling device and the sounding of any plainly audible device for an unnecessary and unreasonable period of time; the use of any signaling device except one operated by hand or 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)**Radios, Phonographs, Similar Devices.** The using, operating or permitting to be played, used or operated any radio receiving set; musical instrument, phonograph or other machine or device for the producing or reproducing of sound in a loud and unnecessary manner. The operation of any set, instrument, phonograph, machine or device between the hours of 10:00 p.m. and 7:00 a.m. in a manner as to be plainly audible at the property line of the building, structure or vehicle in which it is located shall be prima facie evidence of a violation of this Section.

(3)**Loudspeakers, 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 attention of the public to any building or structure. Announcements over loudspeakers can only be made by the announcer in person and without the aid of any mechanical device.

(4)**Animals, Birds.** The keeping of any animal or bird which causes frequent or long continued unnecessary noise.

(5)**Exhausts.** The discharge into the open air of the exhaust of any steam engine, stationary internal combustion engine or motor boat except through a muffle or other device which will effectively prevent loud or explosive noises therefrom.

(6) **Construction or Repair of Buildings.** The erection (including excavation), demolition, construction, alteration or repair of any building, as well as the operation of any construction equipment or any other similar equipment attended by loud or unusual noise, other than between the hours of 7:00 a.m. and 8:00 p.m. on weekdays and 8:00 a.m. and 8:00 p.m. on weekends. The Public Safety and Welfare Committee may modify or waive the hour restrictions identified in the preceding sentence for a particular project for a specified duration if the Committee determines that modifying or waiving the hour restrictions is in the public interest. A request to modify or waive the hour restrictions shall be submitted to the Director of Public Works, who shall present the request to the Public Safety and Welfare Committee. At a minimum, a requested waiver shall include the project description, the location of the project, the timeline for the requested exemption, and a plan to monitor compliance with stationary noise limits. The Committee may grant the request, deny the request or grant the request with conditions. The Committee may review, amend, or rescind an approved waiver at its discretion. Any party aggrieved by the Committee's decision may appeal the decision to the Common Council by submitting written notice to the City Clerk within thirty (30) days of the Committee's decision.

(7) **Schools, Courts, Churches, Hospitals.** The creation of any excessive noise on any street adjacent to any school, institution of learning, church or court while in use, or adjacent to any medical facility, which unreasonably interferes with the normal operation of that institution, or which disturbs or unduly annoys patients provided that conspicuous signs are displayed in those streets indicating a school or medical facility. No person, while on public or private grounds adjacent to any building, or while within any building in which a school or any class thereof is in session, shall willfully make or assist in the making of any noise or diversion which disturbs or tends to disturb the peace or good order and operation of such school session or class thereof.

(8) **Exceptions.** The provisions of this Section shall not apply to:

- a. Any vehicle of the City while engaged in necessary public business.
- b. Excavations or repairs of streets or other public construction by or on behalf of the City, County, or State when public welfare and convenience render it impossible or unsafe to perform such work during the hours identified in Subsection (b)(6) above. For this exception to apply, the party performing the work must receive permission from the Director of Public Works to perform the work outside of the hours identified in Subsection (b)(6) above.
- c. The reasonable use of amplifiers or loudspeakers in the course of public addresses which are noncommercial in nature.

**(c) Permits for Amplifying Devices.**

(1) **Permit Required.** The use of loudspeakers or amplifying devices on the streets or in the parks of the City of Verona is prohibited unless the party desiring to use such loudspeaker or amplifying device first obtains a permit from the Chief of Police.

(2) **Grounds or Reasons for Denial or Allowance.** The Chief of Police shall have the authority to revoke such permit when he believes such loudspeaker or amplifying device is becoming a nuisance because of the volume, the method in which it is being used or the location in which it is being operated.

(3)**Time Restrictions.** The Chief of Police shall not grant a permit to use a loudspeaker or amplifying device before the hours of 9:00 a.m. or after 10:00 p.m. No permit shall be granted to anyone who, in the opinion of the Chief of Police, uses said loudspeaker or amplifying device in such a manner or for such a purpose as to constitute a nuisance.

**(d) Stationary Noise Limits.**

(1)No person shall operate, or cause to be operated, on private property any source of sound in such a manner as to create a sound level which exceeds the following limits when measured at the boundary line of the property which constitutes the noise source:

a. Seventy-five (75) dBA between the hours of 7:00 a.m. and 7:00 p.m. and, during that portion of each year for which the standard time is advanced under Sec. 175.095, Wis. Stats., (daylight saving time) between the hours of 7:00 p.m. and 9:00 p.m.;

b. Seventy (70) dBA between the hours of 7:00 p.m. and 7:00 a.m., except as stated in Subsection (d)(1)a when the standard time is advanced.

(2)Sound levels under this Subsection shall be measured with a Type 1 sound level meter manufactured according to standards prescribed by the American National Standards Institute in specification S1.4 (revised 1971). Measurements shall be made using an "A" weighted network of the sound level meter. Under this Subsection, noises capable of being accurately measured with such equipment shall be deemed to be those noises which cause fluctuations of the needle of the sound level meter with a variation of no more than plus or minus two (2) decibels.

**McFarland, WI \*Permits approved by PSC and Village Board\***

Link: [DIVISION 1. - GENERALLY | Code of Ordinances | McFarland, WI | Municode Library](#)

**ARTICLE III. – NOISE DIVISION 1. - GENERALLY**

Sec. 20-58. - Loud and unreasonable noise prohibited.

No person shall make or assist in making any noise tending to unreasonably disturb the peace and quiet of persons in the vicinity thereof unless the making and continuing of the same cannot be prevented and is necessary for the protection or preservation of property or of the health, safety, life, or limb of some person.

Sec. 20-59. - Types of loud and unreasonable noises.

The following acts are declared to be loud, disturbing and unreasonable noises in violation of this Section, but this enumeration shall not be deemed to be exclusive, nor a limitation upon the prohibition in Subsection (a):

(a)Horns, signaling devices. The sounding of any horn or signaling device on any automobile, motorcycle or other vehicle on any street or public place in the Village for longer than three seconds in any period of

one minute or less, except as a danger warning; the creation of any unreasonable loud or harsh sound by means of any signaling device and the sounding of any plainly audible device for an unnecessary and unreasonable period of time; the use of any signaling device except one operated by hand or 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.(b)Radios, phonographs, similar devices. The using, operating or permitting to be played, used or operated any radio receiving set; musical instrument, phonograph or other machine or device for the producing or reproducing of sound in a loud and unreasonable manner. The operation of any set, instrument, phonograph, machine or device between the hours of 10:00 p.m. and 7:00 a.m. in a manner as to be plainly audible at the property line of the building, structure or vehicle in which it is located shall be prima facie evidence of a violation of this Section.(c)Loudspeakers, 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 attention of the public to any building or structure. Announcements over loudspeakers can only be made by the announcer in person and without the aid of any mechanical device.(d)Animals, birds. The keeping of any animal or bird that causes frequent or long continued unnecessary noise.(e)Steam whistles. The blowing of any steam whistle attached to any stationary boiler except to give notice of the time to begin or stop work or as a warning of fire or danger or upon request of proper Village authorities.(f)Exhausts. The discharge into the open air of the exhaust of any steam engine, stationary internal combustion engine or motor boat except through a muffle or other device, which will effectively prevent loud or explosive noises therefrom.(g)Construction or repair of buildings. The erection (including excavation), demolition, alteration or repair of any building, as well as the operation of any pile driver, steam shovel, pneumatic hammer, derrick, steam or electric hoist, or any other similar equipment attended by loud or unusual noise, other than between the hours of 7:00 a.m. and 8:00 p.m.; provided, however, the Building Inspector shall have the authority, upon determining that the loss of inconvenience, which would result to any party in interest, would be extraordinary and of such nature as to warrant special consideration, to grant a permit for a period necessary within which time such work and operation may take place within the hours of 8:00 p.m. to 7:00 a.m.(h)Schools, courts, houses of worship, hospitals. The creation of any excessive noise on any street adjacent to any school, institution of learning, house of worship or court while in use, or adjacent to any hospital, which unreasonably interferes with the normal operation of that institution, or which disturbs or unduly annoys patients in the hospital, provided that conspicuous signs are displayed in those streets indicating a school, hospital or court street.(i)Exceptions. The provisions of this Section shall not apply to:(1)Any vehicle of the Village while engaged in necessary public business.(2)Excavations or repairs of streets or other public construction by or on behalf of the Village, county, or state at night when public welfare and convenience renders it impossible to perform such work during the day.(3)The reasonable use of amplifiers or loudspeakers in the course of public addresses which are noncommercial in nature.

## DIVISION 2. - STATIONARY NOISE LIMITS

Sec. 20-77. - Maximum permissible sound levels.

(a)Noise from a stationary source shall not exceed the following standards for maximum sound pressure levels measured at the property line.

**Zone Noise Rating**

| Zone              | Noise Rating | Noise Rating |
|-------------------|--------------|--------------|
|                   | Daytime      | Nighttime    |
| Urban Residential | 60 dB        | 50 dB        |
| Commercial        | 70 dB        | 70 dB        |
| All other zones   | 75 dB        | 75 dB        |

(b) Ambient noise is the all-encompassing noise associated with a given source, usually being a composite of sounds with many sources near and far, but excluding the noise source being measured. Ambient noise is a factor and the subject noise shall exceed the ambient noise by five db in any octave band to be designated excessive. (c) Pure tones and impulsive noises are factors. Five noise rating numbers shall be taken from the table in Subsection (a) of this Section, if the subject noise consists primarily of a pure tone or if it is impulsive in character.

**Sec. 20-78. - Construction noise.**

Construction equipment in any zone may be operated between the hours of 7:00 a.m. and 7:00 p.m., provided that said equipment does not exceed a maximum sound level of 80 db(a) measured at the property line of the location at which said equipment is in use.

**Sec. 20-79. - Noise in Residential Districts.**

In Residential Zones, the person in violation of this Article shall be ordered to reduce the sound pressure to acceptable levels immediately by the monitoring officer.

**Sec. 20-80. - Operation of certain equipment.**

Lawnmowers, chainsaws, powered garden equipment, electric insect killing/repelling devices, and other nonconstruction maintenance equipment shall be operated only during the hours between 7:00 a.m. and 9:00 p.m. unless within the specified noise levels measured at the property line of the location at which said equipment is in use.

**Sec. 20-81. - Exemptions.**

Operations of emergency equipment shall be exempt from this Article. Snow blowers not operated on a commercial basis shall be exempt from this Article when used to gain access to a Village street or clear a sidewalk. Emergency equipment shall include ambulance, police, fire, snow removal, civil defense sirens, etc., necessary for the health, safety, and protection of the citizens of the Village.

**Sec. 20-82. - Methods of measuring noise.**

(a) Equipment. Noise measurement shall be made with a sound level meter. (b) Location of noise meter. Noise measurement shall be made at the nearest lot line of the premises from which a noise complaint is received. The noise meter shall be placed at a height of at least three feet above the ground and at least three feet away from walls, barriers, obstructions, and all other sound reflective surfaces.

**Sec. 20-83. - Appeals.**

The Village Board may grant an exemption to individuals proving evidence of substantial hardship. Evidence that reasonable technological attempts have been made to correct the problem shall be considered grounds for granting an exemption to this Article for existing industries.

## **Sun Prairie, WI \*Permits issued by Chief of Police\***

Link: [Title 8 - HEALTH AND SAFETY | Code of Ordinances | Sun Prairie, WI | Municode Library](#)

### **Chapter 8.32 - NOISE CONTROL**

#### **8.32.010 - Loud and unnecessary noise prohibited.**

It is unlawful for any person to make, continue or cause to be made or continued any loud and unnecessary noise.

The requirements of this section are not applicable to events sponsored under the auspices of the Sun Prairie School District so long as said events have concluded by ten-thirty p.m. and not applicable to motor racing at Angell Park so long as the last race starts by ten p.m.

#### **8.32.020 - Types of loud and unnecessary noises.**

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

- A. **Horns—Signaling Devices.** The sounding of any horn or signaling device on any automobile, motorcycle or other vehicle on any street or public place in the city for longer than three seconds in any period of one minute or less, except as a danger warning; the creation of any unreasonable loud or harsh sound by means of any signaling device and the sounding of any plainly audible device for an unnecessary and unreasonable period of time; the use of any signaling device except one operated by hand or 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.
- B. **Radios—Phonographs—Similar Devices.** The using, operating or permitting to be played, used or operated any radio receiving set, musical instrument, phonograph or other machine or device for the producing or reproducing of sound in a loud and unnecessary manner. The operation of any set, instrument, phonograph, machine or device between the hours of ten p.m. and seven a.m. in a manner as to be plainly audible at the property line of the building, structure or vehicle in which it is located shall be prima facie evidence of a violation of this section.
- C. **Loudspeakers—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 attention of the public to any building or structure. Announcements over loudspeakers can only be made by the announcer in person and without the aid of any mechanical device.

D. Animals—Birds. The keeping of any animal or bird which by causing frequent or long continued unnecessary noise.

E. Steam Whistles. The blowing of any steam whistle attached to any stationary boiler except to give notice of the time to begin or stop work or as a warning of fire or danger or upon request of proper city authorities.

F. Exhausts. The discharge into the open air of the exhaust of any steam engine, stationary internal combustion engine or motor boat except through a muffler or other device which will effectively prevent loud or explosive noises therefrom.

G. Construction or Repair of Buildings. The erection (including excavation), demolition, alteration or repair of any building in any zoning district, as well as the operation of any pile driver, steam shovel, pneumatic hammer, derrick, steam or electric hoist, or any other similar equipment attended by loud or unusual noise, other than between the hours of seven a.m. and nine p.m. daily; provided, however, the building inspector shall have the authority, upon determining that the loss of inconvenience which would result to any party in interest would be extraordinary and of such nature as to warrant special consideration, to grant a permit for a period necessary within which time such work and operation may take place within the hours of nine p.m. to seven a.m. daily.

H. Operation of Certain Equipment. Lawnmowers, chainsaws, powered garden equipment, electric insect killing/repelling devices, and other nonconstruction maintenance equipment shall be operated only during the hours between seven a.m. and nine p.m. unless within the specified noise levels measured at the property line of the location at which such equipment is in use.

I. Schools—Courts—Churches—Hospitals. The creation of any excessive noise on any street adjacent to any school, institution of learning, church or court while in use, or adjacent to any hospital, which unreasonably interferes with the normal operation of that institution, or which disturbs or unduly annoys patients in the hospital provided that conspicuous signs are displayed in those streets indicating a school, hospital or court street. J. The provisions of this chapter shall not apply to:

1. Emergency Equipment. Emergency equipment shall include ambulance, police, fire, snow removal, civil defense sirens, etc., necessary for the health, safety, and protection of the citizens of the city.
2. Any vehicle of the city while engaged in necessary public business.
3. Excavations or repairs of streets or other public construction by or on behalf of the city, county, [or] state at night when public welfare and convenience renders it impossible to perform such work during the day or when the public works committee finds it is in the city's best interest to allow such work to proceed on weekends and/or between the hours of nine p.m. and seven a.m.
4. Snowblowers not operated on a commercial basis shall be exempt from this chapter when used to gain access to a city street.
5. The reasonable use of amplifiers or loudspeakers in the course of public addresses which are noncommercial in character.

### 8.32.030 - Stationary noise limits.

#### A. Maximum Permissible Sound Levels.

1. Noise from a stationary source shall not exceed the following standards for maximum sound pressure levels measured at the property line.

| Zone                       | Noise Rating<br>Daytime | Noise Rating<br>Nighttime |
|----------------------------|-------------------------|---------------------------|
| Residential                | 65 db                   | 50 db                     |
| Commercial                 | 70 db                   | 70 db                     |
| All Other Zoning Districts | 75 db                   | 75 db                     |

2. Ambient noise is the all-encompassing noise associated with a given source, usually being a composite of sounds with many sources near and far, but excluding the noise source being measured. Ambient noise is a factor and the subject noise shall exceed the ambient noise by 5db in any octave band to be designated excessive.

3. Pure tones and impulsive noises are factors. Five noise rating numbers shall be taken from the table in [Section 8.32.030\(A\)\(1\)](#), if the subject noise consists primarily of a pure tone or if it is impulsive in character.

B. Noise in Residential Districts. In residential zoning districts, the person in violation of this chapter shall be ordered to reduce the sound pressure to acceptable levels immediately by the monitoring officer. C. Methods of Measuring Noise.

1. Equipment. Noise measurement shall be made with a sound level meter.

2. Location of Noise Meter. Noise measurement shall be made at the nearest lot line of the premises from which a noise complaint is received. The noise meter shall be placed at a height of at least three feet above the ground and at least three feet away from walls, barriers, obstructions, and all other sound reflective surfaces.

D. Appeals. The common council may grant an exemption to individuals proving evidence of substantial hardship. Evidence that reasonable technological attempts have been made to correct the problem shall be considered grounds for granting an exemption to this chapter for existing industries.

### 8.32.040 - Permits for amplifying devices.

A. Permit Required. The use of loudspeakers or amplifying devices on the streets or in the parks of the city is prohibited unless the party desiring to use such loudspeaker or amplifying device first obtains a permit from the chief of police.

B. Grounds or Reasons for Denial or Allowance. The chief of the police department shall have the authority to revoke such permit when he believes such loudspeaker or amplifying device is becoming a nuisance because of the volume, the method in which it is being used, or the location in which it is being operated.

C. Time Restrictions. The chief of the police department shall not grant a permit to use a loudspeaker or amplifying device before the hours of nine a.m. or after nine p.m. Nor shall a permit be granted to anyone who, in the opinion of the chief of police, uses such loudspeaker or amplifying device in such a manner or for such a purpose as to constitute a nuisance.

**END OF NOTES**

# **2022 Capital Budget Proposals**

**Law Enforcement**  
**Emergency Communications**  
**Fire**  
**EMS**

**Chief Brian Chaney Austin**

**Chief Jerry McMullen**





**City of Monona  
CAPITAL IMPROVEMENTS REQUEST FORM**

1. **Project Name:** In-Car Video (Patrol Car)
2. **Year Proposed:** 2022 **Rank:** 2
3. **Requested By:** Police
4. **Prepared By:** Chief Brian Chaney Austin
5. **Project Description/Justification (briefly indicate the size, location, type of projects or purchases, and time schedule involved in implementation.)**

The project is to purchase one (1) Panasonic Arbitrator HD Digital Video recording unit. This unit will replace the older model in an outgoing patrol squad. Hardware in vehicles is replaced on a similar cycle with the squad replacement in order to keep up with the proprietary software for the system and the anticipated daily wear/use on the hardware.

6. **Future Cost (maint, staff cost, etc)**

Product software updates included with other capital project.

7. **Total Project Cost:** **\$6,250**













**City of Monona  
CAPITAL IMPROVEMENTS REQUEST FORM**

1. **Project Name:** Radio System Updates (800MHz Radio Replacement)
2. **Year Proposed:** 2022 **Rank:** 1
3. **Requested By:** Emergency Communications
4. **Prepared By:** Chief Brian Chaney Austin
5. **Project Description/Justification (briefly indicate the size, location, type of projects or purchases, and time schedule involved in implementation.)**  

This is a continuation of a project to update the radio system for Dispatch. This funding will replace the current 800MHz radio system in Dispatch (3 total radios).
6. **Future Cost (maint, staff cost, etc)**  

Hardware requires replacement schedule of 7-10 years in order to prevent issues with operability and incompatible software updates.
7. **Total Project Cost:** **\$16,000**







**City of Monona  
CAPITAL IMPROVEMENTS REQUEST FORM**

1. **Project Name:** Stryker lift system and power cot

2. **Year Proposed:** 2022 Rank: 1

3. **Requested By:** Public Safety Committee

4. **Prepared By:** Chief Jerry McMullen

5. **Project Description/Justification (briefly indicate the size, location, type of projects or purchases, and time schedule involved in implementation.)**

This project would upgrade the 2019 Ford/Braun ambulance with a power load system and new power cot. The previous capital budget 5-year plan called for a cot purchase this year. The addition of the power load system brings our primary ambulance up to the current standard of care for EMS service. The load system would be installed with existing wiring already in place.

The effect of this install minimizes risk to both the patient (drops while manually loading the patient) and the staff (back injuries are the most common injury type seen in EMS agencies, as well as the costliest).

This project will allow us to slowly work up to having lift systems and power cots in both ambulances in the future.

6. **Future Cost (maint, staff cost, etc)**

There is an ongoing annual inspection / maintenance cost of approximately \$1,200.00 that will be absorbed by the operating budget.

7. **Total Project Cost:** \$42,000

**City of Monona**  
**CAPITAL IMPROVEMENTS REQUEST FORM**

1. **Project Name:** Personal Protective Equipment Purchase and Replacement

2. **Year Proposed:** 2022 Rank: 2

3. **Requested By:** Public Safety Committee

4. **Prepared By:** Chief Jerry McMullen

5. **Project Description/Justification (briefly indicate the size, location, type of projects or purchases, and time schedule involved in implementation.)**

This project is the annual cost of replacing expiring turnout gear, and purchase of new gear as membership changes. We have lowered our per unit cost, but our membership is growing.

Turnout coats, turnout pants, fire boots, helmets, fire gloves, and hoods all expire and need replacement every ten (10) years, per NFPA guidelines. This line item is sufficient to purchase up to ten (10) full sets of gear annually.

6. **Total Project Cost:** \$25,000

**City of Monona  
CAPITAL IMPROVEMENTS REQUEST FORM**

1. **Project Name:** Portable Radio Replacement
2. **Year Proposed:** 2022 Rank: 3
3. **Requested By:** Public Safety Committee
4. **Prepared By:** Chief Jerry McMullen
5. **Project Description/Justification (briefly indicate the size, location, type of projects or purchases, and time schedule involved in implementation.)**

Portable radios are required for every member on the fireground. We currently have 30 portables, enough for each seat on the trucks that we currently own. However, portable radios are also one of the most heavily used items in our service.

This project begins a new replacement schedule for our portables, and replaces up to four (4) per year. The old portables will be used for officers, in city responders, special events, training, and back up radios when one is damaged or out of service.

This ongoing project cycle will replace every portable radio in the service every ten (10) years, which is the expected lifespan of portable radios.
6. **Total Project Cost:** **\$10,000.00**

**City of Monona  
CAPITAL IMPROVEMENTS REQUEST FORM**

1. **Project Name:** Durable Equipment Replacement

2. **Year Proposed:** 2022 Rank: 4

3. **Requested By:** Public Safety Committee

4. **Prepared By:** Chief Jerry McMullen

5. **Project Description/Justification (briefly indicate the size, location, type of projects or purchases, and time schedule involved in implementation.)**

This project allows for the replacement of durable equipment with an expected lifespan of more than five (5) years, as well as replacement for damaged hose that occurs every year. This will be an ongoing capital budget item, as damage and loss occurs every year.

Examples of equipment that would be replaced under this project include fireground ladders, hose from 1.75" diameter up to 5" diameter, nozzles, SCBA bottles that are damaged, etc.

6. **Total Project Cost:** \$5,000.00

**City of Monona  
CAPITAL IMPROVEMENTS REQUEST FORM**

1. **Project Name:** Rescue Boat and Equipment
2. **Year Proposed:** 2022 Rank: 5
3. **Requested By:** Public Safety Committee
4. **Prepared By:** Chief Jerry McMullen
5. **Project Description/Justification (briefly indicate the size, location, type of projects or purchases, and time schedule involved in implementation.)**

This project is for an expansion of services that the Monona Fire and EMS Department can provide to the citizens and guests that recreate here. Currently, there are a limited amount of rescue boats available on Lake Monona, with the closest rescue boats coming from McFarland or Madison. Neither boat is in the water normally, so it takes several minutes to deploy and start heading this direction. There is currently, no DCSO boat stationed on Lake Monona, with the two closest in Lake Kegonsa and Lake Mendota.

It is in our best interests as a City to provide immediate life saving capabilities to the waters that surround our City of the lakes, and it can be accomplished with minimum cost to the City. An additional benefit beyond the life-saving aspect is that of volunteer recruitment and retention. Offering special teams to all members of the department allows for higher participation, and retention of our volunteer staff.

There is the possibility of grant funding available to help defray some or all of the cost of this project.

This project would cover the purchase of the boat, motor, trailer, all required accessories, and maintenance for the first year.

6. **Future Cost (maint, staff cost, etc)**

Annual maintenance costs of approximately \$1,000 would be absorbed in the operating budget as an equipment maintenance item.

7. **Total Project Cost:       \$35,000.00**

**City of Monona  
CAPITAL IMPROVEMENTS REQUEST FORM**

1. **Project Name:** Brush Truck Replacement
2. **Year Proposed:** 2022 Rank: 6
3. **Requested By:** Public Safety Committee
4. **Prepared By:** Chief Jerry McMullen
5. **Project Description/Justification (briefly indicate the size, location, type of projects or purchases, and time schedule involved in implementation.)**

This project is for an expansion of services that the Monona Fire and EMS Department can provide to the citizens and guests that recreate here. Currently, the existing “brush” truck that the Monona Fire Department has is a 2009 Ford F-150 that was a previous chief’s vehicle. It is outfitted with a high pressure skid unit, and a couple of brooms.

The current truck is not capable to provide any type of brush fire response, as it is substantially overweight for its design, and has limited equipment for the marsh area and park land that we cover. This vehicle would also operate as a tow vehicle for future equipment needs and as a utility truck at structure fire calls.

This project would purchase a new 2022 medium duty truck that the existing skid unit would transfer into. This project would also purchase several pieces of equipment that would be vital in providing brush coverage to both our City and surrounding areas. With the approval of the DNR MOU, we would be eligible to apply for grant funding to help defray up to 50% of the cost of this project. The existing vehicle would be sold.

This project would cover the purchase of the vehicle, emergency vehicle upgrades, accessories and training for staff.
6. **Future Cost (maint, staff cost, etc)**

Annual maintenance costs of approximately \$1,000 are already part of the existing Equipment Maintenance line in the operating budget.
7. **Total Project Cost: \$70,000.00**

**City of Monona  
CAPITAL IMPROVEMENTS REQUEST FORM**

1. **Project Name:** Squad 5 Decommissioning
2. **Year Proposed:** 2022 Rank: 7
3. **Requested By:** Public Safety Committee
4. **Prepared By:** Chief Jerry McMullen
5. **Project Description/Justification (briefly indicate the size, location, type of projects or purchases, and time schedule involved in implementation.)**

This project would look to buy the new equipment needed for the Engine 4 project two years early. This equipment would allow us to decommission Squad 5 and sell it now, lowering our cost of ownership, maintenance, and equipment needs. This is equipment that will need to be bought with the Engine 4 project, but we are working to stabilize the capital budget over multiple years, instead of having a major hit in 2024.

The equipment in this project includes:

- Purchase of a full set of Genesis battery operated extrication tools (cutter, spreader and ram). This gives us a full set of equipment on one engine, and a second cutter on the other. This allows us to sell all of our old hydraulic equipment, all of which needs expensive repair work currently, and standardizes the equipment on both engines.
- Purchase of two sets of rescue struts. This replaces the old set on Engine 2, removes the old struts that are different and obsolete, and gives us standardized equipment on both engines.

6. **Future Cost (maint, staff cost, etc)**

Annual maintenance costs of approximately \$1,500 are already part of the existing Equipment Maintenance line in the operating budget.

7. **Total Project Cost:       \$70,000.00**