

CITY OF YORBA LINDA



APPLICATION FOR NOISE CONTROL PERMIT

NAME: _____ EMAIL: _____

ADDRESS: _____ HOME PHONE: _____ CELL PHONE: _____

BUSINESS ADDRESS: _____ PHONE: _____

DATE(S) OF PROPOSED USE: _____ HOURS OF PROPOSED USE: _____

TYPE OF EVENT: _____

LOCATION ON PROPERTY WHERE EQUIPMENT WILL BE USED: _____

NAME/PHONE # OF PERSON IN CHARGE OF EQUIPMENT: _____

DESCRIPTION OF AMPLIFYING EQUIPMENT AND SOUND PRODUCING POWER (WATTAGE & DISTANCE SOUND

WILL TRAVEL: _____

NUMBER OF PEOPLE TO BE PRESENT: _____ AVERAGE AGE OF PEOPLE TO BE PRESENT: _____

I HAVE READ AND FULLY UNDERSTAND THE CONDITIONS RELATING TO THE USE OF THIS PERMIT, SEC. 8.32.170 ET AL.

DATE _____ SIGNATURE OF APPLICANT _____

YORBA LINDA MUNICIPAL CODE SECTION 8.32.190 - REVOCATION

The City Manager (or if after business hours, the Police Watch Commander) shall revoke such permit if the sound amplifying equipment to be used thereby is used or operated contrary to any of the provision of this chapter, or if a disturbance of the peace (P.C. 415) is created.

_____ (Applicant - please initial after reading Revocation Section)

CITY USE ONLY

DATE _____ COMMUNITY PRESERVATION DIVISION Approved _____ Disapproved _____

COMMENTS/CONDITIONS: _____

DATE _____ POLICE DEPARTMENT Approved _____ Disapproved _____

COMMENTS/CONDITIONS: _____

DATE _____ RECREATION & COMMUNITY SERVICES Approved _____ Disapproved _____

COMMENTS/CONDITIONS: _____

FOR YOUR INFORMATION, A COPY OF CIVIL CODE SECTION 1714.1 AND CITY CODE SECTIONS ARE ATTACHED.

PLEASE BE ADVISED OF POLICY RE SECOND CALL BY POLICE DEPARTMENT! CHARGES FOR SECOND CALL - APPROXIMATELY \$1,000.00 - WILL BE ENFORCED. (TITLE 12, CHAPTER 12.16, ARTICLE 2, SECTIONS 12.16.200, 12.16.210, AND 12.16.220 OF THE YORBA LINDA MUNICIPAL CODE.)

_____ (Applicant - please initial after reading Second Call Policy)

YORBA LINDA MUNICIPAL CODE SECTION 8.32.170 TERMS AND CONDITIONS

Applicant - please initial after reading each Condition.

All such permits issued for the use of such sound amplifying equipment shall be issued subject to the following conditions:

- a) Such sound amplifying equipment shall not be used between the hours of 11 P.M. and 8 A.M., except that for Easter Sunrise Services such equipment may be permitted starting at 6 A.M. _____
- b) Sound from such sound amplifying equipment shall not be cast such a distance that it will interfere with or disturb the occupants of any hospital, sanitarium, school, church, courtroom, place of residence or public assemblage. _____
- c) Such sound amplifying equipment shall be used only for the producing of human speech or song or music, and the speech or song shall not be profane, lewd, indecent, slanderous or of such character as to tend to incite riot or other overthrow of the government of the United States by arms or other unlawful means, nor shall such speech or song urge any unlawful conduct or encourage or reasonably tend to encourage a breach of the public peace of the community. _____
- d) The sound from such sound amplifying equipment shall not interfere unreasonably with the rest, repose, peace or normal activities of those persons within the vicinity of the location of such sound amplifying equipment. _____
- e) The sound amplifying equipment shall be used only in accordance with and in compliance with the statements set forth in the application for permit. _____

YORBA LINDA MUNICIPAL CODE SECTION 8.32.180 - DISPLAY OF PERMIT REQUIRED

It shall be the duty of the applicant to display any permit received pursuant to this chapter at any event in which said permit is utilized. _____

YORBA LINDA MUNICIPAL CODE SECTION 8.32.200 - VIOLATION PENALTY

Any persons violating any of the provisions of this chapter is guilty of a misdemeanor. Each day such violation is committed or permitted to continue constitutes a separate offense and is punishable as such. The provisions of this chapter shall not be construed as permitting conduct not prescribed herein and shall not affect the enforceability of any other applicable provisions of the law. _____

CIVIL CODE SECTION 1714.1 LIABILITY OF PARENTS FOR WILLFUL MISCONDUCT OF MINOR

- a) Any act of willful misconduct of a minor which results in injury or death to another person or in any injury to the property of another shall be imputed to the parents having custody or control of the minor for all purposes of civil damages, and such parents having custody or control shall be jointly and severally liable with such minor for any damages resulting from such willful misconduct. _____

The joint and several liability of one or both parents having custody or control of a minor under subdivision (a) of this section shall not exceed two thousand dollars (\$2,000) for each tort of the minor, and in the case of injury to a person, such imputed liability shall be further limited to medical, dental and hospital expenses incurred by such injured person, not to exceed \$2,000. The liability imposed by this section is in addition to any liability now imposed by law. _____

- b) Any act of willful misconduct of a minor which results in the defacement of property of another with paint or a similar substance shall be imputed to the parents having custody or control of the minor for all purposes of civil damages, including court costs and attorney's fees to the prevailing party, and such parents having custody or control shall be jointly and severally liable with such minor for any damages resulting from willful misconduct, not to exceed \$2,000 for each tort of the minor. _____