



## CITY of YORBA LINDA

### COMMUNITY DEVELOPMENT | COMMUNITY PRESERVATION

#### **APPLICATION FOR NOISE CONTROL PERMIT**

NAME: \_\_\_\_\_ EMAIL: \_\_\_\_\_

ADDRESS: \_\_\_\_\_ PHONE: \_\_\_\_\_ ALT PHONE: \_\_\_\_\_

LOCATION WHERE NOISE WILL BE PRESENT: \_\_\_\_\_

TYPE OF EVENT: \_\_\_\_\_ DATE: \_\_\_\_\_ HOURS OF PROPOSED USE: \_\_\_\_\_

NAME/PHONE OF PERSON IN CHARGE OF EQUIPMENT: \_\_\_\_\_

DESCRIPTION OF EQUIPMENT AND SOUND PRODUCING POWER (WATTAGE & DISTANCE SOUND WILL TRAVEL):  
\_\_\_\_\_

NUMBER OF PEOPLE TO BE PRESENT: \_\_\_\_\_ AVERAGE AGE OF PEOPLE 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 HRS. 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 PROVISIONS OF THIS CHAPTER, OR IF A DISTURBANCE OF THE PEACE (P.C 415) IS CREATED.

(APPLICANT – PLEASE INITIAL AFTER READING REVOCATION SECTION): \_\_\_\_\_

PLEASE BE ADVISED OF THE POLICY REGARDING THE SECOND CALL BY THE POLICE DEPARTMENT. CHARGES FOR SECOND CALL – APPROXIMATELY \$1,000 AND WILL BE ENFORCED (TITLE 12, CHAPTER 12.16, ARTICLE 2 SECTION 12.16.200, 12.16.210 AND 12.16.220 OF THE YORBA LINDA MUNICIPAL CODE).

(APPLICANT – PLEASE INITIAL AFTER READING THE POLICY): \_\_\_\_\_

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#### **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 FOR EASTER SUNRISE SERVICES SUCH EQUIPMENT MAY BE PERMITTED STARTING AT 6 A.M. \_\_\_\_\_
- B) SOUND FROM THE 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) THE 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 PUBLIC DISORDER NOR SHALL SUCH SPEECH OR SONG ADVOCATE DISLOYALTY TO OR THE 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 THE 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 THE 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 PERSON 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 LAW. \_\_\_\_\_

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

- A) ANY ACT OF WILLFUL MISCONDUCT OF A MINOR THAT RESULTS IN INJURY OR DEATH TO ANOTHER PERSON OR IN ANY INJURY TO THE PROPERTY OF ANOTHER SHALL BE IMPUTED TO THE PARENT OR GUARDIAN HAVING CUSTODY AND CONTROL OF THE MINOR FOR ALL PURPOSES OF CIVIL DAMAGES, AND THE PARENT OR GUARDIAN HAVING CUSTODY AND CONTROL SHALL BE JOINTLY AND SEVERALLY LIABLE WITH THE MINOR FOR ANY DAMAGES RESULTING FROM THE WILLFUL MISCONDUCT.
- \_\_\_\_\_

SUBJECT TO THE PROVISIONS OF SUBDIVISION (C), THE JOINT AND SEVERAL LIABILITY OF THE PARENT OR GUARDIAN HAVING CUSTODY AND CONTROL OF A MINOR UNDER THIS SUBDIVISION SHALL NOT EXCEED TWENTY-FIVE THOUSAND DOLLARS (\$25,000) FOR EACH TORT OF THE MINOR, AND IN THE CASE OF INJURY TO A PERSON, IMPUTED LIABILITY SHALL BE FURTHER LIMITED TO MEDICAL, DENTAL AND HOSPITAL EXPENSES INCURRED BY THE INJURED PERSON, NOT TO EXCEED TWENTY-FIVE THOUSAND DOLLARS (\$25,000). 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 THAT RESULTS IN THE DEFACEMENT OF PROPERTY OF ANOTHER WITH PAINT OR A SIMILAR SUBSTANCE SHALL BE IMPUTED TO THE PARENT OR GUARDIAN HAVING CUSTODY AND CONTROL OF THE MINOR FOR ALL PURPOSES OF CIVIL DAMAGES, INCLUDING COURT COSTS, AND ATTORNEY'S FEES, TO THE PREVAILING PARTY, AND THE PARENT OR GUARDIAN HAVING CUSTODY AND CONTROL SHALL BE JOINTLY AND SEVERALLY LIABLE WITH THE MINOR FOR ANY DAMAGES RESULTING FROM THE WILLFUL MISCONDUCT, NOT TO EXCEED TWENTY-FIVE THOUSAND DOLLARS (\$25,000), EXCEPT AS PROVIDED IN SUBDIVISION (C), FOR EACH TORT OF THE MINOR. \_\_\_\_\_

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**CITY USE ONLY**

**COMMUNITY PRESERVATION DIVISION**

DATE: \_\_\_\_\_ SIGNATURE: \_\_\_\_\_ APPROVED: \_\_\_\_\_ DENIED: \_\_\_\_\_

COMMENTS/CONDITIONS: \_\_\_\_\_

\_\_\_\_\_

**RECREATION & COMMUNITY SERVICES:**

DATE: \_\_\_\_\_ SIGNATURE: \_\_\_\_\_ APPROVED: \_\_\_\_\_ DENIED: \_\_\_\_\_

COMMENTS/CONDITIONS: \_\_\_\_\_

\_\_\_\_\_