

ORDINANCE NUMBER 30

CITY OF TOWER, MINNESOTA

An Ordinance prohibiting the use of apparatus which interferes with radio reception.

The City of Tower ordains:

Section 1. PROHIBITION. No person shall maintain, use, or operate any apparatus or device, whether electrical, mechanical or of any other sort, so as to cause electrostatic or electromagnetic waves to radiate so as to interfere with radio reception within this municipality. The above prohibition shall be construed to apply to radio receiving equipment either of the regenerative or of any other type, vibrations, battery chargers, sign changers, electric refrigeration machines, electrically driven oil pumps or furnace equipment, high tension ignition systems, electric transmission lines, gas or electric power plants, defective insulators, defective transformers, which interfere with radio reception whether on account of the manner of construction or manner of operation of the apparatus.

Section 2. EXCEPTIONS. The above prohibition shall not apply to the following:

- A. It shall not be unlawful to cause radio interference between midnight and 7:00AM of any day.
- B. It shall not be unlawful to operate X-Ray machines, violet ray machines, diathermal machines, or any other electro-medical devices causing radio interference between 7:00AM and 6:00PM., provided such interference is reduced as much as possible in every available way, and particularly by not using the devices except when reasonably necessary, and by equipping the devices so far as is reasonably possible with filters, condensers, shields, and grounds, and any other apparatus tending to reduce interference.
- C. It shall not be unlawful to operate X-Ray machines causing radio interference for photographic purposes, whenever necessary in an emergency, provided such interference is reduced as much as reasonably possible as explained in the preceding paragraph.

Section 3. APPLICATION. This ordinance shall be construed to apply not only to apparatus located within the municipality's limits, but also to apparatus located beyond the limits, within the same county with the municipality, if such apparatus interferes with radio reception within municipal limits.

Section 4. INSPECTION. The mayor shall nominate and the City Council shall appoint an inspector who shall make a survey of electrical interferences at such times as the City Council shall order such inspection. Said inspector shall make such survey and notify the City Clerk of any and all radio interference. Said inspector is hereby authorized to enter in and upon any

premises where electrical apparatus is located for the purpose of locating and determining radio interference.

Section 5. NOTIFICATION. On notice from said inspector of any condition of electrical apparatus causing radio interference, the City Clerk shall give any person causing such interference ten days notice that he/she is violating this ordinance within which time the said person shall be required to correct the interfering apparatus. Each day's continuance to maintain or operate the interfering equipment after the passage of the time stated in the notice may be considered a separate offense under this ordinance. But the giving of such notice shall not be a prerequisite to prosecution for a single offense hereunder.

Section 6. PENALTY. Any person violating any provision of this ordinance shall be guilty of a misdemeanor punishable by a fine of not more than \$100.00 dollars or imprisonment in the County Jail for not more than ninety days.

Section 7. DEFINITION. The word "person" as used in this ordinance shall include firms and corporations.

Section 8. All provisions of ordinances inconsistent herewith are hereby repealed. Every section or provision of this ordinance is hereby declared to be separable from any other section or provision hereof.

First Reading - April 9th, 1935.

Second Reading - May 14th, 1935.

Passed by the Council this 14th day of May, 1935.

Ayes: Aldermen Gornick, Morin, Schmid, and Peyla.

Nays: None

M. Johnson, Mayor

Rose Stefanich, Clerk

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