

CRIMINAL LAW - Unnecessary noise of motorboats.

5-28

May 24, 1935.

Hon. C. Arthur Anderson,  
Prosecuting Attorney,  
Clayton, Missouri.



Dear Sir:

A request for an opinion has been received from you under date of May 7, 1935, such request being in the following terms:

"I have had several complaints regarding the unnecessary noise created by motor boats on the Meramec River on Saturday and Sundays. A great many people have homes built on the river and this noise disturbs them greatly.

Do you know of any Section of the Statutes under which we can proceed?"

The only criminal statute which we have been able to discover which might be applicable, and which might justify such a proceeding, is R.S. Missouri, 1929, Section 4247, which provides in part as follows:

"If any person or persons shall willfully disturb the peace of any neighborhood, or of any family, or of any person, by loud and unusual noise \* \* every person so offending shall, upon conviction, be adjudged guilty of a misdemeanor."

Very truly yours,

EDWARD H. MILLER  
Assistant Attorney General

APPROVED:

ROY McKITTRICK  
Attorney General