

Chapter 8.08 - NOISE CONTROL

Sections:

8.08.010 - Definitions.

For purposes of this chapter, the following words and phrases shall have the meaning as set forth below:

"Federal holiday" means the following holidays:

1. New Years Day, January 1;
2. Memorial Day, the last Monday in May;
3. Independence Day, July 4;
4. Labor Day, the first Monday in September;
5. Veterans Day, November 11;
6. Thanksgiving Day, the fourth Thursday in November;
7. Christmas Day, December 25.

Federal holiday as defined in this section shall be for the purposes of this chapter and this chapter only.

(Ord. 52 § 1, 1993)

8.08.020 - Regulation of construction noise.

- A. Except when necessary for the immediate preservation of life, health, or property, no person shall construct, repair, remodel, demolish, or grade any real property or structures thereon at any time other than between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 8:00 a.m. and 6:00 p.m. on Saturdays, excluding federal holidays. Notwithstanding the foregoing, an individual residential property owner or tenant in addition to the above permissible hours of construction may also construct, repair, or remodel his or her real property or any structure on such property during the hours of 7:00 p.m. and 10:00 p.m. on weekdays and between 6:00 p.m. and 10:00 p.m. on Saturdays, and between the hours of 8:00 a.m. and 10:00 p.m. on Sundays and federal holidays provided that the noise or sounds associated with such activities cannot be heard by a reasonable person beyond the boundary lines of the property.
- B. Any person violating this section, shall be guilty of an infraction and subject to punishment in accordance with Section 1.36.030 of this code.
- C. Any violation of this section is deemed and declared to be a public nuisance and subject to punishment and abatement as provided in this code and state law.

(Ord. 46 § 1, 1993)

16.48.020 - Noise.

A.

Noise Measurement. **Noise** will be measured with a sound level meter which meets the standards of the American National Standards Institute (ANSI) Section S14-1979, Type I or Type 2. **Noise** levels shall be measured using the "A" weighted sound pressure level scale in decibels (reference pressure = 20 micronewtons per meter squared). The unit of measure shall be designated as dB(A). The City Engineer shall be the **noise** control officer.

B.

Noise Standards.

1.

The noise standards contained in Table N-1 "Noise/Land Use Compatibility Matrix" in the Noise Element of the General Plan shall apply to land uses Citywide and shall be used to define acceptable and unacceptable noise levels.

2.

No person shall operate or cause to be operated any source of sound at any location or allow the creation of any noise on property owned, leased, occupied or otherwise controlled by such person, which causes the noise level, when measured on any other property, either incorporated or unincorporated, to exceed:

a.

The "Zone C" noise standard for that receiving land use specified in Table N-1 of the General Plan Noise Element for a cumulative period of more than thirty (30) minutes in any hour; or

b.

The noise standard plus 5 dBA for a cumulative period of more than five minutes in any hour; or

c.

The noise standard plus 10 dBA for a cumulative period of more than five minutes in any hour; or

d.

The noise standard plus 15 dBA for a cumulative period of more than one minute in any hour; or

e.

The noise standard plus 20 dBA for any period of time.

3.

If the measured ambient level exceeds any of the first four noise limit categories above, the allowable noise exposure standard shall be increased to reflect the ambient noise level. If the ambient noise level exceeds the fifth noise limit category, the

maximum allowable noise level under this category shall be increased to reflect the maximum ambient noise level.

4.

If the alleged offense consists entirely of impact noise or simple tone noise, each of the noise levels in subsection (B)(2)(a) of this section shall be reduced by 5 dBA.

C.

Exempt **Noises**. Except as provided in Chapter 8.08 of the Municipal Code, the following sources of **noise** are exempt from the standards contained in subsection B above:

1.

Motor vehicles subject to regulation under the California Vehicle Code.

2.

Emergency equipment, vehicles, and devices.

(Ord. 68 § 9.90.020, 1995)

Table N-1. Noise/Land Use Compatibility Matrix

Categories	Land Use Categories Compatible Uses	CNEL, dB						
		<55	60	65	70	75	80>	
Residential	Single-Family, Duplex, Multiple Family	A	B	C	C	C	D	D
Residential	Mobile Homes	A	B	C	C	C	D	D
Commercial - Regional, District	Hotel, Motel, Transient Lodging	A	A	B	B	C	C	D
Commercial - Regional, Village District, Special	Commercial Retail, Bank, Restaurant, Movie Theater	A	A	A	B	B	B	C
Commercial, Industrial, Institutional	Office Building, Research and Development, Professional Offices, City Office Building	A	A	A	B	B	C	D
Commercial - Recreation Institutional - Civic Center	Amphitheater, Concert Hall Auditorium, Meeting Hall	B	B	C	C	D	D	D
Commercial - Recreation	Children's Amusement Park, Miniature Golf Course, Go-Cart Track, Equestrian Center, Sports Club	A	A	A	B	B	D	D
Commercial - General, Special Industrial, Institutional	Automobile, Service Station, Auto Dealership, Manufacturing, Warehousing, Wholesale, Utilities	A	A	A	A	A	B	B
Institutional - General	Hospital, Church, Library, Schools, Classroom	A	B	B	C	C	D	D
Open Space	Parks	A	A	A	B	C	D	D
Open Space	Golf Course, Cemeteries, Nature Centers, Wildlife Habitat	A	A	A	A	B	C	C
Agriculture	Agriculture	A	A	A	A	A	A	A

Zone A, Clearly Compatible: Specified land use is satisfactory, based upon the assumption that any buildings involved are of normal conventional construction without any special noise insulation requirements.

Zone B, Normally Compatible: New construction or development should be undertaken only after detailed analysis of the noise reduction requirements are made and needed noise insulation features in the design are determined. Conventional construction, with closed windows and fresh air supply systems or air conditioning, will normally suffice.

Zone C, Requires Analysis and Mitigation: Potential noise impacts exist. If new construction or development is proposed, a detailed analysis of noise reduction requirements must be made and needed noise insulation features included in the design.

Zone D, Clearly Incompatible: New construction or development should generally not be undertaken.

