

ORDINANCE 93-11

AN ORDINANCE AMENDING BELLE MEADE CODE,
10-231, "ANTI-NOISE REGULATIONS"

BE IT ORDAINED, by the City of Belle Meade, as follows:

Section 1. Section 10-231 of the Municipal Code of the City of Belle Meade is hereby amended to read as follows:

"10-231. Anti-noise regulations.

(a) Definitions:

Noise level shall mean the 'A' weighted sound pressure level in decibels obtained by using a sound level meter at slow response with a reference pressure of twenty micronewtons per square meter. The unit of measurement shall be designated as dB(A).

Person shall mean a person, firm, association, co-partnership, joint venture, corporation or any entity, public or private in nature.

Sound level meter shall mean an instrument meeting American National Standard Institute's Standard S1.4-1971 for Type 1 or Type 2 sound level meters or an instrument and the associated recording and analyzing equipment which will provide equivalent data.

(b) Noise of such character, intensity, and/or duration as to be unreasonably loud and disturbing or in disturbance of the public peace and welfare, wherever and by whomever committed, is hereby prohibited and declared to be a nuisance.

(c) It is also specifically prohibited and hereby declared to be a nuisance for any person at any location within the City of Belle Meade to create such noise as above described, on property owned, leased, occupied, or otherwise controlled by such person. Where the resulting noise level, when measured on any other property within the city, exceeds the noise standards listed below, this in and of itself shall constitute violation of this subsection. Sound level meter evidence, however, is not required in order to show violation, which may also be established by other evidence.

NOISE STANDARDS

| Noise Level | Time Period |
|-------------|-------------------------|
| 55dB(A) | 07:00 a.m. - 10:00 p.m. |
| 50dB(A) | 10:00 p.m. - 07:00 a.m. |

(d) Exemptions. The following activities shall be exempted from the provisions of this ordinance:

(1)(a) Municipal vehicles. Any vehicle of the City of Belle Meade while engaged upon necessary public business.

(b) Repair of streets, etc. Excavations or repairs of bridges, streets, or highways, by or on behalf of the City of Belle Meade, the county, or the state. Such work may be performed between the hours of 7:00 p.m. and 7:00 a.m. only when the public welfare and convenience renders it impossible to perform such work during the day.

(2) Activities conducted on any park or playground, provided such park or playground is owned and operated by a public entity.

(3) Any mechanical device, apparatus or equipment used, related to or connected with emergency machinery, vehicle or work.

(4) Noise sources associated with construction, repair, remodeling, or grading of any real property, provided said activities do not take place between the hours of 7:00 p.m. and 7:00 a.m. on weekdays, including Saturday, or at any time on Sunday or a federal holiday.

(5) Noise sources associated with the maintenance of real property, provided said activities take place between 7:00 a.m. and 7:00 p.m. on any day."

Section 2. This ordinance shall become effective upon passage.

Passed on first reading
7/28/93



Mayor T. Scott Fillebrown

Passed on second reading
10/20/93



City Recorder Beth Reardon

Passed on third reading
12/15/93