

Sec. 11-11. - Noise disturbances.

- (a) The following acts which enumeration shall not be deemed to be exclusive, are declared to be noise disturbances and shall constitute a violation of this chapter. No sound level measurement is needed to prove the existence of the following noise disturbances:
- (1) The sounding of any horn or signaling device, except as a danger warning, for any unnecessary or an excessive period of time or the unreasonable use of any horn or signaling device, in such a manner as to cause a noise disturbance so as to disturb the peace, health, quiet or comfort of the neighborhood or vicinity thereof.
 - (2) The operating or permitting the use or operation of any radio receiving set, musical instrument, television, stereo, car or truck stereo, drum, compact disc or tape player, exterior loudspeaker, or other device for the production or reproduction of sound in a loud and raucous manner so as to disturb the peace, quiet or comfort of the adjacent neighborhood.
 - (3) The using, operating, or permitted to be used or operated, of any loud speaker or public address system in such a manner so as to emit there from loud or raucous noises so as to disturb the peace, health, quiet or comfort of the neighborhood or vicinity thereof.
 - (4) Yelling, shouting, hooting, whistling, singing or creating similar noises on the public streets, particularly between the hours of 10:00 p.m. and 7:00 a.m. in such a manner so as to cause a disturbance so as to disturb the peace, health, quiet or comfort of the neighborhood or vicinity thereof.
 - (5) The loading, unloading, compacting, opening or otherwise handling boxes, crates, containers, garbage cans, or otherwise similar objects in such a manner so as to cause a disturbance so as to disturb the peace, health, quiet or comfort of the neighborhood or vicinity thereof.
 - (6) The operating or causing to be operated any equipment used in construction activity, repair, alteration or demolition work on buildings, structures, streets, alleys, or appurtenances thereto with sound-control devices less effective than those provided on the original equipment.
 - (7) Creating, making, or maintaining any loud or raucous noise by the use of any drum, cymbals, loudspeaker, or other similar instruments in the city for the purpose of attracting attention to any performance, show, sale, or display of merchandise, or place of business. This provision does not apply to approved public events.
 - (8) Using, in connection with an unauthorized vehicle, any bell or siren similar to that used on ambulances or vehicles of the police, fire departments, and other public safety agencies.
 - (9) The following activities may not be operated between the hours of 10:00 p.m. and 7:00 a.m. that would result in noise across a real property boundary so as to disturb the peace, health, and comfort of a reasonable person of ordinary sensibilities:
 - (a) Operating any air-blow or vacuum cleaning equipment or similar devices in a commercially zoned district for the cleaning of parking lots, walkways, driveways, or similar areas;
 - (b) Any public entertainment establishment or person associated with or working for said establishment which operates, plays or permits the operation or playing of any radio, television, stereo, drum, musical instrument, sound amplifier, or similar device;
 - (c) Operating or permitting the operation of powered model vehicles.
 - (10) The operating or causing the operation of any motorboat in any lake, river, stream, or other waterway, in such a manner so as to disturb the peace, health, and comfort of a reasonable person of ordinary sensibilities.
 - (11) The creation or permitting of any loud or raucous noise so as to disturb the peace, quiet or comfort of the adjacent neighborhood.

- (12) The following activities may not be operated or caused to be operated between the hours of 6:00 p.m. and 7:00 a.m. on weekdays and between 6:00 p.m. and 9:00 a.m. on weekends and legal holidays, unless for a public works transportation or utilities project approved by the city in paragraph (13) below:
- (a) Any equipment used in construction activity, repair, alteration or demolition work on buildings, structures, streets, alleys, or appurtenances thereto with sound-control devices less effective than those provided on the original equipment;
 - (b) Any pile driver, steam shovel, pneumatic hammer, derrick, steam or electric hoist;
 - (c) Any other machinery, appliance, etc., the use of which is attended by loud or raucous noise so as to disturb the peace, health, quiet or comfort of the neighborhood or vicinity thereof.
- (13) Any person desiring to engage in the use of equipment for a public works transportation or utilities project beyond the hours of limitations aforementioned, based upon cases of necessity or in the interest of public health, safety and convenience, may apply to the police department for a special permit allowing hours of operation other than those specified above. Such permits, if granted, shall be limited to a period of up to thirty (30) days-duration, but may be renewed for additional periods of up to thirty (30) days if the emergency or need therefore continues. In the issuance of such permits the city shall weigh all facts and circumstances and shall determine whether the reasons given for the necessity are valid and reasonable, whether the public health, safety and convenience will be protected or better served by granting the permit requested, and whether the manner and amount of loss or inconvenience to the person seeking the permit imposes a significant hardship upon such person. An application fee of two hundred dollars (\$200.00) must be paid at the time the application is filed with the city.

(Ord. No. 2003-112, § 2, 12-2-03)

Sec. 11-12. - Exemptions.

The following noises shall be exempt from the restrictions set forth in the other sections of this chapter:

- (1) Noises of authorized safety signals and warning devices.
- (2) The generation of sound for the purpose of alerting persons to the existence of an emergency.
- (3) Noises resulting from any authorized emergency vehicle.
- (4) Noises resulting from emergency work, which is to be construed as work made necessary to restore property to a safe condition following a public emergency, or work required to protect persons or property from any imminent exposure to danger.
- (5) Noise from landscape and yard equipment when operated between 7:00 a.m. and 8:00 p.m. on weekdays and between 9:00 a.m. and 8:00 p.m. on weekends and legal holidays, provided all motorized equipment are equipped with functioning mufflers or other effective sound control devices similar to those provided on the original equipment.
- (6) Noises associated with uses or activities whereby an administrative approval to produce such noises contrary to the restrictions of this chapter has been obtained from the city commission.
- (7) Community events such as fairs, sporting events, school activities, community festivals, etc. Such events or activities shall not start before 9:00 a.m. and those events or activities, shall not extend their activities beyond 10:00 p.m. Any community activity or event, which is proposed to extend beyond 10:00 p.m., must obtain city commission approval.
- (8) Noise generated from municipally sponsored or approved celebrations or events shall be exempt from the provisions of this section.
- (9) Noises associated with the police department's firearms facility.
- (10) Noises from construction activity, tools or equipment used and operated on a construction site between the hours of 7:00 a.m. and 6:00 p.m. on weekdays and between 9:00 a.m. and 6:00 p.m. on weekends and legal holidays, provided that all tools or motorized equipment used in such activity are

equipped with all sound reducing features and equipment originally part of the tool or equipment, or other effective sound control devices similar to those provided or as effective as that installed as original equipment.

(Ord. No. 2003-112, § 2, 12-2-03)

Sec. 11-13. - Fans and air conditioners.

- (1) It shall be unlawful to create any excessive loud noise, exceeding the sound level limitations set forth in section 11-14, by the use or operation of any noise-creating air conditioner, compressor unit, power fan or blower or the electric motor or any engine used to drive such device, the operation of which causes such excessive noise, unless such noise is muffled and deadened by adequate noise suppression and muffling devices to eliminate annoyance and disturbance to persons within the range of hearing. In addition, the city manager or designee shall require compliance with all reasonable sound abatement measures and sound screening which may be necessary or desirable to prevent such air conditioning equipment from creating excessive or unnecessary noise.
- (2) Generators installed in all residential districts shall be exempt from the sound rating values set forth in section 11-14, Code of Ordinances when operated during power outages; provided however, in no event shall the sound rating value of emergency generators in any residential district exceed seventy-two (72) dBA. Generators in all residential districts may be operated for testing purposes one (1) time for a period not to exceed thirty (30) minutes in any seven-day period. Testing of generators in all residential districts is permitted between the hours of 11:00 a.m. through 5:00 p.m., Monday through Saturday. No testing of generators in any residential districts is permitted on Sundays or federal holidays.

(Ord. No. 2003-112, § 2, 12-2-03)

Sec. 11-14. - Sound level limitations by receiving land use designation.

It shall be unlawful to operate, cause, suffer or allow, the operation of any source of sound or to project a sound or noise across a real property boundary in such a manner as to create an L50 A-weighted sound level which exceeds the limits set forth for the receiving land use designation in Table 1 when measured at or within the property line of the receiving land use designation.

Such a sound source would constitute a noise disturbance. For the purposes of this ordinance, the L50 shall be the sound, which exceeded for more than fifty (50) percent of any measurement period which shall be not less than ten (10) minutes when measured at or within the boundary of a property within the receiving land use district and as a result of a source of sound being located on some other property.

For the purposes of this ordinance, the L50 may be established by recording the instantaneous A-weighted sound level using the slow meter response at equal intervals of ten (10) seconds. The resulting sound level sample that exceeds half the samples will be taken as the L50. Equally, for the purposes of this ordinance, unless otherwise established by measurements, if the Leq is measured instead of the L50, the L50 shall be taken to be 2 decibels less than the measured equivalent sound level of Leq.

TABLE 1

Exterior Sound Level Limits for L50 Sound Levels by Receiving Property

Receiving Property Designation	Time	L50 Sound Level Limit (dBA)
Institutional includes the following designations:	7:00 a.m. 10:00 p.m.	55 dBA

Community Facilities, Recreational, and Open Space		
	10:00 p.m. 7:00 a.m.	50 dBA
Residential includes all Residential Multi-family	7:00 a.m. 10:00 p.m.	55 dBA
	10:00 p.m. 7:00 a.m.	50 dBA
Commercial Includes the following designations: B-1, B- 2 and B-3	7:00 a.m. 10:00 p.m.	60 dBA
	10:00 p.m. 7:00 a.m.	55 dBA
Industrial	7:00 a.m. 10:00 p.m.	70 dBA
	10:00 p.m. 7:00 a.m.	65 dBA

- (1) (a) The maximum exterior A-weighted sound level or Lmax measured during a period of not less than ten (10) minutes using the slow meter response shall not exceed the L50 sound level limits specified in Table 1 by more than five (5) dBA.
- (b) Within a multifamily dwelling, it shall be unlawful to create or permit any noise that exceeds the L50 and/or Lmax sound level limits specified in Table 1 and section (a) reduced by ten (10) dBA, as measured in a neighbor's dwelling unit.
- (c) In addition to the limits of Table 1 and section (b), for any sound source which impacts residential, public space, or institutional property, the maximum (Lmax) allowable exterior sound level limits for the individual unweighted octave bands measured using the slow meter response whose centers are sixty-three (63), one hundred twenty-five (125), two hundred fifty (250) and five hundred (500) Hertz shall not exceed sixty-five (65) dBA.
- (2) District boundaries. When a noise source can be identified and its noise measured in more than one (1) land use designation, the pressure level limits of the most restrictive use district shall apply at that designation boundary.

(Ord. No. 2003-112, § 2, 12-2-03)

Sec. 11-15. - Measurement of sound.

- (a) When applicable, sound shall be measured with a sound level meter.
- (b) The sound level shall be measured at a distance no closer to the point from which the sound in question is emanating than the property line of the parcel or lot from which the sound is emanating or through partitions common to two (2) parties within a building.
- (c) A measurement period shall not be less than ten (10) minutes in duration.
- (d) The sound being measured shall be representative of the sound which instigated the complaint.
- (e) A measurement shall be recorded so as to secure and ensure an accurate representation of the sound.
- (f)

A measurement should be taken at approximately five (5) feet above the ground or water surface away from any obstruction or reflecting surface.

- (g) When necessary, a microphone windscreen shall be required to avoid wind noise biasing of a measurement.
- (h) All manufacturer's directions on the operation of the sound level meter shall be followed (e.g., proper microphone angle).
- (i) All sound level meters used for measurement shall be in conformance with ANSI section 1.4-1983, as amended.
- (j) All octave and third octave band filter sets of the sound level meter shall be in conformance with ANSI section 1.11-1976, as amended.
- (k) Calibration of all instruments, components, and attachments shall conform to the ANSI standards, as amended.
- (l) Instrumentation for sound level measurements may be class 1 or class 2 (ANSI section 1.4-1971), as amended.
- (m) Measurements of sound shall be made by individuals trained in a noise measurement program approved by the county or other training facility.

(Ord. No. 2003-112, § 2, 12-2-03)

Sec. 11-16. - Enforcement.

- (a) Alleged noise disturbance violations shall be investigated on a complaint basis and only when the person or persons making the complaint contacts the Coral Springs Police Department or Code Enforcement Division stating the details of the complaint.
- (b) The city may prosecute noise disturbance violations by issuance of a city ordinance citation, in which case, the penalty for a violation shall be as set out in City Code Section 1-8.1.
- (c) Each occurrence shall constitute a separate violation.
- (d) Any violation of section 11-11 or 11-14 shall constitute a nuisance. The office of the city attorney may bring suit on behalf of the city, or any affected citizen may bring suit in his/her name against the person or persons causing or maintaining the nuisance, or against the owner/agent of the building or property on which the nuisance exists. Relief may be granted according to the terms and conditions of Chapter 60, Florida Statutes, as amended.

(Ord. No. 2003-112, § 2, 12-2-03)