

37 building permit shall be prohibited on Sundays and holidays and shall be prohibited except
38 between the hours of eight (8) a.m. and six (6) p.m. Monday through Friday, nine (9) a.m. and
39 six (6) p.m. on Saturday provided that the construction, demolition or repair activities during
40 those hours meet the following standards:

41 (1) No individual piece of equipment shall produce a noise level exceeding one hundred
42 and ten (110) dBA at a distance of twenty-five (25) feet. If the device is housed within a
43 structure on the property, the measurement shall be made outside the structure at a distance as
44 close to twenty-five (25) feet from the equipment as possible.

45 (2) The noise level at any point outside of the property line of the project shall not exceed
46 one hundred ten (110) dBA.

47 (3) The holder of a valid construction permit for a construction project in a non-residential
48 zone shall post a sign at all entrances to the construction site upon commencement of
49 construction, for the purpose of informing all contractors and subcontractors, their employees,
50 agents, materials personnel and all other persons at the construction site, of the basic
51 requirements of this chapter.

52 (A) Said sign(s) shall be posted at least five (5) feet above ground level, and shall be of a
53 white background, with black lettering, which lettering shall be a minimum of one and one-half
54 (1 ½) inches in height.

55 (B) Said sign shall read as follows:

56 **CONSTRUCTION HOURS**

57 ***All projects are subject to further regulation per situational basis***

58 **FOR NON-RESIDENTIAL PROPERTY**

59 **(Includes Any and All Deliveries)**

60 MONDAY - FRIDAY.....7:00 a.m. to 6:00 p.m.

61 SATURDAY.....9:00 a.m. to 6:00 p.m.

62 SUNDAY/HOLIDAYS.....Construction prohibited.

63 Violation of this Ordinance is a misdemeanor punishable by a maximum of six (6) months in jail,
64 \$1,000 fine, or both. Violators will be prosecuted.

65 (a) Construction on Residential Property. Construction, alteration, demolition or repair
66 activities conducted in a residential zone, authorized by valid city building permit, shall be
67 prohibited on Sundays and holidays and is prohibited on all other days except during the hours of
68 eight (8) a.m. and six (6) p.m. Monday through Friday, nine (9) a.m. and six (6) p.m. on
69 Saturday, provided that the construction, demolition or repair activities during those hours meet
70 the following standards:

71 (1) No individual piece of equipment shall produce a noise level exceeding one hundred
72 ten (110) dBA at a distance of twenty-five (25) feet. If the device is housed within a structure on
73 the property, the measurement shall be made outside the structure at a distance as close to
74 twenty-five (25) feet from the equipment as possible.

75 (2) The noise level at any point outside of the property plane of the project shall not exceed
76 one hundred ten (110) dBA.

77 (3) The holder of a valid building permit for a construction project located within any
78 residential zone shall post a sign at all entrances to the construction site upon commencement of
79 construction, for the purpose of informing all contractors and subcontractors, their employees,
80 agents, materialmen and all other persons at the construction site, of the basic requirements of
81 this chapter.

82 (A) Said sign(s) shall be posted no less than three (3) feet and no more than five (5) feet
83 above ground level, shall be visible from the adjacent street, and shall be of a white background,
84 with black lettering, which lettering shall be a minimum of one and one-half inches (1 ½) in
85 height.

86 (B) Said sign shall read as follows:

87 **HOURS FOR RESIDENTIAL Areas (including R1, R2, R3, MU)**

88 (includes any and all deliveries)

89 MONDAY-FRIDAY.....7:00 a.m. to 6:00 p.m.

90 SATURDAY/SUNDAY/HOLIDAYS.....9:00 a.m. to 6:00 p.m.

91 Violation of this Ordinance is a misdemeanor punishable by a maximum of six (6) months in
92 jail, \$1,000 fine, or both. Violators will be prosecuted.

93 (a) Other Equipment. Equipment used by city employees, city contractors, or public utility
94 companies or their contractors, not covered by subsections (b) and (c) of this section, shall be
95 allowed during the same hours as the exception set forth in subsection (b) of this section,
96 providing no piece of equipment shall produce a noise level which exceeds one hundred ten
97 (110) dBA, measured at a distance of twenty-five (25) feet from the equipment.

98 (b) Residential Power Equipment. Residential power equipment shall be allowed during
99 the hours of eight (8) a.m. and eight (8) p.m. Monday through Friday, nine (9) a.m. and six (6)
100 p.m. Saturday, Sundays and holidays, providing it does not produce a noise level that exceeds
101 ninety-five (95) dBA measured at twenty-five feet (25) from the equipment and is not being
102 operated for construction.

103 (c) Leaf Blowers.

104 (1) No person shall operate any leaf blower which does not bear an affixed manufacturer's
105 label indicating the model number of the leaf blower and designating a noise level not in excess
106 of sixty-five (65) dBA when measured from a distance of fifty feet (55) utilizing American

107 National Standard Institute methodology. Any leaf blower which bears such a manufacturer's
108 label shall be presumed to comply with any noise level limit of this chapter provided that it is
109 operated with all mufflers and full extension tubes supplied by the manufacturer for that leaf
110 blower. No person shall operate any leaf blower without attachment of all mufflers and full
111 extension tubes supplied by the manufacturer for that leaf blower.

112 (2) No person shall operate any leaf blowers within a residential zone except during the
113 following hours: nine (9) a.m. and five (5) p.m. Monday through Friday and ten (10) a.m. and
114 four (4) p.m. Saturday. No person shall operate any leaf blower within any non-residential zone
115 except during the following hours: eight (8) a.m. and six (6) p.m. Monday through Friday, and
116 ten (10) a.m. to four (4) p.m. Saturday. No landscaping and/or yard maintenance crews/
117 individuals shall operate any leaf blowers on Sundays and holidays. In addition to all
118 authorizations and restrictions otherwise provided in this chapter, public streets, sidewalks, and
119 parking lots in historic and industrial districts and all city parks may be cleaned between eight (8)
120 a.m. and twelve (12) p.m. using leaf blowers which bear an affixed manufacturer's label
121 indicating the model number of the leaf blower and designating a noise level not in excess of
122 sixty-five (65) dBA when measured from a distance of fifty (50) feet utilizing American National
123 Standard Institute methodology.

124 (e) Refuse Collection. Refuse collection activities in residential areas shall be permitted
125 between the hours of six (6) a.m. and six (6) p.m. daily, provided they do not produce a noise
126 level in excess of ninety-five (95) dBA measured at a distance of twenty-five (25) feet from the
127 activity.

128 (f) Safety Devices. Aural warning devices which are required by law to protect the health,
129 safety and welfare of the community shall not produce a noise level more than three (3) dBA
130 above the standard or minimum level stipulated by law.

131 (g) Emergencies. Noises related to emergency situation such as sirens are exempt from this
132 chapter.

133 (h) Public Parking Lot Cleaning. Cleaning equipment (other than leaf blowers), when used
134 in public parking lots, shall be allowed during the hours of eight (8) a.m. and twelve (12) p.m.
135 daily, providing no such piece of equipment shall produce a noise level that exceeds ninety (90)
136 dBA measured at a distance of twenty-five (25) feet.

137 (i) Historic District Street Cleaning. Cleaning equipment (other than leaf blowers),
138 when used in public streets and public sidewalks within the public right-of-way
139 in historic districts shall be allowed during the hours of eight (8) a.m. and twelve
140 (12) p.m. daily, providing no such piece of equipment shall produce a noise level
141 that exceeds ninety (90) dBA measured at a distance of twenty-five (25) feet.

142 **California Vehicle Code**

143 Motorcycle Limits

144 27202. For the purposes of Section 27200, the following noise limits shall apply to any
145 motorcycle, other than a motor-driven cycle, manufactured:

- 146 (1) After 1969, and before 197388 dba
- 147 (2) After 1972, and before 1975.....86 dba
- 148 (3) After 1974, and before 1986.....83 dba
- 149 (4) After 1985.....80 dba

150 Pre-1970 Motorcycle Limit

151 27201. For the purposes of Section 27200, the noise limit of ninety-two (92) dbA shall apply to
152 any motorcycle manufactured before 1970.

153 **RADIOS, RECORD PLAYERS DISTURBING PEACE IN NEIGHBORHOOD:**

154
155 It shall be unlawful for any person within the city to use or operate or cause to be operated or to
156 play any radio, phonograph, jukebox, record player, loudspeaker, musical instrument,
157 mechanical device, machine, apparatus, or instrument for intensification or amplification of the
158 human voice or any sound or noise in a manner so loud as to be calculated to disturb the peace
159 and good order of the neighborhood or sleep of ordinary persons in nearby residences or so loud
160 as to unreasonably disturb and interfere with the peace and comfort of the occupants of nearby
161 residences.

162
163 The operation of any such instrument, phonograph, jukebox, machine or device in such manner
164 as to be plainly audible at a distance of one hundred feet (100') from the building, structure,
165 vehicle, or place in which, or on which it is situated or located shall be prima facie evidence of a
166 violation of this section.

167

168 **EXTERIOR NOISE STANDARDS:**

169

170 A. It is unlawful for any person at any location within the incorporated areas of the city to create
171 any noise, or to allow the creation of any noise, on property owned, leased, occupied or
172 otherwise controlled by such person which causes the exterior noise level when measured at any
173 affected residence, school, hospital, church or public library to exceed the noise level standards
174 as set forth in the following table:

175

176 **EXTERIOR NOISE LEVEL STANDARDS, dBA**

Category	Daytime 7:00 A.M. To 10:00 P.M.	Nighttime 10:00 P.M. To 7:00 A.M.
Hourly L_{eq}	50	45
Maximum sound level (L_{MAX})	70	65

177

178 B. In the event the measured ambient noise level without the alleged offensive source in
 179 operation exceeds the applicable noise level standard in either category above, the applicable
 180 standard or standards shall be adjusted so as to equal the ambient noise level.

181

182 C. Each of the noise level standards specified above shall be reduced by five (5) dB for pure tone
 183 noises, noises consisting primarily of speech or music, or for recurring impulsive noises.

184

185 D. If the intruding noise source is continuous and cannot reasonably be discontinued or stopped
 186 for a time period whereby the ambient noise level without the source can be measured, the noise
 187 level measured while the source is in operation shall be compared directly to the noise level
 188 standards.

189

190 **RESIDENTIAL INTERIOR NOISE STANDARDS:**

191 A. It is unlawful for any person at any location within the incorporated areas of the city, to
 192 operate or cause to be operated within a dwelling unit or on property occupied by a
 193 nonresidential use, any source of sound or to allow the creation of any noise which causes the
 194 noise level when measured inside another dwelling unit to exceed the noise level standards as set
 195 forth in the following table:

196

197 **INTERIOR NOISE LEVEL STANDARDS, dBA**

Category	Daytime 7:00 A.M. To 10:00 P.M.	Nighttime 10:00 P.M. To 7:00 A.M.
Maximum sound level (L_{MAX})	55	45

198

199 B. The noise level standards specified above shall be reduced by five (5) dB for pure tone noises,
 200 noises consisting primarily of speech or music, or for recurring impulsive noises.

201

202 C. If the intruding noise source is continuous and cannot reasonably be discontinued or stopped
203 for a time period whereby the ambient noise level without the source can be measured, the noise
204 level measured while the source is in operation shall be compared directly to the noise level
205 standards.

206

207 **PASSED AND ADOPTED** by the Planning Commission of the City of San Juan Bautista this
208 1st day of March, 2016 by the following vote:

209

210 **AYES: Guibert, Medeiros, Gredassoff, Coke, Franco**

211

212 **NOES: None**

213

214 **ABSENT: None**

215

216 **ABSTAIN: None**

217

218

Chairperson Ernest J. Franco

219

220

221 **ATTEST:**

222

223

224 Trish Paetz, Deputy City Clerk

225