

ZONING

194 Attachment 1

Town of Nichols

Appendix 1

Noise Levels

It shall be unlawful for any person to permit the emission of measurable noises as follows:

Industrial districts:	70 decibels during daytime hours 70 decibels at nighttime
Commercial districts:	65 decibels during daytime hours 60 decibels at nighttime
Agricultural and residential districts:	60 decibels during daytime hours 50 decibels at nighttime

A. Measurements of noise.

1. The measurement of sound or noise shall be made with a sound-level meter meeting the standards prescribed by the American National Standards Institute.
2. The slow meter response of the sound-level meter shall be used in order to best determine that the average amplitude has not exceeded the limiting noise level set above.
3. Measurements of noise levels shall be made at or beyond the property line of the property on which such noise is generated or perceived, as appropriate, and shall be taken at least four feet from ground level.
4. Compliance with the noise limits is to be maintained at all elevations at the boundary of the property.
5. Daytime hours shall be between 7:00 a.m. and 6:00 p.m. local time. Nighttime hours shall be between 6:00 p.m. and 7:00 a.m. local time.

B. Exemptions. Exempt from the noise level limits established by this chapter are:

1. Educational institutions.
2. The State of New York and all municipal corporations and subdivisions of the state.
3. Emergency vehicles, including ambulances, fire and police vehicles, and emergency warning devices.
4. Vehicular traffic on a public thoroughfare.

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5. Lawn mowers, power saws, and power equipment when used for property maintenance purposes.
6. The use of tractors and other equipment used for plowing, planting, spreading fertilizer, and harvesting in agricultural districts.
7. The legal discharge of firearms.