

**10.48.010 Definitions.**

For purposes of this chapter:

“Commercial area” means commercially-zoned property as defined in the community zoning ordinance.

“Commercial establishment” means any store, factory, manufacturing or industrial plant used for the sale, manufacturing, fabrication, assembly or storage of goods, wares and merchandise.

“Construction” means any site preparation, assembly, erection, repair, substantial alteration, or similar action, of public or private property, rights-of-way, structures, utilities or similar property, including vehicle pick-up or delivery of construction materials or demolition debris but excluding demolition and grading.

“Daytime” means the period from seven a.m. to eight p.m. on weekdays, and the period from nine a.m. to six p.m. on weekends.

“Decibel (dB)” means a unit for measuring relative sound pressure, logarithmically referenced to a pressure of twenty micronewtons per square meter.

“Demolition” means any dismantling, intentional destruction or removal of structures, utilities, public or private right-of-way surfaces, or similar property.

“Emergency” means any occurrence or set of circumstances involving actual or imminent physical danger, crisis, trauma, or property damage which demands immediate action.

“Emergency work” means any work performed for the purpose of preventing or alleviating the physical danger, trauma, or property damage threatened or caused by an emergency, or restoration of conditions and property to their status prior to the emergency.

“Holidays” means the following days: New Year’s Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Day.

“Industrial area” means industrially-zoned property as defined in the community zoning ordinance.

“Leaf blower” means any portable motorized landscape equipment used to blow leaves, dirt and other debris off sidewalks, driveways, lawns or other surfaces. Certified leaf blower means a leaf blower with a noise level reading of 65 dBA or less measured at a distance of 50 feet by an independent laboratory per American National Standards Institute (ANSI) standard B175.2, as certified by the manufacturer, or an electric leaf blower with a noise level measured at 65 dBA or less at a distance of 50 feet, as certified by the manufacturer.

“Motorized landscape equipment” means a motorized device powered by electricity or fuel used for landscape maintenance. Motorized landscape equipment includes but is not limited to: lawn mowers, leaf blowers, edgers, and chainsaws.

“Muffler” means a device for reducing or dissipating the sound of escaping gases, or other types of noise, from a mechanical device or engine.

“Multiple-family dwelling unit” means a residential structure containing separate living quarters for two or more families, each unit with similar and common access to the outside.

“NCO” means noise control officer.

“Nighttime” means periods of weekdays from eight p.m. to twelve midnight, and from midnight to seven a.m., and periods on weekends from six p.m. to midnight and from midnight to nine a.m.

“Noise” means any sound which annoys or disturbs humans or which causes or tends to cause an adverse psychological or physiological effect on humans.

“Noise Control Officer (NCO)” means the municipal agency, department or individual having lead responsibility for implementation and enforcement of this chapter, as designated by the City Manager and approved by the City Council.

“Noise disturbance” means any sound which:

1. Endangers or injures the safety or health of humans or animals; or
2. Annoys or disturbs a reasonable person of normal sensitivities; or
3. Endangers or damages personal or real property.

“Noise level” means the same as sound level.

“Nonresidential area” means land zoned for other than residential uses, such as commercial, professional office, industrial or public, as defined in the zoning ordinance, but not including public rights-of-way.

“Person” means any individual, association, partnership, corporation, or public agency, and includes any associated officer, employee or department.

“Property boundary” means an imaginary line along the ground surface, and its vertical extension, which separates the real property owned by one person from that owned by another person.

“Public area” means any property or structures thereon which are owned, utilized, or controlled by a governmental entity.

“Public right-of-way” means any street, avenue, boulevard, highway, parkway, alley or similar place which is owned or controlled by a governmental entity.

“Residential area” means residentially zoned land as defined in the community zoning ordinance.

“Sound” means a rapid variation in air pressure, which, because of its magnitude and frequency, can be heard by a human with average hearing ability.

“Sound level” means the maximum continuous or repeated peak value measured by the use of a sound level meter and the “A” weighting network, as specified in American National Standards Institute specifications for sound level meters (ANSI S 1A - 1971, or the latest revision). The reading obtained in decibels is designated dBA. If the meter response characteristic is not indicated, “SLOW” response shall be used.

“Sound level meter” means an instrument which includes a microphone, amplifier, RMS detector, integrator or time averager, output meter, and weighting networks used to measure sound levels, and meets American National Standards Institute specification S 1.4 - 1971, or latest revision, for Type 1, Type 2 or Type 2A operation.

“Weekday” means any day, Monday through Friday, that is not one of the holidays.

“Weekend” means Saturdays and Sundays that are not holidays.

“Vehicular deliveries or pickups” means the delivery or pickup or the arrival for the delivery or pickup of goods, wares, merchandise and waste material by the use of motor vehicles, including, but not limited to, the operation of motorized commercial ground-sweeping or waste-removal machinery, whether portable or self-propelled.

#### **[CMC Chapters 10.48.011 Through 10.48.050 Not Edited]**

#### **10.48.051 Landscape Maintenance Activities.**

~~—The use of motorized equipment for landscape maintenance activities shall be limited to the hours of 8:00 a.m. to 8:00 p.m. on weekdays, and 9:00 a.m. to 6:00 p.m. on weekends and holidays, with the exception of landscape maintenance activities for public schools, public and private golf courses, and public facilities, which are allowed to begin at 7:00 a.m. The~~

~~use of motorized equipment for landscape maintenance activities during these hours is exempted from the limits of Section 10.48.040; provided, that reasonable efforts are made by the user to minimize the disturbances to nearby residents by, for example, installation of appropriate mufflers or noise baffles, running equipment only the minimal period necessary, and locating equipment so as to generate minimum noise levels on adjoining properties.~~

A. The use of motorized landscape equipment for landscape maintenance activities shall be limited as follows:

	<u>Weekdays</u>	<u>Weekends and Holidays</u>
<u>At public schools, public and private golf courses, and public facilities</u>	<u>7:00 a.m. – 8:00 p.m.</u>	<u>7:00 a.m. – 6:00 p.m.</u>
<u>All others</u>	<u>8:00 a.m. – 8:00 p.m.</u>	<u>9:00 a.m. – 6:00 p.m.</u>

B. The use of motorized landscape equipment for landscape maintenance activities during the hours indicated in subsection A is exempted from the limits of Section 10.48.040; provided that reasonable efforts are made by the user to minimize the disturbances to nearby residents by, for example, installation of appropriate mufflers, ~~or~~ noise baffles, or extension tubes supplied by the manufacturer, running equipment only the minimal period necessary, and locating equipment so as to generate minimum noise levels on adjoining properties.

A.C. After November 5, 2022, the following regulations shall apply to leaf blowers:

1. The use of any leaf blower other than a certified leaf blower is prohibited.
2. Certified leaf blowers shall only be used in a manner consistent with Section 10.48.080(A) and (B) and as provided in the table below:

	<u>Certified Gas-powered Leaf Blowers</u>	<u>Certified Electric Leaf Blowers</u>
<u>Residential (single family homes, duplexes and triplexes)</u>	<u>Prohibited</u>	<u>Permitted</u>
<u>Non-Residential and Multi-family or mixed-use developments</u>	<u>Permitted</u>	<u>Permitted</u>
<u>City Property (Parks, streets, medians, public facilities, etc.)</u>	<u>Permitted</u>	<u>Permitted</u>

[CMC Chapters 10.48.052 Through 10.48.070 Not Edited]