



79 Elm Street • Hartford, CT 06106-5127

www.ct.gov/deep

Affirmative Action/Equal Opportunity Employer

May 29, 2012

Laszlo Pinter
Deputy Corporation Council
155 Deer Hill Avenue
Danbury, CT 06810

Dear Mr. Pinter:

Thank you for your submission of the City of Danbury's noise ordinance.

Based on review of the ordinance (copy attached) my staff has determined that the ordinance conforms to state noise control standards. The Commissioner of Energy and Environmental Protection has delegated the authority (with respect to Connecticut General Statutes Chapters 446a and 446c) to approve local noise ordinances to the Chief of the Bureau of Air Management. Therefore, pursuant to Connecticut General Statutes Section 22a-73(c), I approve Danbury's Noise Control Ordinance as adopted on June 6, 2006, by the Common Council for the City of Danbury.

If you have any questions regarding this matter, please contact Mr. Michael Trahiotis at 860-424-3134.

Sincerely,

A handwritten signature in cursive script that reads "Anne Gobin".

Anne Gobin, Chief
Bureau of Air Management

AG:MMT:mmt

Attachment

- (14) *Sound.* A transmission of energy through solid, liquid or gaseous media in the form of vibrations which constitute alterations in pressure or position of the particles in the medium and which in air evoke physiological sensations, including, but not limited to, an auditory response when impinging on the ear.
- (15) *Sound level meter.* An instrument to take sound level measurements and which should conform, as a minimum, to the operational specifications of the American National Standards Institute for sound level meters.
- (16) *Domestic power equipment.* Equipment including, but not limited to, power saws, snow removal equipment, drills, grinders, lawn and garden tools and other domestic power equipment intended for use in residential areas by a homeowner.
- (17) *Construction.* Any site preparation, assembly, erection, substantial repair, alteration, or similar action, but excluding demolition, for or of private rights of way, structures, utilities or similar property.
- (18) *Emergency work.* Any work made necessary to restore property to a safe condition following an emergency, or work required to protect persons or property from exposure to imminent danger.
- (19) *Muffler.* A device for abating sounds such as escaping gases.

(d) *General prohibition.* It shall be unlawful for any person within the City of Danbury to make, continue or cause to be made or continued any loud, unnecessary, unusual or excessive noise, or any noise which either annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of others within the limits of the city as provided in paragraph (e) herein.

The following are acts specifically prohibited under this paragraph (d):

- (1) Commercial construction, demolition, excavation and building operations before 7:00 a.m. Monday through Friday, before 8:00 a.m. Saturday, before 10:00 a.m. Sunday, and after 8:00 p.m. any day.
- (2) Vehicle horns. No person shall at any time sound any horn or other audible signal device of a motor vehicle **exceeding** the Standards set forth in subsection (e) hereof, unless it is necessary as a warning to prevent or avoid a traffic accident.
- (3) The creation within the city of any excessive noise, **exceeding** the Standards set forth in subsection (e) hereof, in the vicinity of any school, institution of learning, church, court, hospital or nursing home while the same is in use which impacts the workings of such institution or which disturbs or unduly annoys patients in the hospital, provided conspicuous signs are displayed at or near such building indicating that the same is a school, institution of learning, church, court, hospital or nursing home.

(e) *Noise Zone Standards.* This subsection is intended to conform to the regulations of the State of Connecticut applicable to the control of noise, as set forth in Connecticut State Regulations Section 22a-69-3.5 as amended. It shall be unlawful for any person to emit any noise that is in excess of the standards as follows:

- (1) No person in a Class C Noise Zone shall emit noise exceeding the levels stated herein and applicable to adjacent Noise Zones.

	C	B	Receptor	
			A/day	A/night
Class C (Industrial) Emitter to	70 dBA	66dBA	61dBA	51dBA

Levels emitted in excess of the values listed above shall be considered excessive noise.

- (2) No person in Class B Noise Zone shall emit noise exceeding the levels state herein and applicable to adjacent Noise Zones:

	C	B	Receptor	
			A/day	A/night
Class B (Commercial) Emitter to	62 dBA	62dBA	55dBA	45dBA

Levels emitted in excess of the values listed above shall be considered excessive noise.

- (3) No person in Class A Noise Zone shall emit noise exceeding the levels state herein and applicable to adjacent Noise Zones:

(i) *Enforcement.* The Danbury Police Department, as directed by the chief of police, shall enforce the provisions of this section pertaining to the measurement of noise levels and the issuance of notices of violation.

(j) *Variances.* Any person living or doing business in the City of Danbury may apply to the common council for a variance from one or more of the provisions of this section.

(k) *Effect of these provisions.* All provisions of the zoning regulations of the City of Danbury which are more stringent than those set forth herein shall remain in full force and effect and shall prevail over inconsistent provisions hereof.

THIS ORDINANCE SHALL BECOME EFFECTIVE THIRTY (30) DAYS AFTER PUBLICATION, OR APPROVAL OF THE ORDINANCE BY THE STATE OF CONNECTICUT DEPARTMENT OF ENVIRONMENTAL PROTECTION, WHICHEVER SHALL LATER OCCUR.

December 19, 2005