

Sec. 34-169. Enumerated prohibited acts.

The following acts, among others, are declared to be loud, excessive, unnecessary or unusual noises in violation of this article, but this enumeration shall not be deemed to be exclusive, namely:

- (1) *Horns, signaling devices, etc.* The sounding of any horn or signaling device on any automobile, motorcycle, bus or other vehicle on any street or public place in the city, except as a danger warning; the creation by means of any such signaling device of any unreasonably loud or harsh sound or a siren, whistle or bell; and the sounding of any such device for any unnecessary and unreasonable period of time.
- (2) *Amplified sound.* The making of amplified sound in such manner as to disturb the peace, quiet and comfort of the neighboring inhabitants with louder volume than is necessary for convenient hearing for the person who is in the room, vehicle, chamber, or outdoor private property in which such machine or device is operated and who are voluntary listeners thereto. The making of any such sounds:
 - a. Between the hours of 11:00 p.m. and 7:00 a.m. the following day on Sunday, Monday, Tuesday, Wednesday and Thursday; or
 - b. Between the hours of 12:00 midnight and 7:00 a.m. the following day on Friday and Saturday;in such manner as to be plainly audible at a distance of 100 feet from the source of the noise, or if the noise is emanating from a building, structure or vehicle, from any exterior edge of that building, structure or vehicle, shall be prima facie evidence of a violation of this section. Provided, however, that the making of amplified sound in connection with a special event or parade shall be governed by the applicable noise provisions in chapter 62 of this Code.
- (3) *Animals.* The owning, keeping, possessing or maintaining of any domesticated animal which vocalizes (howls, yelps, barks, squawks, or generates any other noise) where the vocalizing is plainly audible at or within the property line of the sound-affected site or unit, and where:
 - a. Such vocalizing continues for more than five minutes without interruption, which is defined as an average of ten or more vocalizations per minute; or
 - b. Such vocalizing is repeated an average of five times or more per minute for 20 or more consecutive minutes.This subsection shall not apply if the domesticated animal is unreasonably provoked.
- (4) *Exhausts.* The discharge into the open air of the exhaust of a steam engine, stationary internal combustion engine, flushing of boat motors, or motor vehicle that creates unreasonably loud or explosive noises.
- (5) *Defect in vehicle or load.* The use of any automobile, motorcycle, jet ski, water bike, recreational vehicle, dirt bike or other motor vehicle so out of repair, so loaded or in such manner as to create unreasonably loud or unnecessary grating, grinding, rattling or other noise within a residential area.
- (6) *Mufflers.* Every motor vehicle, motorcycle and motor-driven cycle muffler that creates unreasonably, excessive or unusual noise.
- (7) *Schools, courts, hospitals.* The creation of any excessive or unreasonably loud noise on any street adjacent to any school, institution of learning, house of worship or court while the same are in use, or adjacent to any hospital, which unreasonably interferes with the workings of such institution, or which disturbs or unduly annoys the patients in the hospital, provided conspicuous signs are displayed in such streets indicating that it is a school, hospital or court street.
- (8) *Noises to attract attention.* The use of any drum, loudspeaker or other instrument or device for the purpose of attracting attention by creation of any unreasonably loud or unnecessary noise to any performance, show, sale, display or advertisement of merchandise.

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- (9) *Loudspeakers, etc.* The use or operation on or upon the public streets, alleys and thoroughfares anywhere in the city for any purpose of any device known as a sound truck, loudspeaker or sound amplifier or any other instrument of any kind or character which emits loud and raucous noises.
- (10) *Power tools and landscaping equipment use by resident.* The operation of noise-producing lawn mowers, lawn edgers, weed trimmers, blowers, chippers, chainsaws, power tools and other noise-producing tools which are used to maintain the outdoors of a residence:
- Between the hours of 8:00 p.m on Sunday, Monday, Tuesday, Wednesday and Thursday and 8:00 a.m. the following day;
 - Between the hours of 8:00 p.m on Friday and Saturday and 9:00 a.m. the following day.
 - On holidays, as established by section 1-2.
 - Permissible hours of use:

Power Tools and Landscaping Equipment Use by Resident		
Monday—Friday	Saturday—Sunday	Holidays
8:00 a.m. to 8:00 p.m.	9:00 a.m. to 8:00 p.m.	Prohibited

- (11) *Outdoor maintenance equipment use by commercial entity.* The use of maintenance equipment, by a commercial entity or business, which creates a loud, excessive, unnecessary or unusual noise in connection with the operation of said equipment within 100 feet of any residential area:
- Between the hours of 6:00 p.m. on Monday, Tuesday, Wednesday, and Thursday and 8:00 a.m. the following day;
 - Between the hours of 6:30 p.m. on Friday and 9:00 a.m. on Saturday;
 - Between the hours of 5:00 p.m. on Saturday and 8:00 a.m. [on] Monday;
 - On holidays, as established by section 1-2.
 - Permissible hours of use:

Outdoor Maintenance Equipment Use by Commercial Entity				
Sunday	Monday—Thursday	Friday	Saturday	Holidays
Prohibited	8:00 a.m. to 6:00 p.m.	8:00 a.m. to 6:30 p.m.	9:00 a.m. to 5:00 p.m.	Prohibited

- The use of outdoor maintenance equipment on all golf courses and parks located within the City is exempt from the hours of operation restrictions under section 34-169(11).
- The use of outdoor maintenance equipment by, or on behalf of, the city of Coral Gables is exempt from the hours of operation restrictions under section 34-169(11).

Commercial maintenance equipment includes, by way of example, noise-producing lawn mowers, lawn edgers, weed trimmers, blowers, chippers, chainsaws, power tools and other noise-producing tools, where that noise is generated by a third party commercial maintenance company, rather than by the lawful owner or tenant of the premises.

- (12) *Construction noise.* Any site preparation, assembly, erection, substantial repair, alteration, delivery of materials, demolition or similar action, which disturbs the peace and quiet of the neighborhood, on public or private property, rights-of-way, structures, utilities or similar property:

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- a. Between the hours of 6:00 p.m. and 7:30 a.m. the following day on Monday, Tuesday, Wednesday, and Thursday; and between the hours of 6:00 p.m. and 8:00 am the following day on Monday, Tuesday, Wednesday, and Thursday in residential districts of the City;
 - b. Between the hours of 6:00 p.m. on Friday and 9:00 a.m. on Saturday;
 - c. Between the hours of 5:00 p.m. on Saturday and 7:30 a.m. Monday; and between the hours of 5:00 p.m. on Saturday and 8:00 a.m. Monday in residential districts of the City;
 - d. On holidays, as established by section 1-2, unless waived by the city manager or designee.
- (13) *Steady, mechanical noise.* The use of an air conditioner, electric motor, pool pump, exhaust fan, filter, or similar noise-producing mechanical equipment which creates a noise that exceeds the following sound levels:

TABLE 1: Maximum Permitted Sound Levels in Decibels (dBA)		
Receiving Zoning District	Between the hours of 11:00 p.m. and 7:30 a.m. the following day on Sunday, Monday, Tuesday, Wednesday and Thursday; and between the hours of midnight and 9:00 a.m. the following day on Friday and Saturday.	All other times.
Single-family Residential District	5 dBA above ambient sound level or maximum of 55 dBA	10 dBA above ambient sound level or maximum of 60 dBA
Multifamily 1 Duplex District, Multifamily 2 District, and Multifamily Special Area District	5 dBA above ambient sound level or maximum of 60 dBA	10 dBA above ambient sound level or maximum of 65 dBA
All Other Districts	5 dBA above ambient sound level or maximum of 65 dBA	10 dBA above ambient sound level or maximum of 65 dBA

The sound levels in Table 1 above shall be measured from the real property line of the sound-affected site or unit, and the zoning district where the sound-affected site or unit is located shall apply. The sounds levels shall be measured with a sound level meter manufactured according to standards prescribed by the American National Standards Institute. This subsection (13) shall not apply to noise generated pursuant to a valid construction permit.

- (14) *Shouting.* Any unreasonably loud, boisterous or raucous shouting in any residential area.

(Code 2006, § 34-124; Ord. No. 2016-18, § 2, 3-15-2016; Ord. No. 2018-12, § 2, 4-24-2018)