

SUBSTITUTE ORDINANCE NO. BL2020-300

An ordinance amending Chapter 9.30 of the Metropolitan Code to restrict construction noise.

BE IT ENACTED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:

Section 1. That Section 9.30.010 of the Metropolitan Code is hereby amended by deleting the provisions of the section in their entirety and substituting with the following: ~~phrase “nine p.m. and six a.m.” and substituting in lieu thereof the phrase “seven p.m. and seven a.m.”~~

9.30.010 - Construction sites—Restrictions.

It is unlawful for any person engaged in the construction, repair or demolition of buildings, structures, land, driveways, or appurtenances thereto, including the transportation of materials to and from a construction site, located within or adjoining a residential zoning district, as identified in Section 17.08.010.B of the Metropolitan Code, to emit, cause to be emitted, or permit the emission of any noise in excess of 70 Db(A) from construction equipment as measured from a point as close as possible to the outside walls of any residential structure located on the property affected by the noise at a height of four feet above the immediate surrounding surface between the hours of 7:00 p.m. and 7:00 a.m., except that during the months of June, July, and August, the foregoing noise restriction shall be between the hours of 8:00 p.m. and 6:00 a.m.

Section 2. That Section 9.30.020 of the Metropolitan Code is hereby amended as shown below:

9.30.020 – Exemptions.

- A. Highway, bridge, road, street, dredging in navigable waters, or other public works construction activities, utility work such as water, sewer, gas, electrical, cable, telecom, fiber optic or telephone construction activities and any vehicles used to transport materials to and from such construction activities, so long as the vehicles remain within the highway, road, street or construction right-of-way or easement;
- B. Emergency work;
- C. Transporting and unloading of construction materials, other than blast materials, between five a.m. and seven a.m.
- D. ~~In the event the forecasted temperature is to above 90 degrees Fahrenheit on a given day, the noise restrictions set forth in Section 9.30.010 shall be between the hours of nine p.m. and six a.m. During the~~

Section 3. This Ordinance shall take effect from and after its passage, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

SPONSORED BY:

Emily Benedict
Member of Council