

ORDINANCE 13-11

AN ORDINANCE OF THE CITY OF DUNEDIN AMENDING SECTION 107-41.2 OF CHAPTER 107 OF THE DUNEDIN LAND DEVELOPMENT CODE TO REVISE THE SOUND EXEMPTIONS FOR RELIGIOUS INSTITUTIONS, AMENDING THE SOUND EXEMPTION FOR TRAINS, BUSES, AIRCRAFT OR OTHER FORMS OF TRANSPORTATION GOVERNED BY EITHER STATE OR FEDERAL NOISE REGULATIONS TO SPECIFY THAT THE EXEMPTION IS FOR SOUNDS PRODUCED BY THE ORDINARY OPERATION OF SAME; AMENDING THE SOUND EXEMPTION FOR PUBLIC SERVICE VEHICLES, STREET SWEEPING MACHINERY OR OTHER VEHICLES, EQUIPMENT OR MACHINERY OPERATED BY EMPLOYEES OF A COUNTY, CITY OR OTHER PUBLIC AGENCY TO SPECIFY THAT THE EXEMPTION IS FOR SOUNDS PRODUCED BY THE ORDINARY OPERATION OF SAME; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.

WHEREAS, City staff has reviewed Chapter 107 of the Land Development Code; and

WHEREAS, City staff has determined that certain revisions are necessary in order to clarify the City's intentions relative to noise exemptions; now, therefore

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED:

Section 1. That Section 107-41.2 of the City's Land Development Code is amended in its entirety to read as follows:

107-41.2 - Exemptions

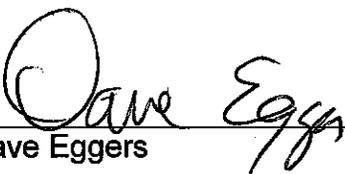
The following sounds are exempt from the provisions of this division:

- A) Emergency vehicles, such as fire, police or ambulance, while on emergency calls, using radios, sirens, horns, bells or whistles.
- B) Parades, fireworks displays and/or other special events for which permission has been granted by the city within such hours and conditions as may be imposed; festivals, concerts, athletic events and other activities taking place on publicly owned lands which are approved, sponsored or permitted by the city or other governmental agency.

- C) Emergency construction work which is necessary for the protection of life or property.
- D) Sounds produced by the ordinary operation of trains, buses, aircraft or other forms of transportation governed by either state or federal noise regulations.
- E) Emergency alarms, such as fire alarms or burglar alarms, prior to a reasonable opportunity for the owner or tenant in possession of the premises served by such alarm to turn off the alarm.
- F) Bells which are rung or organs which are played to signal religious services.
- G) Sounds produced by the ordinary operation of public service vehicles, street sweeping machinery or other vehicles, equipment, or machinery operated by employees of a county, city, or other public agency.

Section 2. That this Ordinance shall become effective immediately upon its adoption.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 2nd day of May, 2013.



Dave Eggers
Mayor

ATTEST:



Denise M. Schlegel
City Clerk

READ FIRST TIME AND PASSED: April 18, 2013

READ SECOND TIME AND ADOPTED: May 2, 2013