## INTRODUCTORY LOCAL LAW# \_\_ OF 2012

## A Local Law Amending Chapter 205 of the Scarsdale Village Code, entitled "Noise"

**BE IT ENACTED** by the Scarsdale Village Board of Trustees as follows:

Section 1. Chapter 205-3 shall read as follows:

§ 205-3. Air-conditioning Special equipment.

- A. It shall be unlawful for any person in the operation of any air-conditioning equipment or part thereof or any other type of mechanical equipment or apparatus installed on or connected to a structure, other than a permanent emergency-only generator, as defined in §310-2 of Chapter 310, Zoning, to make, continue or cause to be made excessive noise so as to cause annoyance, inconvenience or detriment to the public or to any person or persons. Noise shall be considered excessive if the sound level from the air-conditioning unit or any other type of mechanical equipment or apparatus installed on or connected to a structure, other than a permanent emergency-only generator, exceeds 55 decibels as measured on the A, B-or C-scale of a General Radio Company Type 1565-A level meter or American National Standards Institute, Inc. approved equivalent, when the meter is located at a point not nearer than the property line nearest to such air-conditioning unit, mechanical equipment or apparatus.
- B. Permanent emergency-only –generators shall not exceed 70 decibels in maintenance operation as demonstrated by the manufacturer's specification, to be submitted with the building permit application, and as provided by Chapter §310-7S.
- <u>CB</u>. If, as a result of a test <u>initiated by the property owner or by order of the Village</u>, the air-conditioning equipment, mechanical equipment or apparatus installed on or attached to premises, <u>including permanent emergency-only generators</u>, is found to violate the terms of this chapter, the operation of said equipment or apparatus shall be discontinued immediately and not resumed unless proper corrections have been made and approved by the Building Inspector.

Section 2. This local law shall take effect upon filing with the Secretary of State.

(<u>Underlining</u> denotes wording to be added.) (<del>Strikethrough</del> denotes wording to be deleted)