

From: [Jerry Jasper](#)
To: [City Council](#)
Cc: [Kelly Michaels](#); [Edward Lavalley](#); [James Clinch](#)
Subject: Proposed Noise Ordinance 2022-36 _ Council Mtg 12.13.2022
Date: Monday, December 12, 2022 1:23:30 PM

Caution: This email originated from an external source. **Be Suspicious of Attachments, Links and Requests for Login Information**

Mayor and City Council Members,

It is evident that a lot of thought has gone into the newly proposed Noise Ordinance, particularly bringing it up to date to take advantage of improved sound measuring technology.

There appears, however, to be one area where a specific advantage has been given to two types of uses at the expense of another. This is at the "Residential" use interface with the "Commercial/Office" and "Industrial" uses.

The proposed change in procedure specifying sound measurements be taken at the source property line rather than the receiving property line can have a very significant impact on residential and government/public space areas located adjacent to or close to industrial and commercial/office facilities. Taking a residential property adjacent to an industrial property, under the proposed ordinance as an example, the residential property would be exposed to a permissible increase of up to a100 times in the sound intensity which amounts to a 4 times increase in perceived volume, then would be allowable under the existing code. Further, the proposed ordinance makes no difference between day and night operations as is the case in the existing code, meaning the proposed ordinance could allow an increase in the perceived volume of 6 times over the existing code during nighttime operations.

The same situation is encountered when a residential area adjacent to a commercial/office facility other than the commercial/office facility has a slightly lower requirement during the nighttime hours. It is not uncommon for commercial/office facilities to be next door to residential districts and to now expose residential users up to a 4 times higher increase in perceived volume than allowable under the present noise ordinance seems to be unreasonable at best.

I respectfully ask that the substantial relief being given to industrial and commercial uses being proposed at the expense of residential users be fully evaluated before a new noise ordinance is put into place.

Thank you,

Jerry Jasper
130 Burano Ct
North Venice, FL