

AN ACT

*Codification
District of
Columbia
Official Code*

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IN THE COUNCIL OF DISTRICT OF COLUMBIA

To amend, on a temporary basis, the District of Columbia Noise Control Act of 1977 to clarify the definition of noise disturbance to provide that noise meter readings are not required evidence of violations of the reasonable person standard that occur outside of the Central Employment Area.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Noise Control Clarification Temporary Amendment Act of 2002".

Sec. 2. Section 3(n) of the District of Columbia Noise Control Act of 1977, effective March 16, 1978 (D.C. Law 2-53; 20 DCMR § 2799.1), is amended by striking the second sentence and inserting new sentences in its place to read as follows: "In making a determination of a noise disturbance, the Mayor shall consider the location, time of day when the noise is occurring or will occur, and the duration of the noise. In addition, the Mayor may consider the magnitude of the noise relative to the maximum permissible noise levels permitted under this act, the possible obstruction or interference with vehicular or pedestrian traffic, the number of people that are or would be affected, and such other factors as are reasonably related to the impact of the noise on the health, safety, welfare, peace, and quiet of the community.".

DCMR

Sec. 3. This bill will have no ascertainable fiscal impact as it merely clarifies the Council's intent that noise meter readings are not required to prove violations of the act outside of the Central Employment Area.

Sec. 4. Effective date.

(a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved

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December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.

Chairman
Council of the District of Columbia

Mayor
District of Columbia