

ORDINANCE NO. 2136

AN ORDINANCE to amend and reordain subsection (1) of subsection (A) and subsection (2) of subsection (F), all of Section 22A-5 and to amend section 22A-6 by adding thereto a new subsection numbered (h), all of Chapter 22A of The Code of the City of Alexandria, Virginia, 1963, as amended; which Chapter 22A relates to NOISE CONTROL, which Section 22A-5 relates to SAME--DECIBEL PROVISIONS, which subsection (A) thereof relates to CLASSIFICATION OF USE AREAS, which subsection (1) thereof relates to APPLICABLE LIMITING NOISE LEVELS FOR PROPERTY, which subsection (F) of said section 22A-5 relates to NOISES--RAIL RAPID TRANSIT SYSTEMS which subsection (2) thereof relates to APPLICABLE LIMITING NOISE LEVELS FOR OPERATION OF RAIL RAPID TRANSIT SYSTEM TRAINS, which section 22A-6 relates to EXEMPTIONS, and which new subsection (h) thereof relates to EXEMPTION OF RAIL RAPID TRANSIT SYSTEMS FROM CHANGES IN APPLICABLE NOISE LEVELS.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That subsection (1) of subsection (A) of section 22A-5, Chapter 22A of The Code of the City of Alexandria, Virginia, 1963, as amended, be and the same hereby is amended and reordained to read as follows:

(1) Except as otherwise provided by this chapter, on or after July 1, 1977, it shall be unlawful to project a sound or noise beyond the boundaries of the property from which such noise emanates which exceeds any of the limiting noise spectra set forth in tables I and II of this subsection which are applicable to that property. For the purposes of this section, the limiting noise spectra set forth in Table I of this subsection for industrial use areas shall be deemed to be the limiting noise spectra applicable to any property which is not located in a residential, commercial or industrial use area.

Section 2. That subsection (2) of subsection (F) of section 22A-5, Chapter 22A of The Code of the City of Alexandria, Virginia, 1963, as amended, be and the same hereby is amended and reordained to read as follows:

(2) It shall be unlawful to operate or permit to be operated in the city a rail rapid transit system train which emits maximum transient noise levels in excess of those set forth in table V below. The measurement of sound or noise shall be made with sound level meters, type 1 or type 2 meeting the standards prescribed by the American National Standards Institute, Inc., New York, New York. A calibration shall be made of the sound level meter at the time of any noise measurement. The slow meter response of the sound level meter shall be used. Measurement shall be approximately five (5) feet aboveground and a windscreen for the microphone shall be used when required. For purposes of this subsection, the limiting noise level set forth in part (c) of table V below shall be deemed to be the noise level applicable to transient noise which is emitted in an area that is not a residential, commercial or industrial use area.

TABLE V

LIMITING NOISE LEVELS*

(Aboveground Trains)

(a) Residential	75dB(A)
(b) Commercial	80dB(A)
(c) Industrial	90dB(A)

*At a point 100 feet from track centerline, or the nearest non-industrial property line, whichever is the greater distance from the track centerline.

Section 3. That section 22A-6 of Chapter 22A of The Code of the City of Alexandria, Virginia, 1963, as amended, be and the same hereby is amended by adding thereto a new subsection numbered (h) to read as follows:

(h) Noises resulting from the operation of rail rapid transit systems, provided such noise does not exceed the noise level set forth in section 22A-5(F) of this chapter applicable on July 1, 1977 at the point at which the noise occurs.

Section 4. That the title of and an informal memorandum explaining this ordinance shall be published in a newspaper of general circulation published in the city not later than five days following its introduction together with a notice containing the time and place for a public hearing. The city clerk shall have the full text of this ordinance printed in sufficient numbers to supply copies to meet request. The city clerk shall note the date of introduction and first reading, the date of publication, the date of the public hearing, and the date of the second reading and final passage in the minutes of the meeting. This ordinance shall become effective the date of its final passage.

FRANK E. MANN
Mayor

Final Passage: October 26, 1976