



City of Annapolis
Signature Copy
O-28-23



..Title

City Noise Prohibitions and Enforcement – For the purpose of updating the Annapolis City Code noise prohibition section by adding a ban on certain noise in residential areas; expanding enforcement; and generally related to noise prohibitions.

..Body

CITY COUNCIL OF THE
City of Annapolis

Ordinance 28-23

Introduced by: Alderwoman Tierney

Co-sponsored by: Aids. Savidge, O'Neill, Arnett

Referred to:

Public Safety Committee

Environmental Matters Committee

Rules & City Government Committee

AN ORDINANCE concerning
gran

City Noise Prohibitions and Enforcement

FOR the purpose of updating the Annapolis City Code noise prohibition section by adding a ban on certain noise in residential areas; expanding enforcement; and generally related to noise prohibitions.

BY repealing and reenacting with amendments the following portions of the Code of the City of Annapolis, 2023 Edition
11.12.020

SECTION I: BE IT ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL that the Code of the City of Annapolis shall be amended to read as follows:

Title 11 - PUBLIC PEACE, MORALS AND WELFARE
Chapter 11.12 - Public Peace and Order
Section 11.12.020 Noise prohibition.

A. Code of Maryland Regulations 26.02.03.01 and 26.02.03.02, as amended from time to time, are hereby adopted as the Environmental Noise Standards of the City of Annapolis except that the maximum decibel levels allowed within the City of Annapolis are set forth in the following table, which table shall supersede Code of Maryland Regulation 26.02.03.02 Table 1:

Area or activity	Maximum decibel level may not exceed:	
	Daytime hours of 7 a.m. to 10 p.m.	Nighttime hours of 10 p.m. to 7 a.m.
Residential zoning districts as identified in Chapter 21.40	65 dBA	55 dBA
Office and mixed use districts as identified in Chapter 21.44	67 dBA	62 dBA
Commercial and industrial zoning districts as identified in Chapter 21.42	75 dBA	75 dBA

B. Code of Maryland Regulations 11.14.07.02 through 11.14.07.12, as amended from time to time, are hereby adopted as the Motor Vehicle Noise Standards of the City of Annapolis.

C. A violation of this section is subject to penalty pursuant to Section 11.12.120.

A. Additional Definitions. For the purposes of this section, the following terms have the following meanings:

1. "Residential district" means resident district zones per Title 21 § 06.010(A) and as shown on the zoning map entitled "City of Annapolis Zoning District Map".

B. Generally.

1. Code of Maryland Regulations 26.02.03.01 (Definitions) and 26.02.03.02 (Environmental Noise Standards) are adopted as the Environmental Noise Standards of the City of Annapolis.
2. In addition to state standards, the City of Annapolis noise standards shall include:
 - a. Sound levels. The maximum allowable decibel noise levels shall follow the Code of Maryland Regulations 26.02.03.02 (Environmental Noise Standards). The following chart shows sound levels allowed in specific City of Annapolis zoning districts.

City Zoning Districts	Maximum decibel level may not exceed:	
	Daytime hours of 7 a.m. to 10 p.m.	Nighttime hours of 10 p.m. to 7 a.m.
Residential zoning districts, as identified in Chapter 21.40	65 dBA	55 dBA
Office and mixed use districts, as identified in Chapter 21.44	67 dBA	62 dBA

Commercial and industrial zoning districts as identified in Chapter 21.42	75 dBA	75 dBA
---	--------	--------

b. Sound levels from water.

- i. The noise levels from a boat on the water shall be measured from any point on land.
- ii. Allowable levels of boat noise from the water as measured from land shall be the same decibel levels and during the hours allowed, in Maryland Regulations 26.02.03.02 (Environmental Noise Standards).

3. Motor vehicle noise. Code of Maryland Regulations 11.14.07.02 through 11.14.07.12 are hereby adopted as the Motor Vehicle Noise Standards of the City of Annapolis.

C. Prohibited. The following are prohibited from being used in the City:

1. A combustion engine-powered, handheld, backpack, or walk-behind leaf blower or leaf vacuum as of December 30, 2024;
2. High-frequency sound emitters designed for animal or pet deterrence.

D. Fines. A violation of this section shall subject violators to fines in accordance with Section 11.12.120 of this title and the annual Fines Schedule found in the City Code appendices.

Title 11 - PUBLIC PEACE, MORALS AND WELFARE

Chapter 11 - Public Peace and Order.

Section - 11.12.120 Public peace and order.

- A. Generally. A violation of any provision of this chapter is declared a municipal infraction, and for each violation the violator shall be subject to a fine as established by resolution of the City Council.
- B. Noise. Violations of the City's noise ordinance, Title 11 § 12.020, shall be subject to enforcement by the Director of Planning and Zoning, the Police Chief, or their designees ("Enforcement Official").
 1. The Enforcement Official is not required to issue a warning notice.
 2. Each subsequent offense by the same individual, group or property owner(s) shall be cited at the next highest fine.
 3. In consultation with the City Attorney or their designee, the Enforcement Official may seek additional legal remedies as appropriate under the circumstances.

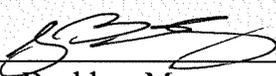
SECTION II: AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL that this ordinance shall take effect upon adoption.

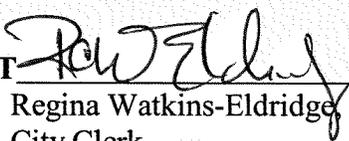
ADOPTED this 12th day of February 2024.

Aye: 8 Mayor Buckley, Alderwoman Tierney, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Schandelmeier, Alderman Savidge, and Alderman Arnett

Absent: 1 Alderman Gay

**THE ANNAPOLIS CITY
COUNCIL**

 Date: 2/26/24
Gavin Buckley, Mayor

ATTEST  Date: 2/26/24
Regina Watkins-Eldridge, MMC,
City Clerk