



CITY OF BOSTON

IN THE YEAR TWO THOUSAND TEN

AN ORDINANCE REGARDING NOISE ORDINANCE ENFORCEMENT

- WHEREAS,* The City is committed to reducing unnecessary noise pollution and existing ordinance CBC Chapter 16-26 regulates noise levels to maintain the best quality of life for Bostonians; *and,*
- WHEREAS,* There is an increasing problem stemming from loud power vent exhaust systems. These power vents are often installed by professionals or homeowners who fail to ensure compliance with City noise standards; *and,*
- WHEREAS,* It is in the interest of all community members to limit the amount of noise pollution in our neighborhoods. One way to do this is to ensure that power vent exhaust system installers are aware of these standards and take all means possible to ensure installation complies with appropriate noise levels; *and,*
- WHEREAS,* The City of Cambridge faced a similar issue and resolved it by implementing a program within their Inspectional Services Department that ensures anyone receiving a permit for this type of installation, as required by state law, signs an affidavit certifying that the applicant is doing everything possible to ensure that installation will not violate Cambridge's noise code; *and,*
- WHEREAS,* Imposing this affidavit requirement as a condition of receiving a permit will assist in ensuring that our noise standards are met and that City residents can continue to enjoy their neighborhoods free from noise pollution. *NOW, THEREFORE*

Be it ordained by the City Council of Boston, as follows:

Section 1.

CBC Chapter XVI is hereby amended by appending the following new paragraph after the first paragraph of section 16-26.10:- "As a condition of any permit issued by the Commissioner of Inspectional Services for any power vent exhaust systems installation associated with plumbing or gas fitting work pursuant to M.G.L. c. 142 and state building code regulations, the applicant shall be required to submit a written affidavit, duly sworn, on a form provided by the Commissioner certifying that he or she will take the necessary actions to ensure that the installation will not result in noise levels exceeding those allowed by this section. However, said applicant shall not be responsible for a power vent exhaust system that does not comply with noise levels permitted by this section if said noncompliance is wholly unrelated to the original installation and said applicant is not the power vent exhaust system's owner. The Commissioner

of Inspectional Services shall make a copy of this section available to all applicants upon permit application.”

Filed on: February 1, 2010