

ORDINANCE #15-09

AN ORDINANCE TO AMEND TITLE 9 OF THE MUNICIPAL CODE REGULATING THE EXTERNAL PLAYING OF MUSIC BY SOLICITORS WITHIN THE TOWN OF NOLENSVILLE, TENNESSEE

WHEREAS, the Charter of the Town of Nolensville, Tennessee authorizes the Town to pursue the enforcement of certain activities necessary to promote the health, safety and welfare of the inhabitants of the Town of Nolensville; and,

WHEREAS, the Nolensville Municipal Code (NMC) requires peddlers, transient vendors, solicitors, and street barkers to be permitted in accordance with the provisions of Title 9; and,

WHEREAS, the Board of Mayor and Aldermen for the Town of Nolensville wishes to exercise its authority to regulate the external playing of music by solicitors within the Town of Nolensville

NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN that Title 9-105 of the NMC is amended as follows:

Section 1: **The section within Title 9-105 currently reads as follows:**

Restrictions on peddlers, street barkers and solicitors. No peddler street barker, solicitor, or solicitor for subscriptions shall:

(4) Call attention to his business or merchandise or to his solicitation efforts by crying out, by blowing a horn, by ringing a bell, or creating other noise, except that the street barker shall be allowed to cry out to call attention to his business or merchandise during recognized parade or festival days of the town.

Shall be amended to read as follows:

Restrictions on peddlers, street barkers transient vendors and solicitors. No peddler street barker, transient vendor , solicitor, or solicitor for subscriptions shall:

(4) Call attention to his business or merchandise or to his solicitation efforts by crying out, by blowing a horn, by ringing a bell, or creating other noise, except that

(a) Street barkers shall be allowed to cry out to call attention to his or her business or merchandise during parade or festival days recognized by the Town.

(b) Transient vendors of food may be allowed to play music not to exceed 75 dB at the Right of Way between 7:00 a.m. and 7:00 p.m. and not to exceed 60 dB between 7:00 p.m. and 7:00 a.m. at the Right of Way, as is to be stated on the Solicitor's Permit application.

(c) Nothing contained in this Ordinance shall be construed to allow a mobile food vendor to be released or excused from compliance with the requirements of Tennessee Code Annotated 55-8-193.

This ordinance shall become effective after its passage and adoption, the public welfare demanding it.

Approved by the Board of Mayor and Alderman

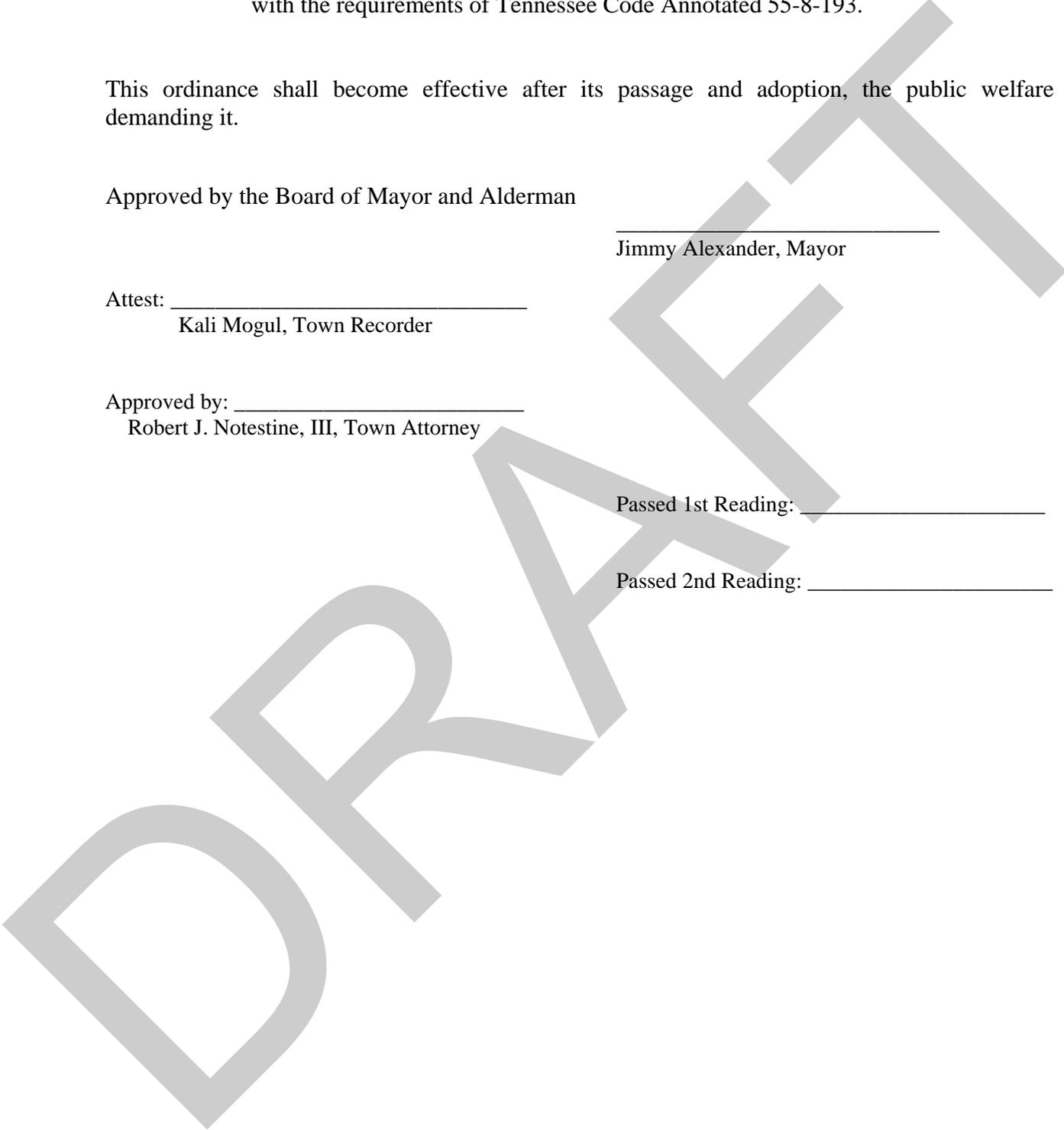
Jimmy Alexander, Mayor

Attest: _____
Kali Mogul, Town Recorder

Approved by: _____
Robert J. Notestine, III, Town Attorney

Passed 1st Reading: _____

Passed 2nd Reading: _____



Decibel Exposure Time Guidelines

How loud is too loud?

Exposure Time Guidelines

Accepted standards for recommended permissible exposure time for continuous time weighted average noise, according to [NIOSH and CDC, 2002](#). For every 3 dBAs over 85dBA, the permissible exposure time before possible damage can occur is cut in half.

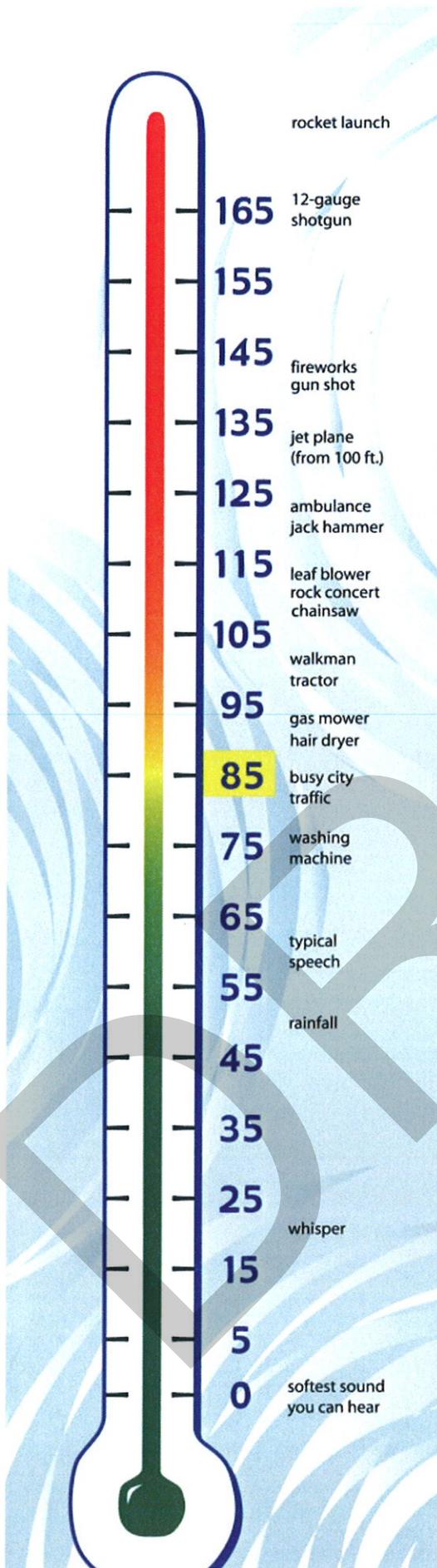
Continuous dB	Permissible Exposure Time
85 dB	8 Hours
88 dB	4 hours
91 dB	2 hours
94 dB	1 hour
97 dB	30 minutes
100 dB	15 minutes
103 dB	7.5 minutes
106 dB	3.75 minutes (< 4 min)
109 dB	1.875 minutes (< 2 min)
112 dB	.9375 min (~ 1 min)
115 dB	.46875 min (~ 30 sec)

The Noise Navigator®: a database of over 1700 noise sources.

Developed by Elliott Berger, MS, Senior Scientist with 3M Occupational Health and Environmental Safety Division.

- Noise Navigator Spreadsheet - http://www.e-a-r.com/pdf/hearingcons/Noise_Nav.xls – see the tabs at the bottom of the page to find sound levels for settings occupational, non-occupational, military, aircraft, etc.
- E.A.R. Hearing Conservation FAQs - http://www.e-a-r.com/hearingconservation/faq_main.cfm (Visit this link for a list of interesting articles and graphics.)

(See item 2 on this list of interesting articles and graphics.)



RAFFT