

# Hear No Evil: Midtown Sound & Noise

## Residential Dwelling Restrictions, per Sec. 74-131(c)

It is unlawful for any person to make...any noise in such a manner as to be plainly audible to any other person a distance of five (5) feet beyond the adjoining property line or boundary of any (residential dwelling unit) with adjoining points of contact (including ceiling, floor, walls or common areas) with another residential dwelling unit owned, rented, or leased by different person(s).

## General Noise/Sound, per Sec. 74-131 (a,b)

### Typology Restrictions

Except public safety, emergency, City work, special events, learning institution event, sporting event, or normal manufacturing, government( including MARTA) or commercial activities per Sec. 74-132; or granted a temporary variance by the Dept. of City Planning, per Sec. 74-135.

### Zoning District

	Zoning District				Audible Distance
	MIXED USE (i.e. SPI-16, MRC)		SINGLE or MULTI-FAMILY RESIDENTIAL (i.e. SPI-17, Ansley Park, Midtown Neighborhood)		
	DAY	NIGHT	DAY	NIGHT	
WEEK	SUN - THURS 7 am – 11 pm	SUN – THURS 11 pm – 7 am	SUN – THURS 7 am – 11 pm	SUN – THURS 11pm – 7 am	
WEEKEND	FRI & SAT 7 am – 12 am	SAT & SUN 12 am – 7 am	FRI & SAT 7 am – 12 am	SAT & SUN 12 am – 7 am	
Mechanical Sound-Making Devices	500 feet	300 feet	300 feet	100 feet	
Human Produced Sounds & Commercial Advertising	500 feet	300 feet	300 feet	100 feet	
Party Noise	500 feet	300 feet	300 feet	100 feet	

### Mechanical Sound-Making Devices

- "...machines or devices for the producing, reproducing or amplifying of sound and/or noise at such a volume and in such a manner so as to create, or cause to be created, any noises or sounds which are plainly audible\*..."

### Human Produced Sounds & Commercial Advertising

- "...(to) yell, shout, hoot, whistle, or sing on the public streets or sidewalks or on private property so as to create, or cause to be created, any noises or sounds which are plainly audible\*..."

### Party Noise

- "...(person) in charge of a party or other social event that occurs on any private property to allow that party or social event to produce noise in such a manner that such noise is plainly audible\*..."
- Such person "shall mean any adult person who resides in or on the premises involved in such party or social event and is present at such party or social event." per Sec. 74-131(4).

\* "plainly audible" shall be measured "...by the auditory senses of a person standing at a distance no less than the required minimum distance from the source of the sound. For music and other noise, words and phrases need not be discernable. For music and other noise, bass reverberations are included." per Sec. 74-130.

## Special Noise/Sound, per Sec. 74-133 & 74-134

Landscape Equipment Noise	Only to be audible within 300' of a residential or mixed-use zoning district.	DAILY 8 am – 8 pm	
Construction & Vehicle Activity Noise	Only to be audible within 100' of a residential or mixed-use zoning district.	WEEKDAY 7 am – 8 pm	WEEKEND & HOLIDAY 9 am – 8 pm

## Outdoor Music, per Sec. 16-18P.005 (4.a)

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