

# City Council Meeting Agenda Item Data Sheet

Meeting Date: June 17, 2024

**Topic:**

Adopt, on Second Reading, Ordinance 2024-17, an Ordinance of the City of Tomball, Texas amending its Code of Ordinances by amending Chapter 18-Environment, Article IV.-Noise, by deleting Section 18-192.-Maximum sound levels and modifying Section 18-195.-Defenses; providing for a penalty of an amount not to exceed \$2,000 for each day of violation of any provision hereof; providing for severability, making findings of fact; and providing for other related matters.

**Background:**

First Reading passed and approved during the June 3, 2024, Regular City Council meeting.

At the May 20<sup>th</sup> Joint Workshop, City Staff was directed to omit the following regulations in Chapter 18-Environment, Article IV.-Noise:

- Section 18-192 pertaining to octave band center frequencies.
- Section 18-195 pertaining to a defense to the provisions of the Article IV.-Noise “by spectators and participants at lawfully scheduled amphitheater event”.

All other existing noise provisions in Chapter 18 are proposed to remain unchanged, including the maximum permissible sound levels specified in Section 18-191 which prohibits the generation of any sound of such a nature as to cause persons occupying or using any property other than the property upon which the sound is being generated to be aware of sympathetic vibrations or resonance caused by the sound. Also, any sound that unreasonably disturbs, injures, or endangers the comfort, repose, health, peace, or safety of others is considered a violation.

**Origination:** Community Development Department

**Recommendation:** Approval

**Party(ies) responsible for placing this item on agenda:** Craig T. Meyers, P.E.

**FUNDING (IF APPLICABLE)**

Are funds specifically designated in the current budget for the full amount required for this purpose?

Yes: \_\_\_\_\_ No: \_\_\_\_\_ If yes, specify Account Number: # \_\_\_\_\_  
If no, funds will be transferred from account # \_\_\_\_\_ To account # \_\_\_\_\_

Signed \_\_\_\_\_ Approved by \_\_\_\_\_  
Staff Member \_\_\_\_\_ Date \_\_\_\_\_ City Manager \_\_\_\_\_ Date \_\_\_\_\_