

DEPARTMENT OF PUBLIC SAFETY
LICENSE SECTION

SECTION 2329.11 COMMUNITY NOISE RULES & REGULATIONS

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Pursuant to **Columbus City Codes Section 2329.11(D)(c)** which reads:

"Outdoor gatherings, public dances, shows, and sporting and entertainment events, provided these events are conducted pursuant to a permit or license issued by the Section of Licensing. Public works projects as authorized by the State and/or other political subdivisions. "

and **Columbus City Codes Section 2329.11(F)(2)** which reads:

"Any person who violates any provision of Section 2329.11 other than those specified in 2329.11(F) (1) which is not covered by variance or permit may file an application with the Director of Public Safety for a variance. The applicant shall set forth all actions taken to comply with said provision, the reasons why compliance cannot be achieved, the proposed method for achieving compliance, and the proposed time schedule for its accomplishment

The application shall be accompanied by a fee in the amount of one hundred dollars (\$100). A separate application shall be filed for each noise source; however, several mobile sources under common ownership, or several fixed sources on a single property may be combined into one application. Upon receipt of said application and fee, the Safety Director will render a decision within 30 calendar days. "

The following general rules and regulations are established to provide procedural requirements for the processing and issuance of a Noise Variance or Noise Permit:

These rules and regulations will be distributed to the applicant of said permit or variance and posted on the License Section website at: <http://www.columbus.gov/Templates/Detail.aspx?id=65511>

Issuance of Noise Permit or Variance:

The following requirements must be met prior to the issuance of a permit or variance:

- ✓ Compliance with application procedures
- ✓ Payment of the required fee

A. Application Procedures

1. Permit and variance applications shall contain all information required.
 - a. Name, home address, social security number, date of birth, height, weight, hair color and eye color, place of birth (If born outside of the United States, proof of citizenship or alien registration cards must be submitted at the time of application, no exceptions.) and the applicant's place of business.
 - b. Name, home address and business address of the owner of the sound equipment.
 - c. General description of gathering.
 - d. Statement as to whether noise will be stationary or on a moving truck.
 - e. If on a moving sound truck, a general description of the sections of the city in which it will be operated, a license plate number and a general description of the vehicle is necessary.
 - f. If operated from a stationary position, a general statement as to the location and size of the area is necessary.
 - g. The proposed time equipment will be in operation.
 - h. The approximate maximum distance sound would be thrown from the equipment during operation.
 - i. If equipment will be used within a thousand feet of a residential area, the application must be accompanied by written consent (on forms provided by the License Section) and signed by at least 70% of the tenants or owners occupying such dwellings.

NOTE: Businesses or residences located on Lane Avenue between Olentangy River Road on the west and N. High Street on the east, during Ohio State University football home games are exempt from Section A(1)(i), provided the event for which the permit is necessary concludes by 10:00 p.m.

2. Permit and variance applications shall be on forms designated by the License Section and shall be fully completed in ink or be typewritten.
3. Permit and variance applications shall be completed by the person responsible for organizing that, which is to be permitted, or issued a variance.
4. The required application information is for the purpose of ensuring the proper identification of applicant. The submission of incomplete or inaccurate application information is cause for the denial of the permit or variance.
5. Applications for the permit and the variance must be properly authenticated by License Section personnel. The applicant must furnish proof of identification as follows:
 - a. State of Ohio driver's permit.
 - b. State of Ohio identification card.
 - c. Other photo identification bearing the applicant's date of birth and social security number.
 - d. A combination of photo identification, birth certificate, and social security card. Social Security cards alone are not acceptable as an only verification of identification.

- ✓ *The spelling of the applicant's name, the date of birth, Social Security Number or Federal Identification Number and the Alien Registration Number will be verified and initialed by License Section personnel. The applicant will swear or affirm that the information is true as submitted.*
- 6. Applications filed with the License Section become the property of the City of Columbus and are a matter of public record as provided by law.

NOTE: Social Security Numbers WILL NOT be released under the Public Information Act.

- 7. Applicants must be eighteen (18) years of age to obtain a permit or a variance.

B. Community Noise Violation History (Section 2329.11)

1. Noise Ordinance violation history checks are required of all applicants; these checks will be made by the Columbus Police Department and through criminal background checks. Applicants will be advised at the time of inquiry or application what is procedurally necessary to obtain a criminal background record check.
2. Any person determined to be in violation of Chapter 2329.11 will not be eligible to apply for a permit or variance for two (2) years from the date of conviction.
3. According to the provisions of Columbus City Codes Chapter 501, applicants will be advised at the time of inquiry or application what type of criminal convictions will prohibit issuance of the permit or variance.

NOTE: Confirmed order-ins and warrants for arrest are cause for the denial of both the permit and the variance.

4. Criminal background checks cannot be more than 30 days old at the time of application.

C. Hours of Operation

In order to protect the good order and quiet of the City, it shall be unlawful for any Community Noise Permit holder or Community Noise Variance holder to cause noise between the hours of 12:00 A.M. and 8:00 A.M.

D. Fees

1. The permit fee for a Community Noise Permit is one hundred fifty dollars (\$150.00) per day per location, plus \$10.00 Application Fee (Two (2) checks required).

2. The variance fee for a Community Noise Variance is one hundred dollars (\$100.00) per day per location, plus \$10.00 Application Fee (Two (2) checks required).
3. Applicant may pay by check, money order, or cash. Checks and money orders are to be made payable to "City Treasurer-License Section".
4. The following procedures and penalties will apply to returned checks:
 - a. A service fee of \$25.00 must be paid for each returned check in addition to the check amount.
 - b. Re-payment must be in cash, money order or bank cashier's check payable to "City Treasure-License Section".
 - c. Future permit fees paid by check from such applicant will not be accepted.
5. **No refund will be given for a properly issued permit.**