

**BOROUGH OF PARKSIDE  
DELAWARE COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 577**

**AN ORDINANCE OF THE BOROUGH OF PARKSIDE,  
DELAWARE COUNTY, PENNSYLVANIA, RESCINDING  
CHAPTER 116-4 OF THE GENERAL CODE OF THE BOROUGH  
OF PARKSIDE ENTITLED "NOISE" AND ADOPTING A NEW  
CHAPTER 116-4 ENTITLED "NOISE CONTROL"**

The Borough Council of Parkside Borough, Delaware County, Pennsylvania does hereby ENACT and ORDAIN that:

SECTION I: §116-4 of the General Code of the Borough of Parkside entitled "Noise" is hereby rescinded in its entirety.

SECTION II: §116-4 of the General Code of the Borough of Parkside shall henceforth be entitled "Noise Control" and shall read as follows:

**1. POLICY.**

Whereas excessive noise is detrimental to the health, comfort, living conditions, welfare and safety of the citizens of the Borough of Parkside, it is hereby declared to be the policy of the Borough of Parkside to safeguard the citizens of the Borough from noise pollution.

**2. DEFINITIONS.**

The following words, terms and phrases, when used in this chapter, unless the context clearly indicates otherwise, shall have the following meanings respectively ascribed to them:

**A-WEIGHTED SOUND LEVEL**

A- The sound pressure in decibels as measured on a sound level meter using the weighted network and read as "dBA."

**IMPULSIVE SOUND**

Sounds of short duration, usually less than one second, with an abrupt onset and rapid decay.

**NOISE DISTURBANCE**

Any sound which:

- A. Endangers or injures the safety or health of humans;
- B. Annoys or disturbs a reasonable person of normal sensitivities;
- C. Endangers or injures personal property; or
- D. Exceeds the maximum permissible sound levels set forth in the regulations.

**PERSON**

Any individual, partnership, association, syndicate, company, firm, trust, corporation or other entity recognized by law as the subject of rights and duties, including any governmental agency.

**REAL PROPERTY BOUNDARY**

An imaginary line along the ground surface, and its vertical extension, which separates the real property owned by one person from that owned by another person, but not including intrabuilding real property divisions.

**SOUND LEVEL**

The weighted sound pressure level obtained by the use of a sound-level meter with an A-weighting frequency network as specified in American National Standards Institute specifications for sound-level meters (ANSI S1. 4-1971 or the latest approved revision thereof). All terminology not defined here shall be in conformance with applicable publications of the American National Standards Institute or its successor body.

**3. NOISE CONTROL OFFICER.**

A. Authorized position. The Code Enforcement Officer, police officers and other persons as may be designated by the Borough Council, shall serve as Noise Control Officers.

B. Duties. Noise Control Officers shall have the powers and duties to:

- (1) Enforce the provisions of this chapter and the rules and regulations contained herein.
- (2) Receive and initiate complaints of violations of the regulations of this chapter.
- (3) Upon presentation of proper credentials, enter and inspect any private property or place and inspect any report or records at any reasonable time when granted permission by the owner or by some other person with apparent authority to act for the owner. When permission is refused or cannot be obtained, a search warrant may be obtained from a court of competent jurisdiction upon showing of probable cause to believe that a violation of this chapter may exist. Such inspection may include administration of any necessary tests.
- (4) Send written notice of any violation of this chapter to the person responsible for the violation.
- (5) Institute prosecution for violation of the regulations of this chapter.

**4. REGULATIONS.**

A. No person shall unreasonably make, continue or cause to be made or

continued any noise disturbance:

- (1) Across a real property boundary or between adjacent units of a multiple-family dwelling, except for activities open to the public for which a permit has been issued by a Noise Control Officer.
- (2) At a distance extending more than 50 feet from a noise-producing device, when operated in or on a motor vehicle on a public right-of-way or public space.

B. No person shall make, continue or cause to be made or continued any noise disturbance between the hours of 10:00 p.m. and 7:00 a.m. the following day when the noise produced is associated with:

- (1) The operation of an instrument, sound amplifier or similar device which reproduces, produces or amplifies sound.
- (2) The loading, unloading, opening, closing or other handling of boxes, crates, containers, building materials, garbage cans or similar objects.
- (3) Operating or permitting the operation of any tools or equipment used in construction, drilling, demolition work or home maintenance.
- (4) The operation of powered model vehicles, motorboats, domestic power tools and other motor-driven apparatus; repairing, rebuilding, modifying or testing any motor-operated vehicle, motorcycle, powered model vehicle, motor-driven apparatus or power tool.
- (5) The operation of an electronic insect device which emits unreasonable noises.

C. No person shall operate or cause to be operated on private property any source of sound in such a manner that creates a sound level greater than the limits set forth for the receiving land use category specified below when measured at the real property boundary of the property on which the source of the sound is located.

- (1) Table.

**Maximum Cumulative Time Allowed at Sound Level  
Limit in Any 24-Hour Period**

<b>Sound Level Limit (dBA)</b>	<b>Day (7:00 a.m. to 10:00 p.m.)</b>	<b>Night (10:00 p.m. to 7:00 a.m.)</b>
Less than or equal to 50	14 hrs.	8 hrs.
55	14 hrs.	4 hrs. 30 min.

60	7 hrs. 30 min.	1 hr. 0 min.
65	1 hr. 30 min.	30 min.
70	45 min.	5 min.
75	9 min.	3 min.
80	5 min.	1 min.
85	1 min.	0 min.
Greater than or equal to 90	0 min.	0 min.


- (2) For any source which emits a pure tone sound, the maximum time of operation will be for the next lower sound (dBA) level in the above table.

**5. VIOLATIONS AND PENALTIES.**

Any person, persons, company or corporation violating the provisions of this ordinance shall, upon arrest and conviction thereof, pay a fine of not less than \$300, plus costs, for the first offense; not less than \$600 for the second offense committed within a period of one year; not less than \$1,000 for the third offense committed within a period of one year; and not less than \$1,000 for subsequent offenses committed within a period of one year, plus court costs in all cases.


Enacted and Ordained this 15th day of November 2023.

**PARKSIDE BOROUGH**

**ATTEST:**   
 \_\_\_\_\_  
 ROBERT J. PLATT  
 Secretary

**BY:**   
 \_\_\_\_\_  
 ANNA GUY  
 President

**APPROVED** this 15th day of November 2023.

**BY:**   
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 KIMBERLY ROMAN  
 Mayor

