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By: **Delegate Grosfeld**

Introduced and read first time: February 11, 2000

Assigned to: Environmental Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Noise Control - Industrial Equipment - Continuous Noise**

3 FOR the purpose of establishing a maximum sound level limit for certain continuous  
4 noise generated by an industrial equipment source; defining a certain term; and  
5 generally relating to the control of continuous noise generated by an industrial  
6 equipment source.

7 BY renumbering  
8 Article - Environment  
9 Section 3-101(e) through (h), respectively  
10 to be Section 3-101(f) through (i), respectively  
11 Annotated Code of Maryland  
12 (1996 Replacement Volume and 1999 Supplement)

13 BY adding to  
14 Article - Environment  
15 Section 3-101(e)  
16 Annotated Code of Maryland  
17 (1996 Replacement Volume and 1999 Supplement)

18 BY repealing and reenacting, with amendments,  
19 Article - Environment  
20 Section 3-401(c)  
21 Annotated Code of Maryland  
22 (1996 Replacement Volume and 1999 Supplement)

23 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
24 MARYLAND, That Section(s) 3-101(e) through (h), respectively, of Article -  
25 Environment of the Annotated Code of Maryland be renumbered to be Section(s)  
26 3-101(f) through (i), respectively.

27 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland  
28 read as follows:

Article - Environment

1 3-101.

2 (E) (1) "INDUSTRIAL EQUIPMENT" MEANS PROPERTY, FACILITIES, OR  
3 EQUIPMENT INVOLVING THE FABRICATION, MANUFACTURE, OR PRODUCTION OF  
4 GOODS AND SERVICES.

5 (2) "INDUSTRIAL EQUIPMENT" INCLUDES POWER GENERATING  
6 EQUIPMENT AND VENTILATION SYSTEMS.

7 3-401.

8 (c) (1) In adopting sound level limits and noise control rules and  
9 regulations, the Department shall consider, among other things:

- 10 (i) The residential, commercial, or industrial nature of the area  
11 affected;
- 12 (ii) Zoning;
- 13 (iii) The nature and source of various kinds of noise;
- 14 (iv) The degree of noise reduction that may be attained and  
15 maintained using the best available technology;
- 16 (v) Accepted scientific and professional methods for measurement  
17 of sound levels; and
- 18 (vi) The cost of compliance with the sound level limits.

19 (2) The sound level limits adopted under this subsection shall be  
20 consistent with the environmental noise standards adopted by the Department.

21 (3) The sound level limits and noise control rules and regulations  
22 adopted under this subsection may not prohibit trapshooting or other target shooting  
23 on any range or other property in Frederick County that the Frederick County  
24 Department of Planning and Zoning has approved as a place for those sporting  
25 events.

26 (4) The sound level limits and noise control rules and regulations  
27 adopted under this subsection shall be as follows for residential heat pumps and air  
28 conditioning units:

- 29 (i) Residential heat pumps 75dba.
- 30 (ii) Residential air conditioning units 70dba.

31 (5) THE SOUND LEVEL LIMITS AND NOISE CONTROL REGULATIONS  
32 ADOPTED UNDER THIS SUBSECTION SHALL PROHIBIT A CONTINUOUS NOISE  
33 GENERATED BY AN INDUSTRIAL EQUIPMENT SOURCE FROM EXCEEDING 40DBA.

1           [~~(5)~~]   (6)   (i)       The sound level limits and noise control regulations  
2 adopted under this subsection may not prohibit trapshooting, skeetshooting, or other  
3 target shooting between the hours of 9 a.m. and 10 p.m. on any range or other  
4 property of a shooting sports club that is chartered and in operation as of July 1, 1983.  
5 However, this prohibition does not apply if the sports shooting club moves to a parcel  
6 of land that is not contiguous to the location of the club on July 1, 1983.

7                           (ii)       This paragraph does not apply in Allegany, Anne Arundel,  
8 Baltimore City, Calvert, Charles, Garrett, Howard, Montgomery, St. Mary's, and  
9 Washington Counties.

10       SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
11 October 1, 2000.