

RESOLUTION NO. 211450 AUG 29 1974

WHEREAS, Section 65302 of the California Government Code places a requirement upon The City of San Diego to adopt a Noise Element for the General Plan and sets the date of September, 1974, for adoption of such element; and

WHEREAS, the City Council has found that noise contour maps, which identify areas in which the Community Noise Equivalent Level (CNEL) is 65dB or more, must be developed as a part of that noise element; and

WHEREAS, the Commission of Housing and Community Development of the State of California recently promulgated, in Section 1092 of Article 4 of Title 25 of the Administrative Code, Noise Insulation Standards which are applicable to new multiunit residential buildings; and

WHEREAS, said Administrative Code requires acoustical analysis when new buildings are located in areas having a CNEL of 60dB or more which will require noise contour maps; and

WHEREAS, the noise contour maps presently being developed for use by The City of San Diego only provide contours below 65dB in the vicinity of thirteen hospitals, Brown Field and Montgomery Field; and

WHEREAS, under the provisions of subsection 1092(b) of said Administrative Code, it is the requirement that the noise insulation regulations become effective six months

after adoption by the Commission (adopted February 22, 1974) thereby setting the effective date of the regulations as August 22, 1974; and

WHEREAS, The City of San Diego, and doubtless many other jurisdictions, cannot meet the August 22, 1974 deadline; and

WHEREAS, the City Council believes the purposes of the Noise Insulation Standards would still be realized if they were changed to require acoustical analysis when buildings are located in areas having a CNEL of 65dB rather than 60dB; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, as follows:

That the City Council of The City of San Diego hereby requests that the State Commission of Housing and Community Development change, at the earliest possible date, subsections 1092(b) and 1092(e) of Article 4 of Title 25 of the California Administrative Code to read in part:

1092. Noise Insulation Standards.

(b) Application and Scope. . . .

. . . .

These regulations shall be effective 6 months after the adoption by the Commission of Housing and Community Development or 6 months after adoption by the local governing body of the noise element of the local General Plan, whichever is the later date.

1092. Noise Insulation Standards.

(e) Noise Insulation from Exterior Sources.

(1)


(2)

(3) Airport Noise Source. Residential structures to be located within an annual CNEL contour (as defined in Title 4, Subchapter 6, California Administrative Code) of 65dB require

(4) Vehicular and Industrial Noise Sources. Residential buildings or structures to be located within exterior community noise equivalent level contours of 65dB of an existing or adopted freeway

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to the State Commission of Housing and Community Development, the League of California Cities, the County Supervisors Association, and to each member of San Diego's delegation in the State Legislature.

APPROVED: JOHN W. WITT, City Attorney

By 
William S. Shaffran, Deputy

WSS:K:532
8-19-74

211450

Passed and adopted by the Council of The City of San Diego on AUG 29 1974,
 by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lee Hubbard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Martinet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Ellis	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Jim Bates	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON
 Mayor of The City of San Diego, California.

(Seal)

EDWARD NIELSEN
 City Clerk of The City of San Diego, California.

By *Patricia Polan*, Deputy.

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Office of the City Clerk, San Diego, California	
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