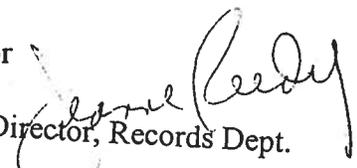


MEMORANDUM

City of Philadelphia  
Date: 9/27/05

TO: Romulo L. Diaz Jr., Acting City Solicitor  
FROM: Jeanne Reedy, Administrative Services Director, Records Dept.   
SUBJECT: Proposed Amendment to Board of Health Noise and Excessive Vibration Regulations

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The above Amendment promulgated by the Health Department was received in the Department of Records on 8/25/05 for filing and advertising.  
Inasmuch as there were no requests for hearings, this Amendment became effective midnight 9/26/05.

Cc: Joanne Godley, MD, MPH, Acting Health Commissioner  
Carmen I. Paris, Deputy Health Commissioner  
Morris Fine, Director, Air Management Services

**CITY OF PHILADELPHIA  
DEPARTMENT OF PUBLIC HEALTH  
OFFICE OF THE COMMISSIONER**

**MEMORANDUM**

August 18, 2005

**TO:** Joan T. Decker, Commissioner, Department of Records  
**FROM:** Joanne Godley, MD, MPH, Acting Health Commissioner   
**SUBJECT: PROPOSED AMENDMENT TO BOARD OF HEALTH  
NOISE AND EXCESSIVE VIBRATION REGULATIONS**

In accordance with Section 8-407 (b) of the Philadelphia Home Rule Charter, submitted herewith for public notice and advertising by the Department of Records is a proposed amendment to Board of Health Noise and Excessive Vibration Regulation.

Because of overlapping applicability in provisions of the Noise and Excessive Vibration Regulations, Section III G of the Regulation is often used by places of entertainment as a mechanism by which to avoid compliance with more stringent standards applicable to other sources of amplified sound. The proposed amendment would delete Section III G of the Regulations that references specific remedial provisions for places of entertainment. By deleting this Section, the Board of Health will require places of entertainment to meet the same standards required of all other sources of amplified sound, improving the quality of life for the residents and communities surrounding these establishments.

This amendment was approved the Board of Health on August 17, 2005. It was approved by the Law Department on July 18, 2005. I have also enclosed a memorandum from Law Department Senior Attorney Lewis Rosman indicating that the amendment has been found to be legal and in proper form.

Should you require any additional information, please contact Morris Fine, Director of Air Management Services.

JG/jp  
Attachments

cc: Carmen I. Paris, Deputy Health Commissioner  
Morris Fine, Director, Air Management Services

*Joan Decker*  
COMMISSIONER OF RECORDS  
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AMENDMENT TO  
PHILADELPHIA DEPARTMENT OF PUBLIC HEALTH  
BOARD OF HEALTH  
NOISE AND EXCESSIVE VIBRATION REGULATIONS

The Noise and Excessive Vibration Regulations of the Department of Public Health, Board of Health, are hereby amended as follows:

NOISE AND EXCESSIVE VIBRATION REGULATIONS

\* \* \*

SECTION III. SPECIFIC SOURCE LIMITATIONS

\* \* \*

G. ~~PLACES OF ENTERTAINMENT~~ **RESERVED**

~~All places of entertainment whose noise levels exceed the limits set forth in Table 1 shall keep doors and windows closed during hours of operation.~~

\* \* \*

Key: Matter deleted in ~~strikethrough~~  
Matter added in **bold**

*Joan Becker*  
COMMISSIONER OF RECORDS

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