

C O P Y

The City of New York
DEPARTMENT OF BUILDINGS

Noise
Complaints
(AC) - Title A Sec. 643a-2.

To: Borough Superintendents

Date: August 16, 1968

From: Director of Operations, Thomas V. Burke

Subject: Complaints of Noise - Section 643a-2.0 Admin. Code and Section 435-5.0
of Chapter 18, Police Department, Title A

Complaints are received frequently of noise from equipment, especially air conditioning and ventilating equipment, in the vicinity of residence buildings.

1. Upon receipt of such complaints, inspection is to be made to determine whether noise exists, of such volume as to constitute a nuisance. Where it is found that such nuisance exists, a violation order is to be filed under the provisions of section 643a-2.0 of the Administrative Code to require that the noise be eliminated. Inspection is to be made as soon as possible after elapse of five days, as provided in section 643a-8.0 Administrative Code, and if the noise still exists, a summons to court is to be issued without delay.
2. Upon first inspection after receipt of the complaint, the inspector, in addition to filing the violation order, shall notify the owner, lessee, manager or other responsible person on the premises that the noise is a violation of law and shall request that it be eliminated as soon as possible. The equipment may, in some cases, be rendered silent by installation of vibration absorbing supports and vibration absorbing housing. In some cases removal and relocation of the equipment or replacement by new equipment may be required.
3. In addition to the procedures of paragraphs 1 and 2, the Borough Superintendent shall notify the Police Commissioner of the receipt of the complaint and shall send him a copy of the complaint with notification that the noise comes within the provisions of section 435-5.0 of Chapter 18, Police Department Code, Title A, Unnecessary noises prohibited.
4. The complainant shall be notified of the action taken by the borough office and when a violation has been filed, a copy shall be sent to the complainant.
5. It is essential that action and reply on such complaints be taken without delay.

(Signed) _____

Thomas V. Burke
Director of Operations

-87-