



**Agenda Item Summary Sheet
CITY COUNCIL REGULAR**

MEETING DATE: March 18, 2024
WARD: All

AGENDA ITEM NO. 5.1
QUASI-JUDICIAL: No

PUBLIC HEARINGS

TITLE: Ordinance No. 4012 amending the City Code, Chapter 54, Article V, Sec. 54-197, "Conveyances; Locomotives"; Amending the title to "Amplified Sound Limitations"; Providing for Definitions to be used in enforcement of Sec. 54-197; Creating Sec. 54-197(c) "Amplified Noise Disturbances Prohibited"; Providing for Violations at any time; Providing for violations based on sworn complaint; providing for emergency signal exception; providing for severability; and providing for an effective date (Grant W. Alley, City Attorney)

STRATEGIC PRIORITY: Safe, Livable and Vibrant City of Fort Myers

**MOTION / MANAGEMENT
RECOMMENDATION:**

Adopt

FUNDING SOURCE:

NA

FISCAL IMPACT (\$):

NA

ONE-TIME COST

Yes

BUDGET YEAR:

2024

BUDGETED ITEM:

N/A

Person Initiating Request: Grant W. Alley, City Attorney

Department: City Attorney

STAFF REPORT: The City of Fort Myers has received increasing complaints during recent years concerning excessive amplified sound from citizens and visitors to the City. The complaints regarding excessive amplified sound are of concern to the City for the health, safety, and welfare of its citizens and visitors. Excessive amplified noise poses a health and safety risk to people who may be exposed to such amplified noise for extended durations and also short periods of time. In addition to the health and safety risks, excessive amplified noise has a negative impact on the economic industry of restaurants, businesses, and other commercial establishments. Further, excessive amplified noise threatens the ability of citizens and visitors to enjoy the public places, outdoor spaces, residential, and commercial establishments located within the City without being unreasonably disturbed by such noise. For these reasons, the City seeks to regulate amplified sound that is loud and raucous and/or determined to be an unreasonable noise disturbance for the health, safety, and welfare of its citizens and visitors. The

proposed noise ordinance would allow the City to better monitor and control unreasonable or excessive amplified sound that may be detrimental to the health, safety, and welfare of its citizens and visitors.

ATTACHMENTS:

[CFM_Agenda_4012 Ordinance - Ch 54 Art V Sec 54-197 - Conveyances; Locomotives; Amplified Sound Limitations.pdf](#)

[CFM_Agenda_Advertisement Ord No. 4012 - Sound Limitations.pdf](#)