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*** THIS DOCUMENT IS CURRENT THROUGH THE APRIL 2004 REVISIONS ***

TITLE 24. PUBLIC SPACE AND SAFETY
CHAPTER 9. ANIMAL CONTROL

CDCR 24-900 (2004)

24-900. DOGS

900.1 No person shall own or keep a dog that, by barking or in any other manner, disturbs the quiet of any neighborhood or any person.

900.2 No dog shall be allowed to go at large without a collar or tag, as prescribed by law.

900.3 No person owning, keeping, or having custody of a dog in the District shall permit the dog to be on any public space in the District, unless the dog is firmly secured by a substantial leash. The leash shall be held by a person capable of managing the dog.

900.4 The length of the leash required under § 900.3 shall not exceed four feet (4 ft.).

900.5 No person owning, keeping, or having custody of a dog in the District shall permit the dog to go on private property without the consent of the owner or occupant of the property.

900.6 No person owning, keeping, or having custody of a dog in the District shall permit the dog to be confined in any yard or other enclosure, or on any private property, or in any automobile or other vehicle, in a manner that allows the dog to bite or menace persons lawfully using any public street, highway, or public space.

900.7 No person owning, keeping, or having custody of a dog, except a seeing eye dog, shall allow or permit the dog to defecate or urinate on public parking or any sidewalk or in any and each such person shall immediately remove dog excrement from any curb, gutter, alley or street.

900.8 No person owning, keeping, or having custody of a dog, except a seeing eye dog, shall permit the dog's excrement to remain on private property without the consent of the owner or occupant of the property.

900.9 Any person violating any provision of §§ 900.1 through 900.6 shall be punished by a fine of not more than three hundred dollars ($300), or by imprisonment not exceeding ten (10) days.

900.10 Any person violating §§ 900.7 or 900.8 shall be subject to civil sanctions provided in the Litter Control Administration Act of 1985.

AUTHORITY: Unless otherwise noted, the authority for this chapter is An Act approved January 26, 1887, 24 Stat. 368, ch. 49, § 1; as amended by An Act approved September 13, 1961, 75 Stat. 498, D.C. Code § 1-315; §§ 401 and 402 of Reorganization Plan No. 3 of 1967, effective August 11, 1967, D.C. Code Vol. 1 at 126 (1981 Ed.); § 412 of the District of Columbia Self-Government and Governmental Reorganization Act, as amended, 87 Stat. 790, Pub. L. No. 93-198, D.C. Code § 1-227(a) (1992 Repl. Vol.).

SOURCE: Commissioners' Order 61-1734 effective October 12, 1961, as amended by Regulation No. 72-20, effective August 25, 1972; by § 3 of the Animal Control Act Amendment Act of 1980, D.C. Law 3-97, 27 DCR 3523 (August 15, 1980); Article 18, §§ 1-6 and 8 of the Police Regulations (May 1981); by § 3 of the Litter Control Administration Act of

Case No. 17992
Board of Zoning Adjustment
District of Columbia
CASE NO. 17992
EXHIBIT NO. 89

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TITLE 20. ENVIRONMENT
CHAPTER 27. NOISE CONTROL

CDCR 20-2701 (2004)

20-2701. MAXIMUM SOUND LEVELS

2701.1 Except for person engaged in the noise-producing activities that are subject §§ 2702 through 2704, and §§ 2800 through 2807 of this subtitle, no person shall cause, suffer, or permit any sound that emanates from an operation, activity, or noise source under his or her control to exceed the maximum permissible sound level established in the following table as applicable for the time of day or night and the zoning location where the noise originates. For the purposes of this subsection, the source level shall be measured at the property line of the property on which the noise source is located or as close as is practicable if there is an obstruction. Sound levels shall be measured according to the test procedures prescribed by the administering agency established under § 2700:

ZONE	MAXIMUM NOISE LEVEL	
	Daytime	Nighttime
Commercial or light-manufacturing zone	65 dB(A)	60 dB(A)
Industrial zone	70 dB(A)	65 dB(A)
Residential, special purpose, or waterfront zone	60 db(A)	55 db(A)

2701.2 For the purposes of this section, the sound level shall be measured at the property line of the property on which the noise source is located, or as close as is practicable if there is an obstruction.

2701.3 Sound levels shall be measured according to the test procedures prescribed by the administering agency established under § 2700.3 of this subtitle.

2701.4 If a sound can be measured in a contiguous noise zone that has a more restrictive noise limitation than that from which the noise emanates, the sound level measurement at the zone line shall not exceed that established for the more restrictive zone.

2701.5 If the sound emanates from a source within an area for which the maximum permissible sound level has not been established, the maximum level shall be sixty (60) dB(A).

2701.6 Unless restricted by another section of Chapters 27 and 28 of this subtitle, sounds emanating from a street or highway shall not exceed the most restrictive sound level established for the property bordering the street or highway.

2701.7 Noise emanating from inside a motor vehicle shall be measured at a distance of not less than fifty feet (50 ft.) from the vehicle.

History of Regulations since Last Compilation by Agency (February 1997)

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TITLE 20. ENVIRONMENT
CHAPTER 27. NOISE CONTROL

CDCR 20-2713 (2004)

20-2713. ENFORCEMENT; PENALTIES

2713.1 Any person who is aggrieved by a violation of any provision of the Act may complain to the Metropolitan Police Department which shall enforce the provisions of this Act.

2713.2 Prior to issuing a citation or notice of infraction, the Metropolitan Police Officer or other District government official may give a verbal warning to the violator and allow the violator a reasonable time to cease violating the Act.

2713.3 Any person who violates any provision of the Act shall be punished by a fine not to exceed three hundred dollars ($300) or imprisonment not to exceed ten (10) days, or both. In the event of any violation of or failure to comply with the Act or any section of the Act, each and every day of such violation or failure shall constitute a separate offense, and the penalties described in the Act shall be applicable to each such separate offense.

2713.4 Officers of the Metropolitan Police Department are authorized to enforce the provisions of the Act by issuing a notice of civil infraction for a violation of the Act that constitutes a noise disturbance pursuant to the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985, effective October 5, 1985 (D.C. Law 6-42, D.C. Code § 6-2701 et seq.).

2713.5 Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of Chapter 27 or 28, pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985. Adjudication of any infraction of Chapter 27 or 28 shall be pursuant to titles I-III of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985.

History of Regulations since Last Compilation by Agency (February 1997)