

9th DISTRICT AGRICULTURAL ASSOCIATION MOTORIZED RACING OPERATION AND NOISE POLICY

Purpose:

The purpose of the 9th District Agricultural Association's (District) motorized racing policy (Policy) is to establish curfew times, establish maximum decibel noise limits per vehicle, establish procedures for monitoring noise levels, establish penalty measures for violations in connection with motorized racing being conducted on District owned property, and to promote the public health, comfort and safety to the surrounding community. The terms, conditions and penalty measures set forth in this Policy shall be included as part of any District motorized racing contract.

Definitions:

For purposes of this Policy, the following terms shall have the meaning described below:

- (a) "District" means the 9th District Agricultural Association, an entity of the State of California aka as Redwood Acres, which is governed by a Board of Directors appointed by the Governor.
- (b) "District owned property" means the state-owned property commonly known as Redwood Acres, located at 3750 Harris Street, Eureka,
- (c) "Motorized racing" means oval track racing of motorized vehicles on District owned property.
- (d) "Motor vehicle" means any self-propelled vehicle as measured in the Vehicle Code, which would include any type or category of race car, go cart or motorcycle.
- (e) "A-weighted sound level" means the sound level in decibels as measured on a sound level meter using the A-weighted network. The A-weighted network is the network for measuring sound that most closely resembles what the human ear hears. Sound measured using the A-weighted network is designated dBA.
- (f) "Sound level" means the weighted sound pressure level obtained using a sound level meter and frequency weighting

- network as provided in the American National Standards Institute (ANSI) specifications for sound level meters. As used in this chapter, “sound level” means the same as “noise level.”
- (g) “Maximum noise level” means the highest sound level reached when measuring noise with a sound level meter using the A-weighted network and slow time weighting.
 - (h) “SLARM” means the ACO Pacific SA 6000 ACOustAlarm TM instrument for the measurements of sound levels, which meets or exceeds the requirements pertinent for a type 1 or type 2 meter in the ANSI specifications for sound level meters, ANSI s1.4-1983 or its latest revision.
 - (i) “Technologically feasible” means that the muffler or other vehicular exhaust or intake system sound reduction method must effectively perform to reduce the amount of noise generated by a race car is available or can be made available within a reasonable time, but no greater than three months prior to the commencement of the next Race Season after the testing, at a reasonable cost not to exceed \$400 maximum per muffler per car owner, and can be safely and mechanically implemented without unreasonably sacrificing performance by greater than three percent (3%).

Schedules:

- a. Races are to be held on Fridays or Saturdays, with special races on holidays and Sundays as approved by the 9th DAA. Test and Tune events may be held on any dates with the approval of the 9th DAA CEO. A schedule will be given to the fair office to distribute to the public. Included on the schedule should be types of racing, dates, times, prices, specials, contact name and number.

Curfews & Restrictions:

- a. **Barring unforeseen circumstances; for example; oil on the track, accidents and associated clean ups-** the races must be concluded not later than 10:00 p.m., **with a mandatory hard stop at 11pm.** The facility must be vacated and secured by midnight. Curfew violations may be grounds for the termination of any District motorized racing contract and shall be subject to the following fee schedule: \$500 for the first violation; \$1,000 for the second violation; \$5,000 for the third violation. Any additional violations will result in doubling of the fine for each additional violation in a calendar year.
- b. No racing vehicles of any kinds that exceeds 95dBA at 100 feet will be allowed on the track.

Maximum Noise Level Limit:

- a. The maximum noise level allowed for any individual vehicle, which shall be tested at race speed by the race track operator, to qualify to race is 95dBA measured by the SLARM, which shall be located approximately 100 feet from the race track. As the season progresses and for subsequent Race Seasons, the 95dBA noise limitation is subject to reduction as it becomes technologically feasible. The District will maintain and annually calibrate the SLARM for each Race Season, commencing in 2018; Promoter will make the SLARM noise level readings available online in real time on a website.

b. Enforcement and Penalties:

- a. The District shall have primary responsibility for enforcing this Policy.

- b. In addition to the fines stated herein, repeated violations of this Policy may be considered by the District as a material breach of any underlying contract resulting in the immediate cessation of motorized racing on the District's property.
- c. Other than the curfew violation fines indicated above, fines for all other violations of this policy will be assessed as follows:
 - 1) 1st violation in a calendar year - \$500.00
 - 2) 2nd violation in a calendar year - \$1000
 - 3) 3rd violation in a calendar year - \$2000
 - 4) 4th violation in a calendar year - \$4000

Any additional violations will result in doubling of the fine for each additional violation in a calendar year.