

Sec. 13-91. Noise; construction.

(a) Construction of buildings and other projects.

(1) Noise limitations: it shall be unlawful for any person to operate equipment or perform any outside construction or repair work on buildings, structures or projects, or to operate any pile driver, power shovel, pneumatic hammer, derrick, power hoist or any other construction type device except within the time periods specified below unless an appropriate permit has been obtained beforehand from the City.

(2) Construction start/stop times: Concrete work: from April 2nd to September 29th, inclusive, concrete may be poured each day between the hours of 5:00 a.m. and 7:00 p.m. or at such other times as authorized by permit. From September 30th to April 1st, inclusive, concrete may be poured each day between the hours of 6:00 a.m. to 7:00 p.m. or at such other times as authorized by permit.

(Other type construction (residential zones): from April 2nd to September 29th, inclusive, all other construction or repair work shall not begin prior to 6:00 a.m. and must stop by 7:00 p.m. each day in, or within 500 feet of a residential zone or at such other times as authorized by permit, from September 30th to April 1st inclusive, all other construction or repair work shall not begin prior to 7:00 a.m. and must be stopped by 7:00 p.m. each day or within 500 feet of, a residential zone or at such other times as authorized by permit.

Other type construction (commercial and industrial zones) construction and repair work in commercial and industrial zones, not within 500 feet of a residential zone, shall not begin prior to 5:00 a.m. and must stop by 7:00 p.m. or at such other times as authorized by permit

(3) Permits:

Construction and repair work may be conducted at different times and at higher noise levels than otherwise permitted, if upon written application, a permit is obtained beforehand from the Building Safety Manager or his designee. The permit shall be kept on the work site and shown to City officials on request. In granting such permit. The Building Safety Manager or his designee shall consider if construction noise in the vicinity of the proposed work site would be less objectionable than during the daytime because of different population levels or different neighboring activities, if obstruction and interference with traffic, particularly on streets of major importance would be less objectionable at night than during the daytime, if the kind of work to be perform emits noises at such a low level as to not cause significant disturbance in the vicinity of the work site, if the neighborhood of the proposed work site is of such a character wherein sleep could be disturbed, if great economic hardship would occur if the work was spread over a longer time if the work will abate or prevent hazards to life or property, if proposed

CHAPTER 13 – MISCELLANEOUS PROVISIONS AND OFFENSES

early morning or night work is in the general public interest; and, he shall prescribe such conditions working times, types of construction equipment to be used, and Permissible noise emissions as he deems to be required in the public interest. No permit shall be required to perform emergency work to prevent or alleviate physical trauma or property damage threatened or caused by an emergency which has or may result in a disruption of service and which is necessary to protect the health, safety and welfare of persons or property.

- (4) Revocation of permits. The Building Safety Manager or his designee may revoke any permit granted hereunder upon complaint based upon substantial evidence that the construction activity caused significant disturbance in the vicinity of the work site.

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