

TOWN *Of* **PARADISE VALLEY**



STAFF REPORT

TO: Mayor Bien-Willner and Town Council Members

FROM: Jill Keimach, Town Manager

DATE: June 10, 2021

AGENDA TITLE:

Council Discussion and Possible Direction of Construction and Landscape Noise Regulations

SUMMARY STATEMENT:

This study session will provide the Council an opportunity to consider resident requests to further regulate the days and time for construction and landscape activity. The Council last considered and amended Article 8-10 in 2015 and 2016. A resident requested further restrictions and amendments to the Town's codes regarding construction and landscape noise regulations.

BACKGROUND:

- October 2015, Town Council considered requests from contractors to grant Town Manager the authority waive the time and day restrictions for some construction work that needs to occur on weekends.
- August 2016, Planning Commission and Council discuss Quality of Life Initiatives.
- On July 19, August 16 and September 6 and September 20, 2016 the Planning Commission discussed construction noise and leaf blower noise amendments
- October 27, 2016 Council considered Planning Commission recommendations during a Study Session.
- November 3, 2016, Council adopted consolidation of all noise provisions into Article 8-10 Nuisance Noise. Significant revisions including: added definitions; prohibited Heavy Equipment on weekends and holidays, limited other outdoor equipment to 9-5 on weekends, revised Sunday noise level from 45 db(A) to more realistic 75 db (A), set start on weekdays at 7 AM (versus "sunrise")

Comparing the Town's construction and landscape noise regulations to those of other nearby communities indicate Paradise Valley currently has the shortest length of time when construction and landscape activity and its associated noise is permitted.

	Tempe	Chandler	Phoenix	Scottsdale	Paradise Valley		
SUMMER					Heavy Equipment	Construction/Landscaping	Leaf Blowers*
<ul style="list-style-type: none"> • Weekday • Weekend & Legal Holidays 	5 am to 7 pm 5 am to 7 pm	5 am to 10 pm 7 am to 7 pm	6 am to 7 pm 6 am to 7 pm	6 am to 7 pm 6 am to 7 pm	6 am to 5 pm Prohibited	6 am to 5 pm 8 am to 5 pm No material delivery Sun/Holidays	6 am to 5 pm 8 am to 5 pm
WINTER							
<ul style="list-style-type: none"> • Weekday • Weekend & Legal Holidays 	6 am to 7 pm 6 am to 7 pm	5 am to 10pm 7 am to 7 pm	7 am to 7 pm 7 am to 7 pm	7 am to 5 pm 8 am to 5 pm (not Sunday)	7 am to 5 pm Prohibited	7 am to 5 pm 9 am to 5 pm Sun<75 dB(A)	7 am to 5 pm 9 am to 5 pm

The benefits and constraints for additional noise related time and day restrictions are outlined below.

Benefits

- Will further reduce noise on Fridays and Weekends
- Will increase neighborhood tranquility on Fridays and Weekends

Constraints

- Will Lengthen Construction Period
- Will increase cost of doing work in PV
- Will limit opportunity of working homeowners to do home and landscape projects on weekends

NEXT STEPS:

Depending on Council direction, staff will return in the Fall with draft language if requested.

ATTACHMENT(S):

- Staff Report Construction and Landscape Noise Study Session
- Article 8-10 Nuisance Noise
- Comparison longform Table of other city construction noise regulations
- Construction noise regulations from surrounding jurisdictions
- Presentation: Landscape and Construction Noise