



TOWN OF FAIRFAX

STAFF REPORT

April 1, 2015

TO: Mayor and Town Council

FROM: Garrett Toy, Town Manager *GT*

SUBJECT: Accept report on Good Earth's compliance with its conditions of approval (i.e., number of trucks allowed)

RECOMMENDATION

Accept report on Good Earth's compliance with its conditions of approval (i.e., number of trucks allowed)

DISCUSSION

At its March meeting, the Council heard a complaint from a resident regarding truck noise at Good Earth and requested staff to investigate the matter. The resident indicated that violations regarding truck deliveries have been occurring for the past 8 months. Staff, including the Police Department, have no record that violations have been occurring over the past 8 months. The current conditions of approvals for Good Earth allow one 60-foot truck between 5 and 6:00 am and two 45-foot trucks between 6 and 7:00 am.

Staff has spoken with the owners of Good Earth regarding the resident's concerns. The owners indicate that they are aware of a few violations and when that occurs they immediately speak to the truck company to ensure that their drivers understand the restrictions. Good Earth indicates that on rare occasions a supplier may send an extra truck to meet their demands, but Good Earth has spoken to the supplier regarding that practice. Good Earth does have staff receive the deliveries and has reinstated the practice of logging trucks before 7:00 am. Staff has also requested Good Earth to remind the truck drivers to keep noise to a minimum (e.g., lowering of truck gates). Good Earth states that it will continue to work with their staff and Town staff to ensure they remain in compliance with the conditions of approval. We encourage residents to inform the Town of any violations so we can address any complaints in a timely fashion.

With regard to improvements, there is no requirement of adding sound absorption material to the fence, but Good Earth is open to suggestions.