



# TOWN OF FAIRFAX

## STAFF REPORT

### September 4, 2013

**TO:** Mayor and Town Council

**FROM:** Jim Moore, Director of Planning and Building Services  
Linda Neal, Senior Planner

**SUBJECT:** Introduction and First Reading of Ordinance 770, an ordinance proposing certain amendments to Town Code Chapter 8.20, Noise Control

---

#### **RECOMMENDATION**

1. Open the public hearing.
2. Close the public hearing.
3. Introduce and waive the first reading of Ordinance No. 770, Amending Sections 8.20.060(C)(1) and (2), 8.20.070(D) and 8.20.120(A)(2) and (B) of the Town Code of the Town of Fairfax Relating to the Control of Noise and Noise Generating Equipment, Permitted Hours of Operation, Including an Exception Application Process and Lifting Limitations During Declared States of Emergency.

#### **DISCUSSION**

At the August 7, 2013 meeting, the Council directed staff to draft an ordinance (attached as Exhibit A) incorporating the Planning Commission's recommended changes to the Noise Ordinance as follows:

- Changing operation hours of all power equipment from 8 am to 8 pm, to 8 am to 6 pm only during weekdays and from 9 am to 8 pm, to 9 am to 4 pm during weekends and holidays only.
- The exception procedure in this chapter will be processed and granted by the Planning Director instead of the Town Manager.
- Granting the Town Manager, the Police Chief and the Fire Chief the ability to lift the equipment operation hours limits in case of a declared emergency.

The Council also directed staff to draft an educational pamphlet of Best Practices for Using Leaf Blowers (attached as Exhibit B).

#### **FISCAL IMPACT**

None

#### **ATTACHMENTS**

Exhibit A - Draft Ordinance No. 770

Exhibit B - Draft Best Practices pamphlet

AGENDA ITEM # 17



34 SECTION 6: Copies of the foregoing ordinance shall, within fifteen days after its final  
35 passage and adoption, be posted in three public places in the Town of Fairfax, to wit:

- 36 1. Bulletin Board, Town Hall offices;  
37 2. Bulletin Board, Fairfax Post Office;  
38 3. Bulletin Board, Fairfax Women's Club building;

39 Which places are designated for that purpose. This ordinance shall be in full force and effect  
40 thirty days from and after its final passage and adoption.

41 The foregoing ordinance was duly and regularly introduced at a regular meeting of the Fairfax  
42 Town Council, held in said Town on the 4th day of September 2013, and thereafter adopted at a  
43 regular meeting of the Town Council, held in said Town on the XX day of XX, 2013, by the  
44 following vote, to wit:

45 AYES:

46 NOES:

47 ABSENT:

48

49

50

---

JOHN REED, MAYOR

51 Attest:

52

53

54

---

Town Clerk