ORDINANCE NO. 1931

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, AMENDING MILWAUKIE MUNICIPAL CODE CHAPTER 8.08 – PROHIBITED NOISES – DESIGNATED

WHEREAS, Milwaukie Municipal Code Chapter 8.08 describes the control of all sound originating within the limits of the city; and

WHEREAS, Milwaukie Municipal Code Section 8.08.070 describes those conditions that are declared to be noises and unreasonable, excessive and unnecessary sounds in violation of this chapter; and

WHEREAS, it is in the interest of the City to regulate noise for the good of public health, comfort, convenience, repose, peace, safety and welfare of any other person or persons or of any residential neighborhood within the limits of the city.

NOW, THEREFORE, THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1: Milwaukie Municipal Code Section 8.08.070(I) is amended to read as follows:

I. Construction or Repair of Buildings, Streets, Etc. The construction of any building, property, building site, street, sidewalk, driveway, sewer or utility line during the hours of 7:00 p.m. and 7:00 a.m. Monday thru Friday and during the hours of 5:00 p.m. and 8:00 a.m. on Weekends;

Section 2: Milwaukie Municipal Code Section 8.08.070(K) is amended to read as follows:

K. Compressors, Hammers, Machinery, Etc. The operation during the hours of 7:00 p.m. and 7:00 a.m. Monday thru Friday and during the hours of 5:00 p.m. and 8:00 a.m. on Weekends of any air compressors, nail guns, hydraulic hammer, electric, gas or diesel powered generators, or other construction equipment, machinery or tools;

Section 3: All subsections of Milwaukie Municipal Code Section 8.08.070 not expressly amended by this ordinance remain in effect.

Read for the first time on June 1, 2004 and moved to a second reading by 5 - 0 vote of the City Council.

Read for the second time and adopted by the City Council on June 1, 2004.

Signed by the Mayor on JUNE 1, 2004.

James Bernard, Mayor

ATTEST:

Pat DuVal, City Recorder

APPROVED AS TO FORM:
Ramis, Crew, Corrigan & Bachrach, LLP

City Attorney