


## COUNCIL COMMUNICATION

	Number:	<b>21-040</b>	Meeting:	<b>January 25, 2021</b>
	Agenda Item:	<b>57</b>	Roll Call:	<b>21-0138</b>
	Submitted by:	<b>Chris Johansen, Neighborhood Services Department Director</b>		

### AGENDA HEADING:

Amendment to Chapter 42, Article IV, Noise Control, as it relates to restrictions on solid waste collection times.

### SYNOPSIS:

The amendment is necessary to remove the reference to “R” districts, in the noise control ordinance, that were retired in the amendments to the zoning ordinance to allow enforcement regarding early morning solid waste collection.

### FISCAL IMPACT: NONE

### ADDITIONAL INFORMATION:

- On December 16, 2019, the zoning code and land use maps were amended, and new district classifications were adopted. The noise control ordinance currently prohibits certain activity regarding solid waste collection in residential districts referred to as “R” districts. The zoning land use map no longer has residentially zoned “R” districts. Residential zones are now referred to as “N” districts.
- The noise control ordinance in Section 42-259 (e) of the code prohibits solid waste collection between the hours of 7:00 p.m. and 6:00 a.m. within 150 feet of an “R” district or a portion of a PUD district that includes residential. To prosecute violations of this early morning solid waste collection the ordinance needs to be amended to remove the reference to the no longer used “R” district classification.
- The amendment will prohibit early morning solid waste collection within 150 feet of any residential occupancy between the hours of 7:00 p.m. and 6:00 a.m. the following morning. The current ordinance prohibiting solid waste collection between the hours of 7:00 p.m. and 6:00 a.m. within 150 feet of a portion of a PUD district that includes residential use will remain.

### PREVIOUS COUNCIL ACTION(S):

Date: January 27, 2020

Roll Call Number: [20-0168](#)

Action: [Amending](#) Chapter 42 of the Municipal Code regarding the noise ordinance. Moved by Gatto that this ordinance do now pass. [#15,853](#). Motion Carried 7-0

**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE**

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