



APPLICATION CHECKLIST
NOISE ORDINANCE EXCEPTION

Within ten (10) days of receipt by Planning of a request for a Noise Ordinance Exception, the City Manager or his or her designee shall either (1) approve or conditionally approve such request in whole or in part, (2) deny the request, or (3) refer the request directly to the City Council for action at the next available Council meeting in accordance with the provisions of Municipal Code Chapter 9.24.

Where a request for exception is associated with a discretionary permit, the exception shall be processed concurrently with the discretionary permit. The approving authority for the discretionary permit shall also be the approving authority for the exception. Factors which the approving authority must consider for requests for exception shall be those factors identified in Municipal Code Section 9.24.070.A.B. and D. dependent upon the type of exception requested.

Applications shall be reviewed for compliance with the Noise Ordinance Exceptions and forwarded to the appropriate Department for review prior to approval by the City Manager. Applications submitted without the required information are not required to be accepted for processing.

Application Submittal Requirements:

- A. An exception to the Noise Ordinance may be requested from any section and provision of Chapter 9.24. Requests for exceptions shall be applied for on application forms provided by the City Manager or his or her designee.
B. If the applicant can show to the City Manager, or his or her designee that a diligent investigation of available sound suppression techniques for construction-related noise indicates that immediate compliance with the requirements of this chapter would be impractical or unreasonable, due to the temporary nature or short duration of the exception, a permit to allow exception from the provisions contained in all or a portion of this chapter may be issued.

- Conformance with the intent of this chapter;
Uses of property and existence of sensitive receptors within the area affected by sound;
Factors related to initiating and completing all remedial work;
The time of the day or night the exception will occur;
The duration of the exception; and
The general public interest, welfare and safety.

Forwarded to Building Division _____ Date _____

- C. If the applicant can show to the City Manager, or his or her designee that the characteristics of a special event indicate that immediate compliance with the requirements of this chapter would be impractical due to the type of event or unreasonable due to its temporary nature or short duration, a permit allowing an exception from the provisions of this chapter may be issued. Factors considered for special events related exceptions shall include but not be limited to the following:

- Conformance with the intent of this chapter;
Uses of property and existence of sensitive receptors within the area affected by sound;
Hardship to the applicant, or community of not granting the exception
The time of the day or night the exception will occur;
The duration of the exception; and
The general public interest, welfare and safety.

Forwarded to Police Department _____ Date _____

D. If the applicant can show to the City Manager, or his or her designee that immediate compliance with the requirements of this chapter would not result in a hazardous condition or nuisance, and strict compliance would be unreasonable due to the circumstances of the requested exception, a permit to allow exception from the provisions contained in all or a portion of this chapter may be issued. Factors considered for all requests for exceptions, other than construction or special events, shall include but not be limited to the following:

- Conformance with the intent of this chapter and General Plan Policies;*
- Uses of property and existence of sensitive receptors within the area affected by sound;*
- Factors related to initiating and completing all remedial work;*
- Age and useful life of the existing sound source;*
- Hardship to the applicant, or community of not granting the exception*
- The time of the day or night the exception will occur;*
- The duration of the exception; and*
- The general public interest, welfare and safety.*

Forwarded to Police Department _____ **Date** _____

E) Additional information as deemed necessary by the Planning Division.

NOTE: All exhibits larger than 8 1/2" x 11" must be INDIVIDUALLY FOLDED prior to submittal. Full size color exhibits are not required to be folded.

If you have questions, call the Planning Division at (916) 774-5276 or staff is available at 311 Vernon Street, Roseville, CA 95678.