

BOARD OF COUNTY COMMISSIONERS
DOUGLAS COUNTY, WASHINGTON

Ordinance Adopting New Section to)
DCC Chapter 8.04 Re: Temporary Noise) Ordinance TLS No. 18-04-08B
Regulation Variances)
)

WHEREAS, Douglas County Code Chapter 8.04 prescribes environmental noise standards and regulations in unincorporated Douglas County;

WHEREAS, there are circumstances under which temporary variances to such noise standards and regulations may be in the public interest;

WHEREAS, the County Engineer and the Prosecuting Attorney have reviewed DCC Chapter 8.04 and recommend that a new section be adopted to provide for applications for and the granting of temporary noise regulation variances by the Board of County Commissioners; and

WHEREAS, the Board of County Commissioners finds that adoption of new section DCC 8.04.105 provides a process for temporary noise regulation variances under limited circumstances that appropriately serve public health, safety and general welfare.

NOW, THEREFORE, be it hereby resolved and ordained by the Board of County Commissioners that new section DCC 8.04.105 is hereby adopted:

8.04.105 Temporary Noise Variances.

When compliance with the provisions of this chapter may not be feasible or in the best interest of the public, a person may petition the board of county commissioners for a temporary noise variance. Only short-term activities that benefit the public and for which compliance can be demonstrated to be impossible, impracticable or detrimental to public health, welfare and safety, will be considered as grounds for issuance of a temporary noise variance.

A petition for a temporary noise variance, together with all applicable filing fees and estimated costs for publishing and mailing of notices, is submitted to the county engineer's office on forms provided. A petition should be submitted at least 25 business days prior to the proposed start of activity for which the variance is sought. The county engineer will review the petition, determine if the

petition is complete and sufficient for a public hearing, and may request additional information from the petitioner and other agencies and departments as needed. When the petition is deemed complete and sufficient, a public hearing will be scheduled before the board of county commissioners, with notice to the petitioner and potentially affected property owners. The county engineer will make recommendations to the board. The petitioner is encouraged to attend and present justification for the variance. The board may approve or deny the petition, or approve the petition with conditions. Costs associated with meeting conditions set by the board shall be borne by the petitioner. The decision of the board is final.

DONE IN OPEN SESSION this 27 day of February, 2018, in the Commissioners' Chambers, Douglas County Courthouse, at Waterville, Washington.

BOARD OF COUNTY COMMISSIONERS
DOUGLAS COUNTY, WASHINGTON





Dan Sutton, Chair




Kyle Steinburg, Vice Chair



Steven D. Jenkins, Member

ATTEST.



Tiana Rowland, Deputy Clerk of the Board