

ORDINANCE NO. 196

AN ORDINANCE OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, AMENDING SECTION 9.05.040 OF THE UNIVERSITY PLACE MUNICIPAL CODE RELATING TO THE HOURS WHEN CERTAIN SOUNDS ARE EXEMPTED FROM THE CITY'S PUBLIC DISTURBANCE NOISE PROVISIONS, INCLUDING CONSTRUCTION NOISE ORIGINATING FROM A SINGLE FAMILY RESIDENCE, TO DELETE THE SUNSET PROVISION, AND AMENDING SECTION 14.05.070 RELATING TO HOURS OF CONSTRUCTION, TO CROSS REFERENCE SECTION 9.05.040.

WHEREAS, Section 9.05.040 of the City of University Place Municipal Code establishes exemptions to the city's motor vehicle and public disturbance noise provisions, to allow residents of single family homes to conduct temporary projects for construction, maintenance, or repair of their home, grounds or appurtenances, between the hours of 7:00 a.m. and 9:00 p.m., Monday through Friday, and between 8:00 a.m. and 8:00 p.m. on Saturdays, Sundays, and Holidays, with a sunset provision of midnight, June 30, 1998.

WHEREAS, Section 14.05.070, establishes general construction hours that are more restrictive than those provided for single family homes noises as set forth in UPMC 9.05.040.

WHEREAS, the City Council feels it is in the City's best interest to continue to allow single family construction or maintenance sounds during hours, as set forth in UPMC 9.05.040, beyond June 30, 1998, NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Amending Section 9.05.040 of the University Place Municipal Code by Repealing the Sunset Provision.

Section 9.05.040 of the University Place Municipal Code is hereby amended to delete the section footnote which sunsets the provisions of this section as of 11:59 p.m. on June 30, 1998.

Section 2. Amending Section 14.05.070 of the University Place Municipal Code, as follows:

14.05.070 Hours of Construction
Except as otherwise provided in this chapter and in UPMC 9.05.040, the activities regulated by this chapter shall be limited to the following hours:

- A. Monday through Saturday: 7 a.m. to 7 p.m.
- B. Sunday and legal holidays: 8 a.m. to 5 p.m.

Section 3. Severability. If any provision of this ordinance or its application to any person or circumstance is held invalid by a court of competent jurisdiction, the remainder of the ordinance or the application of the provisions of this ordinance to other persons or circumstances shall not be affected.

Section 4. Publication and Effective Date. A summary of this ordinance, consisting of its title, shall be published in the official newspaper of the city. This ordinance shall be in full force and effect five days after publication.

PASSED BY THE CITY COUNCIL ON JUNE 15, 1998.

Debbie Klosowski
Debbie Klosowski, Mayor

ATTEST:

Susan Matthew
Susan Matthew, City Clerk

APPROVED AS TO FORM:

Timothy X. Sullivan
Timothy X. Sullivan, City Attorney

Publication Date: 6/17/98
Effective Date: 6/22/98