



Legislation Details (With Text)

File #: 191495 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 1/21/2020 **In control:** COMMON COUNCIL

On agenda: **Final action:** 3/3/2020

Effective date:

Title: A substitute ordinance relating to temporary variance permits to exceed noise and vibration standards.

Sponsors: THE CHAIR

Indexes: NOISE CONTROL, SPECIAL EVENT PERMITS

Attachments:

Date	Ver.	Action By	Action	Result	Tally
1/21/2020	0	COMMON COUNCIL	ASSIGNED TO		
1/30/2020	0	PUBLIC SAFETY AND HEALTH COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	4:0
1/30/2020	0	PUBLIC SAFETY AND HEALTH COMMITTEE	SUBSTITUTED	Pass	4:0
2/21/2020	1	PUBLIC SAFETY AND HEALTH COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	4:0
3/3/2020	1	COMMON COUNCIL	PASSED	Pass	15:0
3/13/2020	1	MAYOR	SIGNED		

191495
SUBSTITUTE 1

THE CHAIR

A substitute ordinance relating to temporary variance permits to exceed noise and vibration standards.

80-66-1-b am

80-73-3-a-2 am

With respect to the procedure for issuance of temporary variance permits to exceed noise and vibration standards, this ordinance removes the code language stating that the special community events for which these permits may be issued must be “generally acceptable to the people of the community”.

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 80-66-1-b of the code is amended to read:

80-66. Variance Permit.

1. TEMPORARY VARIANCE PERMITS.

b. Special Community Events. A temporary variance permit may be issued for special events, such as circuses, 4th of July celebrations and similar community events, which are limited in duration [[and

~~are generally acceptable to the people of the community;]] >>_<<~~ provided that precautions are taken to maintain the noises produced at the lowest practical level.

Part 2. Section 80-73-3-a-2 of the code is amended to read:

80-73. Excessive Vibration Prohibited.

3. VARIANCE PERMIT MAY BE GRANTED.

a. Temporary Variance Permits.

a-2. Special Community Events. A temporary variance permit may be issued for special events, such as 4th of July celebrations, which are limited in duration ~~[[and are generally acceptable to the people of the community;]] >>_<<~~ provided that precautions are taken to restrict the vibrations produced to the lowest practical level.

APPROVED AS TO FORM

Legislative Reference Bureau

Date: _____

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date: _____

City Attorney
LRB175547-2
Jeff Osterman
01/28/2020