

Introduced by Councilmember \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY OF PASADENA AMENDING SECTIONS  
9.36.110 OF THE PASADENA MUNICIPAL CODE REGARDING NOISE  
RELATED TO CONSTRUCTION PROJECTS

The People of the City of Pasadena ordain as follows:

SECTION 1. Subsection A of Section 9.36.110 is hereby amended read as follows:

“A. No person shall operate any pile driver, power shovel, pneumatic hammer, derrick power hoist, forklift, cement mixer or any other similar construction equipment within a residential district or within a radius of 500 feet therefrom at any time other than as listed below:

1. From 7:00 a.m. to 7:00 p.m. Monday through Friday
2. From 8:00 a.m. 5:00 p.m. on Saturday.
3. Operation of any of the listed construction equipment is prohibited on Sundays and Holidays.

SECTION 2. Subsection B of Section 9.36.110 is hereby amended to read as follows:

“B. No person shall perform any construction or repair work on buildings, structures or projects within a residential district or within a radius of 500 feet therefrom in such a manner that a reasonable person of normal sensitiveness residing in the area is caused discomfort or annoyance at any time other than as listed below:

1. From 7:00 a.m. to 7:00 p.m. Monday through Friday
2. From 8:00 a.m. to 5:00 p.m. on Saturday
3. Performance of construction or repair work is prohibited on Sundays and Holidays.

SECTION 3. Subsection C of Section 9.36.110 is hereby amended to read as follows:

“C. The prohibition against construction on Sundays and Holidays as set forth in subsection B shall not apply under either of the following conditions:

1. The construction is actually performed by an individual who is the owner or lessor of the premises and who is assisted by not more than two individuals.
2. The person performing the construction shall have provide the building official with a petition which indicates the consent of 65% of the households residing within 500 feet of the construction site and the unanimous consent of the households adjacent to the construction site. Said pctition shall be on a form

promulgated by said building official and shall be accompanied by a fee, the amount of which shall be established by resolution by the City Council.

SECTION 4. Section 9.36.110 is hereby amended by adding a subsection E which shall read as follows:

E. For purposes of this section, holidays are New Year's Day, Martin Luther King Jr. Day, Lincoln's Birthday, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Veteran's Day, Thanksgiving Day, Day after Thanksgiving, and Christmas.

SECTION 5. This ordinance shall take effect thirty days from its publication.

Signed and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2004.

\_\_\_\_\_  
Bill Bogaard  
Mayor of the City of Pasadena

I HEREBY CERTIFY that the foregoing ordinance was adopted by the City Council of the City of Pasadena at its meeting held \_\_\_\_\_, 2004, by the following vote:

AYES:

NOES:

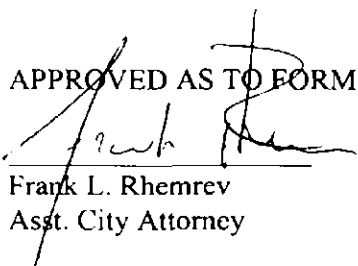
ABSTAIN:

ABSENT:

Published:

\_\_\_\_\_  
Jane Rodriguez CMC  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Frank L. Rhemrev  
Asst. City Attorney