



AGENDA

CANBY CITY COUNCIL SPECIAL MEETING

July 9, 2014

6:30 PM (After URA Meeting)

Council Chambers

155 NW 2nd Avenue

Mayor Brian Hodson

Council President Tim Dale

Councilor Clint Coleman

Councilor Traci Hensley

Councilor Greg Parker

Councilor Ken Rider

Councilor Todd Rocha

CITY COUNCIL SPECIAL MEETING

1. CALL TO ORDER

2. CITIZEN INPUT & COMMUNITY ANNOUNCEMENTS

(This is an opportunity for visitors to address the City Council on items not on the agenda. It is also the time to address items that are on the agenda but not scheduled for a public hearing. Each citizen will be given 3 minutes to give testimony. Citizens are first required to fill out a testimony/comment card prior to speaking and hand it to the City Recorder. These forms are available by the sign-in podium. Staff and the City Council will make every effort to respond to questions raised during citizens input before tonight's meeting ends or as quickly as possible thereafter.)

3. PUBLIC HEARING

A. Noise Variance Application – Western Const. Services (Canby Square)

July 14-16, 2014 (10 p.m. – 6 a.m.)

Pg. 1

4. ADJOURN

WORK SESSION

Immediately Following Special City Council Meeting

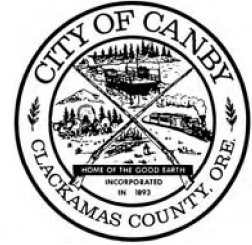
City Hall Conference Room

182 N Holly

This Work Session will be attended by the Mayor and City Council to discuss the consolidation of City offices.

*The meeting location is accessible to persons with disabilities. A request for an interpreter for the hearing impaired or for other accommodations for persons with disabilities should be made at least 48 hours before the meeting to Kim Scheafer, MMC, City Recorder at 503.266.0733. A copy of this Agenda can be found on the City's web page at www.ci.canby.or.us. City Council and Planning Commission Meetings are broadcast live and can be viewed on CTV Channel 5. For a schedule of the playback times, please call 503.263.6287.

MEMORANDUM



TO: *Honorable Mayor Hodson and City Council*
FROM: *Kim Scheafer, MMC, City Recorder*
DATE: *June 16, 2014*
THROUGH: *Amanda Zeiber, Interim City Administrator/HR Director*

Issue: Request for Noise Variance

Synopsis: A request has been received from Western Construction Services, Inc. for a noise variance on July 14-16, 2014 from 10:00 p.m. – 6:00 a.m. The variance is being requested for asphalt maintenance and repairs.

Per Canby Municipal Code Section 9.48.050B, at least 10 days prior to the public hearing a notice was mailed to property owners within 200' of the location of the variance, published in the Canby Herald, and posted in various locations around the City. Section 9.48.050B allows the Council to approve a variance after certain criteria which would apply to the facts of the requested variance are considered by the Council. In granting a variance, the Council shall consider:

- a. The protection of health, safety and welfare of citizens as well as the feasibility and cost of noise abatement;
- b. The surrounding type of existing land uses;
- c. The acoustical nature of the sound emitted; and
- d. Whether variance from the provision would produce a benefit to the public.

If, after review of the evidence submitted by the applicant and hearing any testimony from the public, the Council chooses to allow the variance as requested, a motion to grant the variance would be appropriate.

Recommendation: Staff recommends Council approve the Noise Variance Application.

Motion: *I move to grant a Noise Variance to Western Construction Services, Inc. on July 14-16, 2014 from 10:00 p.m. – 6:00 a.m. for asphalt maintenance and repairs at the Canby Square Shopping Center.*



CITY OF CANBY
NOISE VARIANCE
APPLICATION
\$75.00

Receipt No: 489657
Date Paid: 6.12.14
Amount Paid: \$75.00

Attn: Administration - PO Box 930 -182 N Holly - Canby, OR 97013 - 503.266.4021

Applicant Name Western Construction Services, Inc
Address 2300 East Third Loop, Suite 110
City Vanouver State WA Zip 98661 Phone 360.823.4223
Address of Noise Variance Request 1025-1061 SW 1st Ave Canby, OR 97013
Name of Property/Business Owner of Variance Request Argonaut Investments
Type of Event Asphalt maintenance and repairs
Date(s) of Event 7.14.14 Time of Event 10pm-6am Requested Hours of Variance _____
Date(s) of Event 7.15.14 Time of Event 10pm-6am Requested Hours of Variance _____
Date(s) of Event 7.16.14 Time of Event 10pm-6am Requested Hours of Variance _____
Acoustical Nature of Sound to be Emitted Heavy Equipment, saw cutting, dump trucks
paving equipment
Will you be continually present at this activity X Yes _____ No If No is marked, who is to be the contact
should the need arise? _____
Additional Comments Commercial work

A list of property owners and their addresses within 200' of the location of the noise variance must be submitted with this application. Canby Municipal Code Chapter 9.48 requires that any person who owns, controls or operates any source which violates provisions of that chapter apply to the City Council for a noise variance.

By signing below, I acknowledge that I have read the attached Canby Municipal Code Chapter 9.48 and understand that violations of this chapter are subject to a fine of \$500. Signature of Police Chief or Designee must be obtained prior to submitting Application for Council Approval.

[Signature]
Signature of Applicant

[Signature]
Police Chief or Designee

Mayor

06.11.14
Date
6/12/14
Date

Date
City Council Packet Page 2 of 4

CITY OF CANBY NOTICE OF PUBLIC HEARING - NOISE VARIANCE

**Date and Time Requested for
Variances:**

July 14-16, 2014 (10 p.m. – 6 a.m.)

Address of Variance:

Canby Square
1025-1061 SW 1st Avenue
Canby, OR 97013

Business Owner:

Argonaut Investments

Name of Applicant:

Western Construction Services, Inc.

A public hearing conducted by the Canby City Council will be held on Wednesday, July 9, 2014 at 6:30 p.m. in the City Council Chambers located at 155 NW 2nd Avenue, Canby, Oregon. The purpose of this hearing is to consider the granting of a Noise Variance to Western Construction Services for asphalt maintenance and repairs at the Canby Square Shopping Center.

Dated this 16th day of June 2014.

Kimberly Scheafer, MMC
City Recorder

Management Team Meeting Minutes

June 16, 2014

2:00 PM

City Hall Conference Room

In attendance: Amanda Zeiber, Kim Scheafer, Bryan Brown, Eric Laitinen, Haley Fish, Joseph Lindsay, Bret Smith, and Renate Mengelberg.

Kim Scheafer

- Reviewed Agendas for July 9 URA & URA Meetings and July 16 CC Meeting
- Out of office June 17 and 23-25

Haley Fish

- Budget items are on June 18 CC Agenda
- Out of office June 23-27

Renate Mengelberg

- Ribbon cutting for Sequoia Parkway Bridge was last week

Eric Laitinen

- Busy with summer schedule
- Out of office July 7-18

Joseph Lindsay

- Fred Meyer LUBA appeal is set for July 1

Bret Smith

- New police officer started today
- Participating in Fire Chief interviews tomorrow

Bryan Brown

- Two annexations on the July 18 City Council Agenda

Amanda Zeiber

- Out of office June 20 and 23
- Timesheets from Management are due Thursday
- VEBA MOU needs to be renewed
- Chief Kunze's retirement reception is June 26 at 7:00 p.m.

Minutes taken by Kim Scheafer