

City of Sherwood, OR

Ordinance No. 87-869

AN ORDINANCE AMENDING THE CITY ZONING AND COMMUNITY DEVELOPMENT CODE, SECTION 5.803.01, WITH RESPECT TO STANDARDS FOR NOISE, AND ESTABLISHING AN EFFECTIVE DATE.

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WHEREAS, the City Zoning and Community Development Code, Section 5.803, specifies maximum sound levels permitted within the City; and

WHEREAS, recently, in the course of approving a conditional use permit and site design for a proposed industrial development, the City staff and City Planning Commission, with the advice of Oregon Department of Environmental Quality, determined that said standards are based on outdated, superseded, and now essentially immeasurable guidelines; and

WHEREAS, the State has adopted new standards that have been in effect for several years, and these modern guidelines are deemed more appropriate for the regulation of noise and sound in the City.

NOW, THEREFORE, THE CITY OF SHERWOOD ORDAINS AS FOLLOWS:

Section 1: Commission Actions. That the City Planning Commission held a public hearing on amendments to City noise regulations on October 21, 1987; and subjected this Ordinance to a full and proper review, and recommends its adoption as the proposal satisfies all requirements of Code Section 4.203.01.

Section 2: Public Hearing. That the City Council received the recommendations of staff and Commission, and associated materials; and that this Ordinance was subject to a public hearing before Council on November 18, 1987, and all interested parties were afforded an opportunity to be heard, and to present and rebut evidence.

Section 3: Findings of Fact. That after full consideration of staff reports, the recommendation of the Commission, and of the evidence presented at the public hearing, the Council finds that the proposed amendment conforms to all requirements of Code Section 4.203.01.

Section 4: Code Amended. That Section 5.803.01 of the Community Zoning and Development Code, as presently written, is hereby repealed in its entirety, and a new Section 5.803.01 is hereby ADOPTED to read:

5.803.01 Noise

- A. All new commercial and industrial uses shall comply with the noise standards adopted by the State Department of Environmental Quality, and proof of compliance with State standards may be required by the City.
- B. Noise-making devices which are maintained and utilized solely to serve as warning devices or emergency signals, and noise created by automobiles, trains, aircraft and similar vehicles are exempt from the standards of this Section.

Section 5: Effective Date. This Ordinance shall become effective thirty (30) days after approval and adoption.

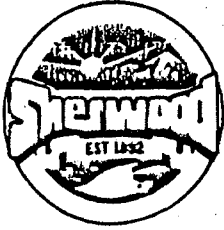
Duly passed by the City Council on this 18 day of November, 1987.

Polly Blankenbaker  
Polly Blankenbaker, Recorder

Approved by the Mayor the 18 day of November, 1987.

Norma Jean Oyler  
Norma Jean Oyler, Mayor  
City of Sherwood

	<u>AYE</u>	<u>NAY</u>
OYLER	<u>✓</u>	_____
BIRCHILL	<u>✓</u>	_____
STEWART	<u>✓</u>	_____
NIGHTINGALE	<u>✓</u>	_____
CHAVEZ	<u>✓</u>	_____



90 NW Park Street  
Sherwood, Oregon 97140  
625-5522 625-5523

DATE: October 14, 1987  
TO: Planning Commission  
FROM: Carole Connell, Consulting Planner *CC*  
RE: City Noise Standards

Attached is an Ordinance amending the existing Community Development Code Noise Standards. Rather than specifying standards, the Ordinance amends the code by requiring all new commercial and industrial areas to comply with the State noise standards.

CC:bb