

Sec. 17-10. - Construction of large projects; noise management plan; exemption for time to comply.

Upon good cause shown by the owner of any noise source when a noise management plan has been approved by the city commission, the city manager shall have the power to grant a special permit, which provides an exemption from the provisions of an approved noise management plan in order to allow sufficient time for the installation of necessary equipment, facilities, or modifications to achieve compliance. Provided however, the aforementioned special permit shall not be granted for a period of time to exceed fifteen (15) days from the date said exemption is granted, but such exemption may be renewed for an additional fifteen-day period of time if satisfactory progress towards compliance is shown. Approval of special permit shall be based upon cases of necessity or in the interest of public health, safety and convenience. In the issuance of such permit(s), the city manager shall weigh all facts and circumstances and shall determine whether the reasons given for the necessity are valid and reasonable, whether the public health, safety and convenience will be protected or better served by granting the permit requested, and whether the manner and amount of loss or inconvenience to the party in interest imposes a significant hardship upon such party.

[\(Ord. No. C-08-37, § 2, 7-15-08\)](#)