



## BOARD OF COMMISSIONERS

# AGENDA REQUEST & STAFF REPORT

**MEETING DATE:** June 12, 2024

**SUBJECT:** Public Hearing to consider Ordinance No. 2024-005 which would amend Deschutes County Code section 8.08, Noise Control

**RECOMMENDED ACTIONS:**

Following the public hearing, close the record and move approval of first and second reading of Ordinance No. 2024-005 by title only, then move emergency adoption of Ordinance No. 2024-005.

**BACKGROUND AND POLICY IMPLICATIONS:**

Deschutes County Code section 8.08 addresses the issue of noise control. Under the current provisions, the Deschutes County Road Department is ostensibly prohibited from engaging in routine road maintenance activities in the unincorporated areas of the County between the hours of 10:00 pm and 7:00 am except by permit. Routine road maintenance activities that must be performed during nighttime or early morning hours include:

- Winter operations, including snow plowing and ice prevention;
- Pavement preservation, sign and guardrail replacement, and other maintenance work;
- On high traffic volume road segments where traffic control operations would cause significant congestion and hazardous work zone conditions;
- On road segments that approach state highways where traffic control operations would cause traffic queuing onto the highway; and
- On days where heat and/or air quality indexes are forecast to be above OSHA-mandated exposure limits during late morning and afternoon hours.

The permitting process provided in DCC 8.08.080 requires a noticed public meeting before the Board of County Commissioners, requiring several weeks of County staff preparation.

The proposed text amendments to DCC 8.08 would exempt routine public road maintenance activities conducted between the hours of 10:00 pm and 7:00 am from noise variance permitting requirements and would provide for an administrative process through the Deschutes County Community Development Department for the issuance of noise variance permits for public road improvement activities conducted between the hours of 10:00 pm and 7:00 am.

**BUDGET IMPACTS:**

None

**ATTENDANCE:**

Road Department