

SUBMITTED BY: Kraig Fullen, Chief of Police

MANAGEMENT TEAM REVIEW: Ana Urquijo, City Manager

FOCUS AREA: Community Enhancement

ORGANIZATIONAL IMPROVEMENTS: N/A

SUBJECT: **FIRST READING OF ORDINANCE NO. 25-1216**, an Ordinance of the Mayor and Council of the City of Douglas, Cochise County, Arizona, **AMENDING CHAPTER 8.28** of the **DOUGLAS MUNICIPAL CODE** specifically as to section 8.28.040(f) relating to **CONSTRUCTION RELATED NOISE**, establishing severability of components of ordinance; and establishing an effective date thereof.

EXECUTIVE SUMMARY:

Staff is recommending an amendment to Section 8.28.040(F) of the Health and Safety Code regarding construction-related noise in compliance with SB1182.

BACKGROUND:

SB1182 was signed by Governor Hobbs by emergency on May 13, 2025 and codified under Arizona Revised Statute §9-500.52. The bill restricts a municipality from enacting or enforcing any noise ordinance that prohibits general construction activities between May 1 and October 15 of each year, between the hours of 5:00 AM and 7:00 PM each business day, and 7:00 AM and 7:00 PM on Saturday if the construction work is being performed under a valid permit issued by the municipality.

Additionally, the municipality must allow concrete to be poured at least one hour before the time that general construction activities are regularly scheduled to begin.

DISCUSSION:

Staff recommends that Article 8.28.040, paragraph (F) be stricken in its entirety and replaced as noticed in the draft ordinance (attached).

FISCAL IMPACT:

None.

Fiscal Year:

Amount Requested: \$

Budgeted: Y / N

Account (s):

“...I MOVE THAT THE MAYOR AND COUNCIL APPROVE THE PLACEMENT OF ORDINANCE NO. 25-1216 ON ITS FIRST READING BY NUMBER AND TITLE ONLY.”

“...I MOVE THAT THE MAYOR AND COUNCIL APPROVE THE FIRST READING OF ORDINANCE NO. 25-1216 AND TO PLACE IT ON ITS SECOND READING BY NUMBER AND TITLE ONLY.”