



# STAFF REPORT

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**Meeting Type:** City Council  
**Meeting Date:** August 7, 2023  
**From:** Kelly O'Neill, Jr., Development Services Director  
**Subject:** Noise Exception – Chainsaw Carving Event (File No. 23-024 TEMP)

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## **DECISION TO BE MADE:**

Approve or deny a noise exception

## **PURPOSE / OBJECTIVE:**

Approve or deny a noise exception to Title 8, Section 8.20.020 unnecessary noise, of the Sandy Municipal Code for File No. 23-024 TEMP (Sandy Invitational Chainsaw Carving Event). The noise exception is for a one-day wood carving art event on August 26 from 8am to 7pm in downtown Sandy at 38600 Proctor Blvd.

## **BACKGROUND / CONTEXT:**

Staff received a temporary land use application on July 14, 2023, and other related materials requesting approval for a one-day “chainsaw carving” event in downtown Sandy behind the AntFarm building at 38600 Proctor Blvd. The applicant is proposing an event that will span three lots where normally the Famers Market is held and run from 8am to 7pm. The applicant is proposing the following during this event:

- Twelve active carvers creating and carving a piece for auction
- A demonstration of skills by competitive foresters from OSU
- A walking tour of Sandy hosted by a Certified Arborist and Forester
- Public participation in forestry related activities (signed waivers will be required)
- Auction of carver’s art at the end of the event

The applicant submitted an application, site plan, narrative, event schedule, approval from the Clackamas County Fire Marshal, insurance coverage, and a “Hold Harmless” agreement provided by the City. These submittals are provided as exhibits.

## **KEY CONSIDERATIONS / ANALYSIS:**

Section 8.20.020 (A) states: “No person may make, assist in making, continue or cause to be made any loud, disturbing or unnecessary noise which either annoys, disturbs, injures or endangers the comfort, repose, health, safety or peace of others.”

Section 8.20.020 (B) states: “Loud, disturbing and unnecessary noises in violation of this section include, but are not limited to the following:”

Section 8.20.020 (B)(10) goes on to state: “The discharge in the open air of the exhaust of a steam engine, internal combustion engine, motorboat or motor vehicle except through a muffler or other device which will effectively prevent loud or explosive noises and the emission of annoying smoke.”

There is no criterion in the Sandy Municipal Code for approving noise exceptions.

**BUDGET IMPACT:**

None

**RECOMMENDATION:**

Approve the “Noise Exception” under Chapter 8.20.020 (B)(10) for File No. 23-024 TEMP (Sandy Invitational Chainsaw Carving Event) as this application otherwise meets the general requirements of the Development Code Section 17.74.60 (A) (Temporary Uses) and promotes a unique art event in downtown Sandy.

**SUGGESTED MOTION LANGUAGE:**

I move to approve the noise exception for File No. 23-024 TEMP for August 26, 2023, from 8:00 am to 7:00 pm at 38600 Proctor Blvd.

**LIST OF ATTACHMENTS / EXHIBITS:**

- Exhibit A. Land Use Application
- Exhibit B. Special Event Permit Application
- Exhibit C. Narrative
- Exhibit D. Site Plan
- Exhibit E. Information flyer
- Exhibit F. Fire Marshal approval
- Exhibit G. Approval from property owner
- Exhibit H. Insurance coverage
- Exhibit I. Additional details email