

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING AN EXTENSION OF THE TIME LIMITATIONS OF THE SOUND CONTROL ORDINANCE PURSUANT TO SECTION 26-193(3)(B) OF THE CODE OF ORDINANCES FOR THE DEMOYA GROUP, FOR THE CONSTRUCTION OF NORTH ROOSEVELT BOULEVARD; PROVIDING CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Demoya Group has requested an extension of time limitations of the sound control ordinance for certain portions of the reconstruction of North Roosevelt Boulevard; and

WHEREAS, the City Commission finds that authorizing an extension of the time limitations, pursuant to section 26-193(3)(B) of the code of ordinances, would help to expedite this major construction project, and thereby benefit residents and visitors to the City of Key West.

NOW THEREFORE BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AS FOLLOWS:

Section 1: That an extension of the time limitations to the Sound Control Ordinance, Section 26-193, is hereby granted to Demoya Group, to allow construction on the North Roosevelt Boulevard project between the hours of 7 pm and 8 am, Monday through Friday, at specific intersections and driveways during nighttime and non-business/non-peak hours, until the project is complete.

Section 2: That this exemption is conditioned upon the Demoya Group providing written notice one week prior to after-hours construction to businesses within 100 feet of the operation, and providing notice two weeks prior to after-hours construction to residences within 100 feet of the operation, until the project is complete.

Section 3: That the work to be conducted generally consists of excavation for pipe, pipe installation, backfill of trenches, paving operations, and concrete placement. Equipment includes, but is not limited to excavators, backhoes, milling and paving machines, and dump/delivery trucks, and that the entire project may last up to two years.

Section 4: That this Resolution shall go into effect immediately upon its passage and adoption and authentication by the signature of the presiding officer and the Clerk of the Commission.

Passed and adopted by the City Commission at a meeting held this _____ day of _____, 2012.

Authenticated by the presiding officer and Clerk of the Commission on _____, 2012.

Filed with the Clerk _____, 2012.

CRAIG CATES, MAYOR

ATTEST:

CHERYL SMITH, CITY CLERK