

**RESOLUTION NO. 2019-**

**RESOLUTION APPROVING A VARIANCE PURSUANT TO  
CHAPTER 9.16.070.E OF THE CASTLE ROCK MUNICIPAL CODE  
FOR NIGHT TIME CONSTRUCTION ACTIVITIES RELATED TO THE 2019  
PAVEMENT MAINTENANCE PROGRAM, 2019 BRIDGE MAINTENANCE  
PROGRAM, 2019 TOWN FACILITY PARKING LOT IMPROVEMENT PROGRAM,  
AND 2019 CAPITAL IMPROVEMENT PROGRAM PROJECTS**

**WHEREAS**, the Town's Public Works Department has made application for a variance to the Town's noise ordinance pursuant to Chapter 9.16.070.E of the Castle Rock Municipal Code, necessary for 2019 Pavement Maintenance Program, 2019 Bridge Maintenance Program, 2018 Town Facility Parking Lot Improvement Program, and 2019 Capital Improvement Program Projects; and

**WHEREAS**, to minimize inconvenience to the public, the Public Works Department anticipates that night maintenance is necessary, and

**WHEREAS**, the Town Council finds that the activity will be of temporary duration and even with the application of the best available control technology, the maintenance cannot be done in a manner that would comply with Chapter 9.16.

**NOW, THEREFORE BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CASTLE ROCK AS FOLLOWS:**

**Section 1. Approval.** The application for a variance from the Town's Public Works Department beginning April 1, 2019 is hereby approved subject to the following restrictions:

1. The variance shall be in effect between April 1, 2019 and November 30, 2019. This time period may be extended by up to one month at the discretion of the Public Works Director.
2. The variance shall apply only to maintenance work performed for pavement marking, pavement maintenance, pavement repairs, roadway construction, street sweeping, and asphalt mill and overlay. Any other work shall comply with the noise restrictions set forth in Chapter 9.16 of the Castle Rock Municipal Code.

**PASSED, APPROVED AND ADOPTED** this 5<sup>th</sup> day of February, 2019 by the Town Council of the Town of Castle Rock, Colorado, on first and final reading, by a vote of \_\_\_ for and \_\_\_ against.

**ATTEST:**

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Lisa Anderson, Town Clerk

**Approved as to form:**

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Robert J. Slentz, Town Attorney

**TOWN OF CASTLE ROCK:**

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Jason Gray, Mayor

**Approved as to content:**

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Robert Goebel, P.E.  
Director of Public Works