

RESOLUTION NO. 2020-

**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 2020
PAVEMENT MAINTENANCE PROGRAM, 2020 TOWN FACILITY PARKING LOT
IMPROVEMENT PROGRAM, AND 2020 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 2020 Pavement Maintenance Program, 2020 Town Facility Parking Lot Improvement Program, and 2020 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, 2020 is hereby approved subject to the following restrictions:

1. The variance shall be in effect between April 1, 2020 and November 30, 2020. 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 3rd day of March 2020 by the Town Council of the Town of Castle Rock, Colorado, on first and final reading, by a vote of __ for and __ against.

ATTEST:

TOWN OF CASTLE ROCK:

Lisa Anderson, Town Clerk

Jason Gray, Mayor

Approved as to form:

Approved as to content:

Robert J. Slentz, Town Attorney

Daniel Sailer, P.E.
Director of Public Works