

ROSEVILLE
REQUEST FOR COUNCIL ACTION

Date: September 13, 2021
Item No.: 7.b

Department Approval

City Manager Approval



Item Description: Hold Public Hearing and Consider Approval of Request for a Noise Variance for the County Road B2 Project

BACKGROUND

Bituminous Roadways, Inc., the general contractor for Ramsey County’s County Road B2 project, between Fairview and Hamline Avenue, has requested a noise variance from the City for performing night work associated with the project. Per City Code Chapter 405.03 Hourly Restrictions of Certain Operations, paragraph D:

Construction Activities: No person shall engage in or permit construction activities involving the use of any kind of electric, diesel or gas powered machine or other power equipment except between the hours of 7:00 A.M. and 9:00 P.M. on any weekday, or between the hours of 9:00 A.M. and 9:00 P.M. on any weekend or legal holiday.

The contractor is requesting a variance from this section of code to allow night work for up to 10 nights along the stretch of County Road B2 between Fairview Avenue and Snelling Avenue. It is requesting the variance to help minimize impacts to the traveling public and to make it safer for work to be done in this high traffic area. Work and noise levels would include bituminous milling operations, paving and truck hauling.

Overall work on the project includes resurfacing County Road B2 between Fairview Avenue and Snelling Avenue. Miscellaneous curb, sidewalks and ADA ramps would be replaced. The west four signal lights within the project area will be replaced. The requested night work is only related to the milling and paving operations between only Fairview Avenue and Snelling Avenue. The night work would take place sometime between mid-September and November 1.

Per the noise ordinance, a public hearing for the noise variance must be held. A notification of the public hearing was published in the local paper and a letter was mailed to all property owners and residents within a 500-foot radius of the work area. No comments have been received to date.

DISCUSSION

Staff would suggest Council consider a noise variance with the following conditions:

- The Contractor shall notify residents within 500 feet of the work area of expanded work five days prior to the extended evening work.

FINANCIAL IMPLICATIONS

None identified.

29 **STAFF RECOMMENDATION**

30 Staff recommends Council hold a public hearing and consider a variance from City Code Chapter
31 405.03 Hourly Restrictions of Certain Operations, and allow night work on the County Road B2
32 Project.

33 **REQUESTED COUNCIL ACTION**

34 Hold a public hearing and approve a request to allow night work on the County Road B2 Project.

Prepared by: Jesse Freihammer, Assistant Public Works Director/City Engineer
Attachments: A: Resolution
B: Public Hearing Notice Letter
C: Location/Notification Map

**EXTRACT OF MINUTES OF MEETING
OF THE
CITY COUNCIL OF THE CITY OF ROSEVILLE**

* * * * *

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Roseville, County of Ramsey, Minnesota was duly held on the 13th day of September 2021, at 6:00 p.m.

The following members were present:
and the following were absent:

Member introduced the following resolution and moved its adoption:

RESOLUTION No.

**RESOLUTION REQUESTING A VARIANCE FROM CITY CODE SECTION 405.03,
HOURLY RESTRICTION ON CERTAIN OPERATIONS FOR THE COUNTY ROAD
B2 PROJECT**

WHEREAS, Bituminous Roadways, Inc., is the general contractor for the County Road B2 resurfacing project, located between Fairview Avenue and Hamline Avenue, which is being administered by Ramsey County; and

WHEREAS, Bituminous Roadways, Inc., has requested a noise variance from the City for performing night work associated with the project; and

WHEREAS, Bituminous Roadways, Inc., has requested to perform night work outside of working hours for milling and paving operations between Fairview Avenue and Snelling Avenue for up to 10 days in order to minimize impacts to the traveling public and to make it safer for work to be done in this high traffic area;

NOW, THEREFORE, BE IT RESOLVED that by the City Council of Roseville, Minnesota, that the variance from City Code 405.03, Hourly Restrictions on Certain Operations for the County Road B2, is hereby approved subject to notification of residents within 500 feet of the work area five days prior to the work.

The motion for the adoption of the foregoing resolution was duly seconded by Member , and upon a vote being taken thereon, the following voted in favor thereof: , , and.

and the following voted against the same:

WHEREUPON said resolution was declared duly passed and adopted.



August 31, 2021

«PrimaryTaxName1»
 «PrimaryTaxName2»
 «PrimaryTaxAddress»
 «PrimaryTaxCityStateZIP»

**RE: County Road B2 (Fairview Ave. to Snelling Ave.)
 Noise Variance Hearing**

Dear Resident:

The contractor for Ramsey County's County Road B2 resurfacing project, Bituminous Roadways, Inc., has informed the City of Roseville that it would like permission to perform work outside of permitted construction hours. By City Ordinance, no work can be done weekdays between 9:00 p.m. and 7:00 a.m. without a variance approved by the City Council.

Bituminous Roadways, Inc. applied for a variance to working hours to perform night work for 5-10 nights between September 20 and October 31, 2021. Work could be done at any time during the night. It is requesting the variance to help minimize impacts to the public and to make it safer for work to be done in this high traffic area. Work and noise levels would include bituminous milling operations, paving and truck hauling.

A hearing for this variance will take place during the Roseville City Council meeting on Monday, September 13 at 6:00 p.m. The meeting will be conducted both in person and virtually, using the Zoom webinar platform. City staff will present the variance request to the City Council and answer any questions the Council or residents may have. If you do not wish to attend in person, you can register to attend virtually. To register and take part in the virtual meeting, please visit www.cityofroseville.com/attendmeeting.

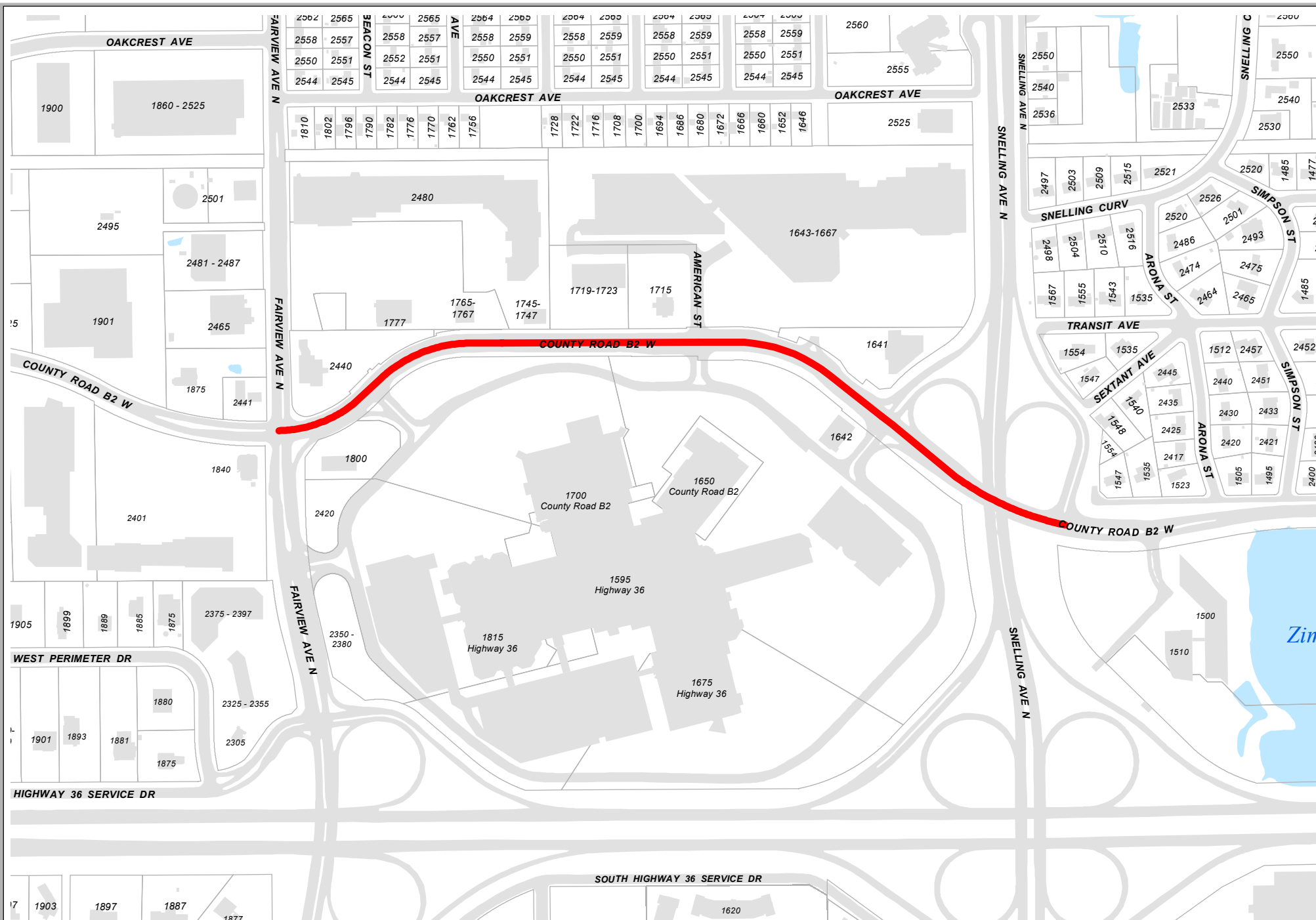
All property owners within 500 feet of the project area are receiving this hearing notice. If you are not able to attend the meeting but would like to offer input and/or receive information about what was presented during the meeting, please contact me. I can be reached by phone at 651-792-7042 or by email at jesse.freihammer@cityofroseville.com.

Sincerely,

A handwritten signature in black ink, appearing to read "Jesse Freihammer".

Jesse Freihammer, P.E.
 Assistant Public Works Director/City Engineer

Enclosures



County Road B2 Project

ROSEVILLE
 Prepared by:
 Engineering Department
 September 08, 2021

 Noise Variance Location

Data Sources and Contacts:
 * Ramsey County GIS Base Map (6/22/21)
 * City of Roseville Engineering Department
 For further information regarding the contents of this map contact:
 City of Roseville, Engineering Department,
 2660 Civic Center Drive, Roseville MN

DISCLAIMER
 This map is neither a legally recorded map nor a survey and is not intended to be used as one. This map is a compilation of records, information and data located in various city, county, state and federal offices and other sources regarding the map shown, and it is to be used for reference purposes only. The City does not warrant that the Geographic Information System (GIS) Data used to prepare this map are error free, nor does the City warrant that the GIS Data are the most current, accurate or complete information available for any other purpose requiring exacting measurement of distance or direction or precision in the depiction of geographic features. If errors or discrepancies are found please contact (612) 702-1071. The engineering department is not responsible for any damages, and expressly disclaims all claims, and agrees to defend, indemnify, and hold harmless the City from any and all claims brought by law, its employees or agents, or third parties which arise out of the user's access or use of data provided.



mapdoc: C:\rd\B2\Project\Location.mxd
 map: C:\rd\B2\Project\Location.pdf

