

**CITY OF JORDAN
ORDINANCE 2018-08**

**AN ORDINANCE AMENDING CITY CODE CHAPTER 90 BY ADDING SECTION
90.012 RESTRICTING DAYS AND HOURS FOR CONSTRUCTION ACTIVITIES**

Subdivision 1. Purpose. The City Council for the City of Jordan, Minnesota finds that it needs to create restrictions on the hours during which construction activities can be performed near residential-zoned areas to permit residents quiet enjoyment of their homes during typical rest times.

Subdivision 2. AMENDMENT. NOW BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF JORDAN THAT TITLE IX General Regulations/Chapter 90 Nuisances; Abatement of the Jordan City Code is hereby amended by adding Section 90.012 to read as follows:

**SECTION 90.012; LIMITATIONS ON DAYS AND HOURS FOR CONSTRUCTION
ACTIVITIES**

- (A) It is unlawful for any developer or construction company to 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 7 p.m., on any weekday or between the hours of 8:00 a.m. and 6:00 p.m., on any weekend or holiday. "Construction activities" shall expressly include (1) excavation, grading, or any type of earth-moving activity, (2) the creation, maintenance, or repair of a structure which requires any kind of building permit, (3) the fueling, delivery, unloading or loading, relocating of equipment of material associated with these construction activities, and (4) street, sidewalk, trail, and any utility construction.

- (B) The City Administrator or his/her designee may permit different hours for construction activities upon receipt of a timely application (1) demonstrating significant, actual necessity, (2) the specific location of the construction activities and (3) the specific requested additional hours.

- (C) Civil penalty for violations; First violation in any 12 month period – written warning, second violation in any 24 month period - \$250.00, third and subsequent violations in any 24-month period - \$500.00.

Subdivision 3. Effective Date. This ordinance shall be effective immediately after publication for construction activities commenced AFTER publication.