



JOHN J. TECKLENBURG
Mayor

City of Charleston
South Carolina
Department of Public Service

THOMAS F. O'BRIEN
Director of Public Service

**PUBLIC WORKS AND UTILITIES COMMITTEE
AGENDA**

There will be a meeting of the Public Works and Utilities Committee on Monday, October 7, 2019 to begin at 3:30 pm., first floor conference room at City Hall. The following items will be heard:

A. Invocation

None

B. Approval of Public Works and Utilities Committee Minutes

September 9, 2019 – Deferred
September 23, 2019 – Deferred

C. Request to Set a Public Hearing

None

D. Acceptance and Dedication of Rights-of-Way and Easements

**E. Temporary Encroachments Approved by The Department of Public Service
(For information only)**

1. **45 1/2 Spring St. –Warehouse** – Installing 36" X 12" right angled sign above the public right-of-way. This encroachment is temporary. **Approved October 4, 2019.**
2. **54 Broad St. – Paramount Real Estate & Development-** Installing a 30"x18" right angle sign in the City right of way. This encroachment is temporary. **Approved October 4, 2019.**

3. **122 Spring St. – 124 Spring, LLC** – Installing 40” X 18” right angled sign above the public right-of-way. This encroachment is temporary. **Approved October 4, 2019.**
4. **314 Chimney Back St.** - Installing irrigation encroachment in City right of way. This encroachment is temporary. **Approved October 4, 2019.**
5. **336 Broadwalk Dr.** – Installing 6ft wood privacy fence encroaching in the city drainage easement. This encroachment is temporary. **Approved October 4, 2019.**
6. **415 Fish Tale Rd.** - Installing irrigation encroachment in City right of way. This encroachment is temporary. **Approved October 4, 2019.**
7. **532 King St. - To The Trade** – Installing a 30”x32.99” sign in the City right of way. This encroachment is temporary. **Approved October 4, 2019.**
8. **612 Halstead St.** - Installing a 12’x12’ concrete patio encroaching in a City drainage easement. This encroachment is temporary. **Approved October 4, 2019.**
9. **1085 Rivershore Rd.** - Installing irrigation encroachment in City right of way. This encroachment is temporary. **Approved October 4, 2019.**

F. Stormwater Management Department Update

1. Stormwater Plan Review Services Contract Extension and Fee Amendment with Johnson, Lachober & Associates
2. Dupont Wappoo Project Area Recommendations Discussion
3. Crosstowne Christian Church Stormwater Discussion
4. Church Creek Stakeholder Committee Discussion
5. National Fish and Wildlife Foundation Emergency Coastal Resilience Fund 2019 Grant Program Discussion
6. Stormwater Fee – Assistance Program Discussion
7. Stormwater Design Standard Manual Update Discussion
8. Cooper River Bridge Redevelopment Area Stormwater Inventory Discussion
9. Project Management Update

10. Floodplain Management Update

G. Miscellaneous Business

1. An ordinance to amend Chapter 21, Article II of the Code of the City of Charleston by adding a new Section 21-17 that prohibits certain building construction operations during stated hours. **(AS AMENDED)**

Councilmember Keith Waring,
Chairperson

In accordance with the Americans with Disabilities Act, people who need alternative formats, ASL (American Sign Language) Interpretation or other accommodation please contact Janet Schumacher at (843) 577-1389 or email to schumacherj@charleston-sc.gov three business days prior to the meeting.



Ratification
Number _____

A N O R D I N A N C E

TO AMEND CHAPTER 21, ARTICLE II OF THE CODE OF THE CITY OF CHARLESTON BY ADDING A NEW SECTION 21-17 THAT PROHIBITS CERTAIN BUILDING CONSTRUCTION OPERATIONS DURING STATED HOURS. (AS AMENDED)

BE IT ORDAINED BY THE MAYOR AND COUNCILMEMBERS OF CHARLESTON, IN CITY COUNCIL ASSEMBLED:

SECTION 1. Chapter 21 of the Code of the City of Charleston is hereby amended to create a new Section 17 that reads as follows:

“Sec. 21-17. BUILDING CONSTRUCTION OPERATION NOISE.

(a) *High Impact Construction Operations.* It shall be unlawful for any person to use or cause the use of any mechanical equipment or tool operated by fuel or electric power in building, construction, repair or demolition operations including but not limited to pile drivers, steam shovels, pneumatic hammers, derricks, steam or electric hoists, the use of which causes loud or repetitive noises in the City other than between the hours of 7:00 a.m. and 9:00 p.m. weekdays and 9:00 a.m. and 7:00 p.m. on Saturdays. No such building construction operations shall occur on Sundays.

(b) *Low Impact Construction Operations.* Building construction, repair or demolition operations which have a low impact can be conducted between the hours of 7:00 a.m. and 11 p.m. on weekdays and Saturdays and between the hours of 9 a.m. and 5 p.m. on Sundays. Low impact building operations are defined to include mudding, painting, minor repairs and renovations where the construction work and noise are not completely contained within the structure where the low impact construction operation is being completed. New construction, building demolition, roofing, clearing and grading, and siding shall not be considered low impact construction operations.

(c) The following noises shall be exempt from the prohibitions of subsections (a) and (b):

- (1) The sound produced by emergency repair measures necessary to safe guard or restore public utilities or property to a safe condition, or to protect persons or property from imminent danger, in preparation for, or following a fire, accident or natural disaster, such as a hurricane.

- (2) Work ordered by a City Official or by court order to secure property.
- (3) Utility construction work or construction work conducted on the public right of way.
- (4) Concrete pouring.

(d) The City may issue a permit exempting specific construction and maintenance of public streets and rights-of-way from the prohibitions of subsections (a) and (b), provided the person seeking such permit can make a showing that no reasonable alternatives exist to creating the noise at night, that the activity involved is compatible with the public interest, and the disruption is temporary.

SECTION 3. This Ordinance shall become effective six months after its adoption.

Ratified in City Council this _____ day of _____ in the Year of Our Lord, 2019, in the _____ Year of Independence of the United States of America.

By:

John J. Tecklenburg
Mayor, City of Charleston

ATTEST:

Vanessa Turner Maybank,
Clerk of Council