

**5.24 CONSTRUCTION ACTIVITIES AND NOISE RESTRICTIONS** (adopted \_\_\_ / \_\_\_ /15)

(1) **LIMITATION ON ADVERSE IMPACT.** Construction activities in the Village shall be conducted in a manner that minimizes the noise and other adverse impacts upon surrounding properties, consistent with that residential character of the Village.

(2) **PERMISSIBLE TIME FOR CONSTRUCTION ACTIVITIES.** Outdoor construction activities or indoor construction activities which require activities outdoors such as preparation or staging shall not be conducted outside of the following times:

No earlier than 7:00 a.m. on weekdays (Mondays through Friday); and

No earlier than 9:00 a.m. on Saturdays.

The construction activities shall conclude by 6:00 p.m.

No such activities shall take place on Sundays or holidays.

(3) **DEFINITIONS.**

(a) "The term "construction activities" under this Section shall include any work performed by a contractor, subcontractor, vendor, or supplier and shall also include delivery or drop off of construction material or equipment to the property. "Construction activities" under this Section shall not include maintenance or upkeep of the property which is routine or which does not require a permit.

(b) The time limits of construction activity set forth above shall not include the actions which are self-performed by either the Owner of the property or someone on the Owner's behalf who is not receiving any compensation.

(4) **ENFORCEMENT & WAIVERS.**

(a) The Village Administrator, or the Village Administrator's designee, may authorize a waiver to the requirements of this Section where, in the opinion of the Village Administrator or their designee, such a waiver is necessary due to emergency; to promote the public health and safety; or where literal compliance would cause undue hardship. A waiver granted under this Section may include such conditions as, in the opinion of the Village Administrator or the Village Administrator's designee, are necessary under the circumstances to promote the intent of this Section.

(b) Any person who violates this Section shall be subject to a forfeiture of not less than \$100.00 but not more than \$5,000.00 per occurrence. This Section shall not be construed to limit the authority of the Village to respond to Code violations and/or nuisance complaints or the right of the Village to enforce the Village Code or abate such nuisance in accordance with the applicable section of this Code or the Wisconsin Statutes.

(5) **EFFECTIVE DATE.** This Ordinance shall be effective and the limitations set forth herein shall apply to all construction activities taking place after \_\_\_\_\_, 2015.