City of Missoula, Montana
Item to be Referred to City Council Committee

Committee:	**Public Works**
Item:	**Waiver of Missoula Municipal Code Chapter 9.30 Noise Control for Dick Anderson Construction at 139 East Main Street for Construction of the AC Hotels by Marriott.**
Date:	January 23, 2020
Sponsor(s):	**Troy Monroe**
Prepared by:	Troy Monroe
Ward(s) Affected:	

☒ Ward 1 ☐ Ward 4
☐ Ward 2 ☐ Ward 5
☐ Ward 3 ☐ Ward 6

Action Required:
Approve a waiver.

Recommended Motion(s):
I move the City Council:
Approve a waiver from MMC 9.30 Noise Control for Dick Anderson Construction at 139 East Main Street for Construction of the AC Hotels by Marriott.

Timeline:

Referral to committee:	January 27, 2020
Committee discussion:	1/29/2020
Deadline:	February 3, 2020

Background and Alternatives Explored:

The AC Hotels by Marriott is currently under construction at the corner of Pattee Street and Main Street. Adjacent to the AC Hotels by Marriott is the Swift Hotel also under construction. The construction of these two hotels simultaneously has reduced Pattee Street to one lane and Main Street to one lane. On February 4th and 5th the AC Hotels by Marriott will be placing a large amount of concrete and will have multiple concrete deliveries along with a concrete pump truck onsite. To accomplish this the contractors will need to shut down the full width of Main Street. To be least disruptive to Main Street traffic and to the surrounding businesses Dick Anderson Construction will perform this work at night from 10 PM till 4 AM. There are limited residential units in the vicinity and the nearest hotel, Residence Inn by Marriott has been notified.

The contractor plans to have the work completed by Wednesday February 5th, and has asked for a waiver of Missoula Municipal Code to conduct work associated with the AC Hotels by Marriott.

> MMC 9.30.040(c) *Construction projects shall be subject to the maximum permissible noise levels specified for industrial zones for the period within which construction is to be completed pursuant to any applicable construction permit issued by proper authority. If no time limitation is imposed, then for a reasonable period for completion of project*.

Development Services Supports this request

Financial Implications: None