

October 1, 2014

VIA E-MAIL: gdepina@stamfordCT.gov

Gloria DePina
City of Stamford
888 Washington Blvd.
Stamford, CT 06901

RE: Noise Ordinance

Dear Representative DePina:

I am writing to you on behalf of O&G Industries in connection with the proposed noise ordinance. In view of the fact that the ordinance is subject to a comprehensive review, on behalf of my client, we suggest a small change not presently in the draft under consideration. The change would be an additional category of exemption which would be inserted in E as (12) and would read as follows:

“(12) Noise generated by the manufacture, delivery, or installation of materials used in public infrastructure improvements under the control of a governmental authority.”

The above language would recognize the modern day fact that many roadway projects are conducted during nighttime hours. This was not the case when the ordinance was originally drafted in the early 1980's. In present times, State and City roads are typically repaved at night when traffic is at its lowest and this requires the manufacture, delivery, and installation of product which must be produced as it is used. I believe that in the past it has always been assumed that any noise produced from such activities fell under the exemption of emergency (see exemption 2); however, my client believes this is a good time to clear up this issue. Thus, we suggest the above language be added as an exemption.

If there are any questions, please feel free to contact me.

Sincerely,


William J. Hennessey, Jr.

WJH/acd

cc: Richard Warren