



COMMUNITY PLANNING & DEVELOPMENT

206.275.7605

www.mercerisland.gov/cpd

CITY USE ONLY

PROJECT NO.	RECEIPT NO.	FEE
Date Received:		
Received By:		

NOISE EXCEPTION REQUEST

Noise generated by construction is allowed in the City of Mercer Island between the hours of 7 a.m. and 7 p.m. Monday through Friday and between the hours of 9 a.m. and 6 p.m. on Saturday per MICC 8.24.020(Q). Sounds generated by construction are not permitted on Sunday and legal holidays. Any of the following sounds produced outside of the above specified time periods will necessitate a noise exception:

- Sounds caused by the construction or repair of any building or structure.
- Sounds caused by construction, maintenance, repair, clearing or landscaping.
- Sounds created by the installation or repair of utility services.
- Sounds created by construction equipment including construction vehicles.

Maximum environmental noise levels are also regulated by Chapter 173-60 WAC. Please refer to the Decibel Comparison Chart on page 3 of this handout.

TYPES OF NOISE EXCEPTIONS

Noise exceptions are authorized pursuant to Chapter 173-60 WAC.

TYPE 1: Type 1 noise exceptions apply to substantial projects with a duration exceeding one night, weekend day, and/or holiday. Type 1 noise exceptions are those that are not a Type 2, Type 3, or Type 4, and meet at least ONE of the following criteria:

- The project involves road construction or any demolition.
- The noise generated by the project will exceed 90 decibels as measured from 50 feet from the site or the nearest residence, whichever is closer.
- The noise generating activity duration exceeds one night.

EXAMPLE: the replacement of expansion joints on I-90. Type 1 noise exceptions require a public notice to be sent to all properties within a specified radius of the project site (as determined by staff) but is typically 300 feet.

TYPE 2: Type 2 noise exceptions involve nighttime, weekend, and/or holiday work which produces noise that will be heard within the immediate vicinity of the project. Type 2 noise exceptions are those that are not a Type 1, Type 3, or Type 4, and meet ALL of the following criteria:

- The project does not involve road construction or any demolition.
- The noise generated by the project will exceed 75 decibels, but will not exceed 90 decibels as measured from 50 feet from the site or the nearest residence, whichever is closest.
- The noise generating activity duration is no more than one night.

EXAMPLE: the repair or replacement of an underground utility line. There is no public notice required for Type 2 noise exceptions.

TYPE 3: Type 3 noise exceptions involve nighttime, weekend, and/or holiday work which produces noise that may be heard within the immediate vicinity of the project. Type 3 noise exceptions are those that are not a Type 1, Type 2, or Type 4 and meet ALL of the following criteria:

- The project does not involve road construction or any demolition.
- The noise generated by the project will not exceed 75 decibels as measured from 50 feet from the site or the nearest residence, whichever is closest.
- The noise generating activity duration is no more than one night.

EXAMPLE: the repair of streetlights or installation of holiday lights on trees. There is no public notice required for Type 3 noise exceptions.

TYPE 4: Type 4 noise exceptions involving nighttime, weekend, and/or holiday work by a public agency, which produces noise that may be heard within the immediate vicinity of the project and the noise may exceed 75 decibels but will not exceed 90 decibels as measured from 50 feet from the site or the nearest residence, whichever is closest. Type 4 noise exceptions are those that are not a Type 1, Type 2, or Type 3 and must meet ALL of the following criteria:

- The noise exception does not involve road construction or in the right of way;
- The project is on property zoned Public (P);
- The project applicant is a public agency; and
- The noise generated by the work that is subject to the noise exception on weekends or on holidays will not exceed 90 decibels as measured from 50 feet from the site or the nearest residence, whichever is closest.
- The noise generated by the work that is subject to the noise exception will not exceed 75 decibels after 10 p.m. as measured from 50 feet from the site or the nearest residence, whichever is closest.
- The noise generating activity duration exceeds one night, weekend day, holiday day, but not more than five nights, weekend days, or holiday days.

EXAMPLE: work on a city fire station or a school that must be completed during the summer but work in the right of way is already completed. There is no public notice required for a Type 4 exception.

The Code Official has the discretion to change any Type 2, Type 3, or Type 4 noise exception request to a Type 1, Type 2, or Type 3, if necessary.

SUBMITTAL CHECKLIST

In addition to the items listed below, the code official may require the submission of any documentation reasonably necessary for review and approval of the land use application. An applicant for a land use approval and/or development proposal shall demonstrate that the proposed development complies with the applicable regulations and decision criteria.

An application shall include the following:	TYPE 1	TYPE 2	TYPE 3	TYPE 4
Development Application Form. Provide a completed and signed Development Application Form .	X	X	X	X
Fees. Payment of required fees. Refer to the City of Mercer Island Fee Schedule for current permit fees.	X	X	X	X
Cover Letter. A cover letter requesting the noise exception.	X	X	X	X

Description. A description of the proposed work necessitating a noise exception and explanation regarding why it cannot be done during the day.	X	X	X	X
Timeline. The timeline/duration of the proposed work requiring the noise exception.	X	X	X	X
Contact Information. The contact information for the project manager and/or designated contact.	X	X	X	X
Equipment. A list of the equipment to be used and anticipated noise levels associated with each as measured from 50 feet away or the nearest residence.	X	X	X	X
Map. A detailed map delineating the project area.	X	X	X	X
Noise Mitigation and Monitoring Plan.	X			
Detailed Construction Schedule.	X			X
Draft Public Notice. A draft public notice must be submitted at least 30 days prior to the start of the work necessitating the noise exception.	X			
Neighborhood Notification Plan. A neighborhood notification plan, for example, a door hanger, sign on the work site with emergency contact information, etc.				X

I HEREBY CERTIFY THAT I HAVE READ THIS APPLICATION AND SUBMITTAL CHECKLIST AND ALL REQUIRED APPLICATION MATERIALS ARE INCLUDED IN MY APPLICATION SUBMITTAL, UNLESS WAIVED BY THE CODE OFFICIAL. ALL INFORMATION SUBMITTED IS TRUE AND COMPLETE TO THE BEST OF MY KNOWLEDGE. I ACKNOWLEDGE THAT WILLFUL MISREPRESENTATION OF INFORMATION WILL TERMINATE THIS APPLICATION. I UNDERSTAND THAT MY SUBMITTAL WILL BE REVIEWED FOR COMPLETENESS AND, IF FOUND TO BE COMPLETE, WILL BE PROCESSED PURSUANT TO THE PROVISIONS OF CHAPTER 19.15 MICC.

SIGNATURE

DATE