

RESOLUTION 21-158

A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING AND TO THE EXTENT NECESSARY RATIFYING A NOISE VARIANCE FOR EARLY MORNING CONSTRUCTION ACTIVITY AT 16006 FRONT BEACH ROAD DURING THE PERIOD MAY 5 THROUGH JUNE 16, 2021.

BE IT RESOLVED that the City Council hereby approves and to the extent necessary ratifies that certain Order for a Noise Variance in favor of Killian Construction Co., for early morning construction activities related to construction of the Embassy Suites at 16006 Front Beach Road, during the period of May 5, 2021 through June 16, 2021, in the form attached and presented to the Council today.

THIS RESOLUTION shall be effective immediately upon passage.

PASSED in regular session this 13 day of May, 2021.

CITY OF PANAMA CITY BEACH

By: 

Mark Sheldon, Mayor

ATTEST:



Lynne Fasone, City Clerk

PANAMA CITY BEACH NOISE VARIANCE

**AN ORDER AUTHORIZING A NOISE VARIANCE FOR CONSTRUCTION
ACTIVITIES AT 16006 FRONT BEACH ROAD.**

WHEREAS, Killian Construction Co. ("Applicant") has requested a noise variance to facilitate early morning construction activities associated with the construction of the Embassy Suites on Front Beach Road; and

WHEREAS, the variance would enable the pouring of cement (the "Nighttime Construction Activity") during early morning and off-peak hours for vehicular traffic, which activity takes approximately 12-15 hours to conduct, and is anticipated to occur every Monday, Wednesday and Friday over a 6 week period; and

WHEREAS, section 16-90 of the City's Code of Ordinances authorizes the City Council to grant a Noise Variance for nighttime construction projects; and

WHEREAS, the Council finds that there are no single family properties in the area of the proposed construction; and

WHEREAS, the Council finds and determines that approving this variance to allow the Nighttime Construction Activity will lessen interference with and impacts to vehicular traffic on Front Beach Road that might occur if the Variance were not approved, particularly as the City enters its busy summer tourist season.

NOW THEREFORE IT IS HEREBY ORDERED that the Nighttime Construction Activity associated with the construction of the Embassy Suites may be conducted between the hours of 5am and 7am, Monday, Wednesday, and Friday, for the 6 week period beginning May 5, 2021.

The City Manager is authorized to revoke this Variance if there is a material change in any of the circumstances relied upon by the City in granting the variance.

THIS ORDER shall be effective immediately upon execution and shall terminate on June 16, 2021.

ORDERED this 13th day of May, 2021.

CITY OF PANAMA CITY BEACH

By: [Signature]
Mark Sheldon, Mayor

ATTEST:
[Signature]
Lynne Fasone, City Clerk

CC: City Manager
Chief of Police

ACCEPTED:
[Signature]
Applicant's Signature
Print Name:
Date: 5/21/2021