

RESOLUTION NO. 18-107

Resolution Of The City Council Of The City Of Emeryville Granting A Waiver From The Noise Ordinance To Arrow Sign Company On Saturday, July 21, 2018 Between The Hours Of 6:00 A.M. And 5:00 P.M. For The Installation Of Two Tanium High-Rise Signs At 2100 Powell Street (APN: 49-1495-9)

WHEREAS, on June 12, 2018, Arrow Sign Company requested a Noise Waiver for exterior work on Saturday, July 21, 2018, between the hours of 6:00 a.m. and 5:00 p.m. for crane work to facilitate the installation of two Tanium high-rise identification signs at 2100 Powell Street; and

WHEREAS, the request is being made to accommodate the use of a crane and truck loading that will limit pedestrian and vehicular traffic around 2100 Powell Street; and

WHEREAS, performing the work on Saturday will be safer and result in fewer traffic impacts due to fewer people being in the area on a weekend; and

WHEREAS, Chapter 13 of Title 5 of the Emeryville Municipal Code limits construction noise to 7:00 a.m. to 6:00 p.m. weekdays, but allows a developer or contractor to ask the City Council for a waiver of the construction noise restrictions; and

WHEREAS, the City Council of the City of Emeryville conducted a notice public hearing on July 10, 2018, to consider the applicant's request, as well as any comments received from the public; now therefore, be it

RESOLVED, that the City Council of the City of Emeryville hereby finds that the noise waiver for weekend construction work at 2100 Powell Street is exempt from the California Environmental Quality Act (CEQA) under the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, as stated in Section 15061(b)(3) of the State CEQA Guidelines, and in this instance it can be seen with certainty that there is no possibility that the noise waiver will cause a significant effect on the environment; and be it further

RESOLVED, that the City Council finds that the conditions set forth below provide adequate protection for nearby residents and businesses; and be it further

RESOLVED, that the City Council hereby approves the request for a waiver of construction noise hours for Saturday work at 2100 Powell Street with the following conditions:

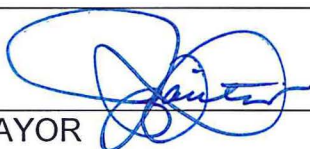
1. Work shall be allowed on Saturday, July 21, 2018 from 6:00 a.m. to 5:00 p.m. All work shall be limited to that described in the attached letter from Arrow Sign Company dated June 12, 2018, and attached hereto as Exhibit A.
2. Two signs shall be posted indicating the name and telephone number of a person to contact for concerns or complaints. This telephone must be answered by a live person during construction hours (not by voice mail or answering machine). This

person must have the authority to stop work. These signs must be clearly legible from Frontage Road.


3. The applicant shall notify all neighbors within 300 feet of the site, and the Emeryville Police, Fire and Public Works departments, prior to commencing weekend work.
4. If residents or local businesses complain, all work on the site and in the vicinity shall cease until the issue is resolved.
5. The City Council may revoke or modify this approval if the applicant fails to comply with any of these conditions of approval, or if any complaints are received and not satisfactorily resolved.

ADOPTED by the City Council of the City of Emeryville at a regular meeting held on Tuesday, July 10, 2018, by the following vote:

AYES:	<u>5</u>	Mayor Bauters, Vice Mayor Medina and Council Members Donahue, Martinez and Patz
NOES:	<u>0</u>	
ABSTAIN:	<u>0</u>	
ABSENT:	<u>0</u>	

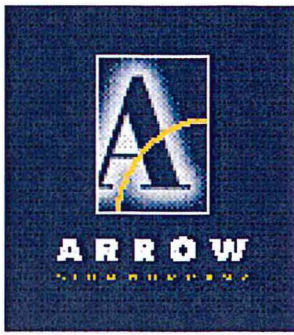

MAYOR

ATTEST:


CITY CLERK

APPROVED AS TO FORM:


CITY ATTORNEY



Corporate Headquarters
1051 46th Ave.
Oakland, CA. 94601-4436
Phone 510.533.7693
Fax 510.533.0815

Stockton
3133 North Ad Art Road
Stockton, CA 95215
Phone 209.931.5522
Fax 209.931.5844

Memorandum

Date: 06/12/2018

To: Charles S Bryant, Director of Planning and Building
1333 Park Avenue, Emeryville, CA 94608

Subject: Noise Ordinance Waiver for Construction Hours

Arrow Sign Company of Oakland has been contracted to install new signage located at 2100 Powell St. The two new Tanium signs replace the Art.com signage removed in February 2018. We are requesting a waiver for our equipment and personal to work on a Saturday during daylight hours.

There are two (2) signs on opposing elevations North and South to be installed. The North elevation sign will require an encroachment permit to partially close the right turn lane and direct this traffic temporarily around the Arrow equipment into the #1 traffic lane where they can again reenter the right turn lane before reaching the intersection. See enclosed traffic and pedestrian control plan. The South elevation sign will be installed without encroaching into the public right of way from private property. The location of the crane does not constrict traffic in or about the driveway or parking areas. Any pedestrian traffic is routed around the equipment and prevented from shortcutting across the work area.

Until confirmed by the city it is acceptable it is informally proposed that the install be scheduled for July 21st. an alternate conceivably is July 28, 2018. A non-business day, Saturday was deemed by property management to have the least impact on the personal and vehicles arriving and departing the building, the nearby Garden Hotel located 100 yards to the Southwest and other more distant neighboring business. In particular the Garden Hotel management is informally aware of the future work being proposed and to date has not raised any objection. Safety to pedestrians is upmost in our efforts and impacts where and when we place our equipment around the building. For this reason, we feel working on a Saturday being a non-business day is considered a safety requirement.

The work would begin on the North elevation sign at 6:00 A.M. by setting up the pedestrian and vehicle controls on the access road. The crane and Arrow Sign equipment would occupy the workspace beginning at 7:00 A.M. The full install is estimated take approximately 10 hours.

www.arrowsigncompany.com

State Contractors License: CA 314794, HI 24742, NV 53419,
AZ ROC274634, WA ARROWSC900NB

Exhibit A

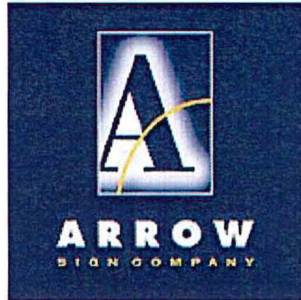
However, the North elevation install will be completed in plus or minus 5 hours and the equipment and traffic controls removed from the access road on or before the noon hour. The crane and truck will then be relocated and setup for the install of the South elevation sign. The South elevation then will take another four to five hours to install and the site will be cleared on or before 5:00 P.M.

The principal equipment on site will be a 250-ton wheeled hydraulic crane and is the main source of any construction noise from the running diesel engine. The other equipment will include a trailer. The crane is used to hold the sign in place while it is secured in place by the crew using hand tools and working from behind the sign. No personal will be lifted to the sign by the crane. All personal will have access from the building to secure the sign from the building support structure.

Thank You

A handwritten signature in blue ink, appearing to read 'RL' with a stylized flourish at the end.

Richard Luchini
Permit Manager
Arrow Sign Company
Cell Ph. (510)-715-5488
OFC. (510)-533-7693



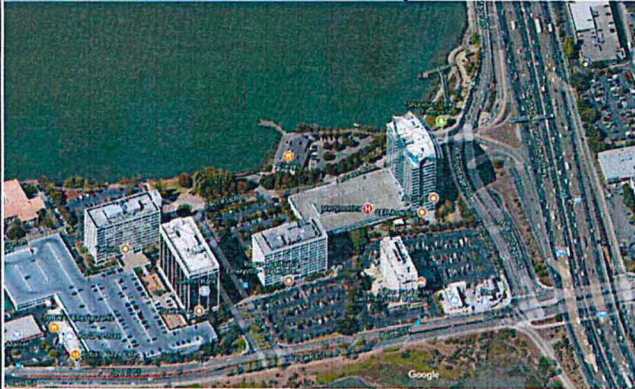
7920 CUCAMONGA AVE,
SACRAMENTO, CA 95826
tswanson@stssi.com
916-452-4855

STATEWIDE

TRAFFIC SAFETY & SIGNS

Statewide Traffic Safety & Signs ("Statewide") shall not be responsible for, and [ARROW SIGN COMPANY & THE CITY OF EMERYVILLE] shall indemnify, defend and hold harmless Statewide and its agents, representatives and employees from and against, any claims, costs, damages, liabilities, expenses, demands and losses (including attorney's fees and costs and expenses) arising out of or relating to the failure of any Traffic Control Plan applicable to Statewide's work or services to comply with any local, state, or federal rule, regulation, ordinance, or statute. [ARROW SIGN COMPANY & THE CITY OF EMERYVILLE] agree that Statewide is entitled to and will rely on the written Traffic Control Plan(s) provided to Statewide by [ARROW SIGN COMPANY & THE CITY OF EMERYVILLE] and its agents, representatives and employees in the performance of Statewide's work or services.

LOCATION MAP



GENERAL NOTES:

1. THIS PLAN SUPPLEMENTED WITH 2014 (CA MUTCD).
2. THE LOCATION OF THE SIGNS SHOWN ON THE PLAN(S) ARE GUIDELINES AND THE ACTUAL LOCATIONS WILL DEPEND UPON ALIGNMENT, GRADE, STREET INTERSECTIONS, AND THE 85TH PERCENTILE.
3. ONLY ONE SIDEWALK WILL BE CLOSED AT A TIME. PEDESTRIAN & DISABLED ACCESS TO BE MAINTAINED PER 2014 (CA MUTCD).
4. NO EQUIPMENT OR VEHICLES WILL BE STAGED IN BUFFER ZONES OR TRANSITION AREAS AT ANY TIME.
5. NOTIFY LOCAL LAW ENFORCEMENT, FIRE, AMBULANCE, AND TRANSPORTATION COMPANIES WITHIN 24 HRS BEFORE CONSTRUCTION BEGINS.
6. SIGNS AND CHANNELIZING DEVICES MUST BE RETRO REFLECTIVE OR ILLUMINATED DURING LOW VISIBILITY SITUATIONS. (1,000' MINIMUM VISIBILITY.)
7. CONTINUOUS MONITORING AND MAINTENANCE OF THE TRAFFIC CONTROL ZONE WILL BE IMPLEMENTED FOR THE PURPOSE OF MAINTAINING EMERGENCY ACCESS, PEDESTRIANS, BICYCLES, AND THE DISABLED.
8. ALL CONFLICTING MARKINGS ARE TO BE REMOVED FOR PROJECTS THAT LAST A TERM OF 3 DAYS OR LONGER.

DEVICE SPACING TABLE (CA MUTCD 2014)

POSTED SPEED	FORMULA	BUFFER SPACE	MINIMUM TAPER LENGTHS									MAXIMUM CONE SPACING		SIGN SPACING <div>1</div>	LIDG (FT) <div>1</div>
			10' OFFSET			11' OFFSET			12' OFFSET						
			L	1/2 L	1/3 L	L	1/2 L	1/3 L	L	1/2 L	1/3 L	LONG	TAPER & LIDG		
			MERGE	SHIFT	SHOULDER	MERGE	SHIFT	SHOULDER	MERGE	SHIFT	SHOULDER				
25	L=WS² 60	155'	104'	52'	35'	115'	57'	38'	125'	63'	42'	25'	13'	100' TO 200'	94'
30		200'	150'	75'	50'	165'	83'	55'	180'	90'	60'	30'	15'	120' TO 240'	113'
35		250'	204'	102'	68'	225'	112'	75'	245'	123'	82'	35'	18'	140' TO 280'	131'
40		305'	267'	133'	89'	293'	147'	98'	320'	160'	107'	40'	20'	160' TO 320'	150'
45	L=WS	360'	450'	225'	150'	495'	248'	165'	540'	270'	180'	45'	23'	360' TO 540'	169'
50		425'	500'	250'	167'	550'	275'	183'	600'	300'	200'	50'	25'	400' TO 600'	197'
55		495'	550'	275'	183'	605'	303'	202'	660'	330'	220'	50'	28'	440' TO 660'	210'
60		570'	600'	300'	200'	660'	330'	220'	720'	360'	240'	50'	30'	480' TO 720'	225'
65		645'	650'	325'	217'	715'	358'	238'	780'	390'	260'	50'	33'	520' TO 780'	244'
70		730'	700'	350'	233'	770'	385'	257'	840'	420'	280'	50'	35'	560' TO 840'	263'

LOW SPEED IS 40 MPH OR LESS
HIGH SPEED IS 45 MPH OR MORE
BOTH ARE BASED ON:
1. 85TH % TILE OR IF NOT AVAILABLE THEN USE
2. POSTED SPEED LIMIT
3. ANTICIPATED SPEED

L = TAPER LENGTH
S = SPEED
W = WIDTH (OFFSET FROM PATH OF TRAVEL)

COMPASS



ADDRESS/ JOB

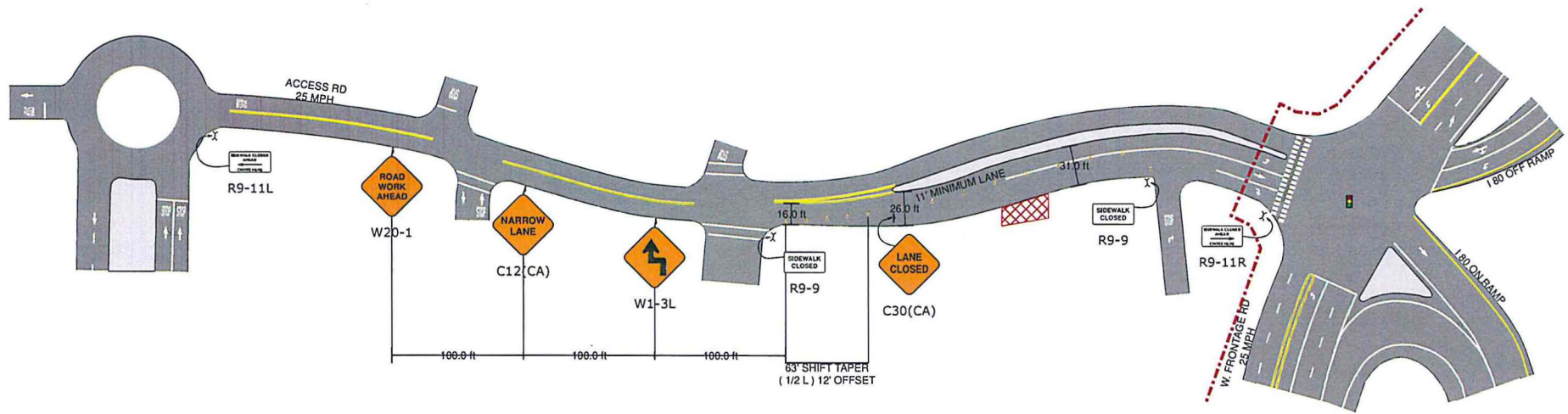
2100 POWELL ST, EMERYVILLE, CA
JOB # ART.COM

OWNER

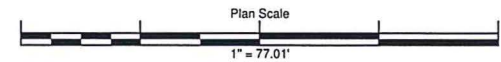
CITY OF EMERYVILLE

RECOMMENDED ADVANCED WARNING SIGN SPACING TABLE
(CA MUTCD 2014 EDITION TABLES C-1,
SEE TABLE FOR ADDITIONAL INFORMATION)

ROAD TYPE	A	B	C
URBAN (LOW SPEED) 25MPH OR LESS	100'	100'	100'
URBAN (LOW SPEED) MORE THAN 25 MPH TO 40 MPH	250'	250'	250'
URBAN (HIGH SPEED) MORE THAN 40 MPH	350'	350'	350'
RURAL	500'	500'	500'
EXPRESSWAY/FREEWAY USE 6C.04 OF 2014 MUTCD	1,000'	1,500'	2,640'



NOTE:
25' MAX CONE SPACING.
CAL TRANS ROW:



1051 46th AVE, OAKLAND, CA
CONTRACTOR



CONTACT: RICHARD LUCHINI
PHONE# 510-533-7693

CONSTRUCTION HOURS: 7:00 AM TO 4:00 PM



PLAN # 1881
DATE: 8-25-17
SHEET # 1 OF 1
JOB LOCATION:
2100 POWELL ST.
EMERYVILLE, CA

Work Area
C12(CA)
R9-11L

CONE 2 *
W1-3L

SIGN STAND
TYPE I BARRICADE

C30(CA)
R9-11R

W20-1
R9-9