

TOWN OF PALM BEACH

Information for Town Council Meeting on:

July 12, 2023

To: Mayor and Town Council

Via: Kirk Blouin, Town Manager

From: Wayne Bergman, Director of Planning, Zoning & Building

Re: Waiver of Town Code Section 42-199, For Construction Work Hour Extension
at 3300 S. Ocean Blvd.

Date: June 28, 2023

STAFF RECOMMENDATION

Staff recommends that the Town Council consider the request from Michael Markovitz, President of the Meridian Condominium, regarding an extension of construction hours in which to complete a concrete restoration project at the Meridian Condominium, 3300 S. Ocean Blvd. The request is to begin work at 8:00 am instead of waiting until 9:00 am during the summer and fall seasons.

GENERAL INFORMATION

The concrete restoration building permits were issued on July 1, 2021, and expire on November 30, 2023. Mr. Markovitz is requesting the ability to begin the concrete restoration work at 8:00 am instead of 9:00 am, as regulated by the code.

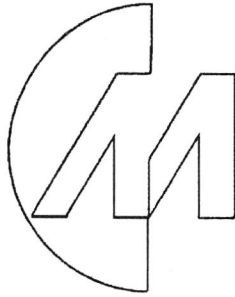
The Town Code restricts noisy work to begin no earlier than 9:00 am, as shown below. Only the Town Council can approve an exception to the work restrictions.

*"Sec. 42-199. - Hours for construction work.
Limited. Beginning on the Monday preceding Thanksgiving, and during the months of December, January, February, March and April of each year, construction work not otherwise prohibited by section 42-198 or other work resulting in noise tending to disturb the people in the vicinity thereof shall not begin until the hour of 8:00 a.m., and shall cease at the hour of 5:00 p.m., except Saturday, Sunday and observed town holidays, and the days before and after Thanksgiving, when all construction and lawn maintenance work, other than as excepted in section 42-230, is prohibited. In no event shall heavy equipment or other outdoor construction-related and lawn maintenance noise be permitted before 9:00 a.m. Beginning on May 1 until the Monday preceding Thanksgiving, work may commence at 8:00 a.m. and cease at the hour of 6:00 p.m., except Saturdays, Sundays and town observed holidays, when all construction and lawn maintenance work is restricted or prohibited. In no event shall heavy equipment or other outdoor construction-related and lawn maintenance noise be permitted before 9:00 a.m. Construction work is permissible on Saturdays from May 1 through the Monday preceding Thanksgiving, but subject to the following restrictions: work shall not begin*

until the hour of 9:00 a.m. and shall cease at the hour of 5:00 p.m.; all work must be quiet in nature and limited to indoor activity, with the exception of quiet lawn maintenance work and tree trimming); material deliveries are prohibited in all cases unless the Building Official waives such restriction due to compelling circumstances; concrete pours and concrete sawing is prohibited unless the Building Official waives such restrictions due to compelling circumstances; and the razing of buildings is prohibited, with the exception of non-mechanized debris clean-up. The permitted hours for construction work in the C-WA zoning district shall be from 8:00 a.m. until 8:00 p.m. during the months commencing May 1 and ending October 31, except Sundays and legal holidays, when all construction work is prohibited. Workers are prohibited from arriving at construction and lawn maintenance sites prior to 7:30 a.m. and are restricted from conducting any kind of site activity prior to 8:00 a.m. during the weekdays. Workers are prohibited from arriving at construction and lawn maintenance sites prior to 8:30 a.m. and are restricted from conducting any kind of site activity prior to 9:00 a.m. on Saturdays, when limited."

Staff has no objection to the request.

Attachment: Letter from Michael Markovitz, President



MERIDIAN OF PALM BEACH
CONDOMINIUM ASSOCIATION, INC.

June 27, 2023

Mr. Wayne Bergman
Head of Planning Zoning Building Department
360 South County Road
Palm Beach, Florida 33480

RE: 3300 S Ocean Blvd Summer Construction Hours

Dear Mr. Bergman:

As a result of the almost daily thunderstorms beginning in the early afternoon, our construction crew is falling behind on the total renovation of the South Building. We are trying to complete the entire concrete work this year and have been well on our way before these thunderstorms shortened the workday.

We would appreciate your considering our start time for the concrete work at 8 am instead of 9 am. We want to complete the noisy and dusty concrete work before the winter season. The earlier start time should avoid such work during the season and lessen the financial burdens to the association.

Thank you very much for entertaining this change and on behalf of our residents please know that we appreciate your hard work and dedication to the citizens of this Town.

Warm Regards,

MICHAEL MARKOVITZ

Mr. Michael Markovitz
President of the Meridian Condominium