



**CITY COUNCIL AGENDA SUBMISSION
JULY 27, 2021**

Agenda Item:

Bill #2956 – An ordinance to amend Section 500.100 Permitted Hours of Construction, being part of Chapter 500 Building Regulations of Title V Building and Construction of the Olivette Municipal Code. Second Reading.

Description:

This Bill was read for the first time, by title only, at the July 13, 2021, City Council meeting.

What is proposed?

Bill #2956 would amend Section 500.100 *Permitted Hours of Construction* to allow during a heat advisory issued by the National Weather Service construction work associated with a building permit to begin at 6:30 AM.

No other changes would be proposed. Currently under Section 500.100, *Permitted Hours of Construction*, work associated with a building permit can only be conducted between the hours of 7:00 AM to 7:00 PM, unless an emergency authorization is issued by the Director.

What is a heat advisory and who issues them?

According to the National Weather Service, a Heat Advisory is issued within 12 hours of the onset of extremely dangerous heat conditions. The general rule of thumb for this Advisory (specific to the St. Louis Metropolitan Area) is when the maximum Heat Index (HI) temperature is expected to be around 105 degrees F. Or the HI will range from 100 - 104 for at least 4 consecutive days.

The National Weather Service uses the Heat Index (HI) to compute the "apparent temperature," which is a measure of how hot it feels to people at a certain combination of temperature and humidity.

The National Weather Service (NWS) is an agency of the United States federal government that is tasked with providing weather forecasts, warnings of hazardous weather, and other weather-related products to organizations and the public for the purposes of protection, safety, and general information.

Recommended Action:

Should the City Council consider action on this item, staff recommends the following motion:

Motion to approve Bill #2956 – an ordinance to amend Section 500.100 Permitted Hours of Construction, being part of Chapter 500 Building Regulations of Title V Building and Construction of the Olivette Municipal Code.

Attachments:

1. Bill #2956.

Funding Request: None.

Submitted by:

Carlos Trejo, AICP

DEPARTMENT HEAD

**AN ORDINANCE TO AMEND SECTION 500.100 PERMITTED HOURS OF
CONSTRUCTION, BEING PART OF CHAPTER 500 BUILDING REGULATIONS OF
TITLE V BUILDING AND CONSTRUCTION OF THE OLIVETTE MUNICIPAL CODE**

WHEREAS, under Chapter 500 Building Regulations, being part of Title V Building and Construction of the Olivette Municipal Code, Division 3 General Provisions' Section 500.100 *Permitted Hours of Construction*, work authorized by a permit shall be performed between the hours of 7:00 a.m. and 7:00 p.m., Monday through Saturday, unless the permittee obtains written consent from the Building Official to do the work at an earlier or later hour. Such permission shall be granted only in case of an emergency.

WHEREAS, at the July 6, 2021, City Council Work Session, the City Council ("Council") discussed allowing earlier hours to commence construction during extreme heat conditions; and

WHEREAS, the overall consensus of the Council was to define extreme heat as a heat advisory issued by the National Weather Service for the St. Louis Metropolitan Area and to allow work authorized by a permit to begin at 6:30 AM in lieu of 7:00 AM; and

WHEREAS, the City Council, after careful and due deliberation, has determined that the proposed text amendment for work authorized by a permit to begin at 6:30 AM and cease at 7:00 PM in the event of the National Weather Service issuing a heat advisory for the St. Louis Metropolitan Area is in the interest of the public health, safety, welfare, and morals of the City of Olivette.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OLIVETTE, ST. LOUIS COUNTY,
MISSOURI, AS FOLLOWS**

SECTION 1. Section 500.100 Permitted Hours of Construction, being part of Division 3 General Provisions of Article I Building Code Regulations of Chapter 500 Building Regulations of Title Article V Building and Construction of the Olivette Municipal Code is hereby repealed and a new section is adopted in lieu as follows:

Section 500.100 Permitted Hours of Construction

- A. Work authorized by a permit shall be performed between the hours of 7:00 a.m. and 7:00 p.m., Monday through Saturday, unless the permittee obtains written consent from the Building Official to do the work at an earlier or later hour. Such permission shall be granted only in case of an emergency.
- B. In the event the National Weather Service issues a heat advisory for the St. Louis Metropolitan Area, work authorized by a permit may be performed between the hours of 6:30 AM and 7:00 PM, Monday through Saturday.

SECTION 2. If any article, section, subsection, paragraph, clause, phrase or provision of this ordinance shall be adjudged invalid or held unconstitutional, such decision shall not affect or invalidate the remaining portions of this ordinance.

SECTION 3. BE IT FURTHER ORDAINED THAT this ordinance shall become effective from and after its adoption according to law.

Passed and approved this _____ day of _____, 2021.

SYDNEY CLARK
MAYOR

ATTEST:

DENISE M. MANDLE
ACTING CITY CLERK