



City of Mukilteo, Washington  
**Notice of Approval**  
for a  
**Noise Variance**  
**Mukilteo Water & Wastewater District**

The City of Mukilteo has **APPROVED** a *Noise Variance*, VAR-ADMIN-2016-002 for nighttime work by the Mukilteo Water and Wastewater District (MWWD) under MMC 8.18, Noise Control, and WAC 173-60-050, exemptions. The purpose of the Noise Variance is to allow nighttime construction by MWWD to perform the final tie in construction on the Lift Station 10 Force Main during low flow time for approximately six (6) hours during the time period of ten (10) p.m. to four (4) a.m. on July 25, 2016.

**APPLICANT:**

Rick Matthews, Operations/Engineering Manager  
Mukilteo Water and Wastewater District  
7824 Mukilteo Speedway  
Mukilteo, WA 98275

**DESCRIPTION OF PROJECT:**

MWWD has applied for a noise variance to perform the final tie in construction on the Lift Station 10 Force Main during low flow time for improvements to the sewer system outside of the approved construction hours of seven (7) a.m. to nine (9) p.m. MWWD has requested this variance for nighttime work to allow the project to be completed in less time and with minimal community impacts. The work includes traffic control and removal of temporary steel sheets. The three (3) Downtown Lift stations will be pumped down and shut off. Vactor/Tanker trucks will begin to pump sewage from Lift Station 10, at Goat Trail Road and the Mukilteo Speedway, and transport to the sewer treatment facility. Once the force main is drained, the actual tie in work should begin at the Mukilteo Speedway and 76th Street around midnight, followed closely by the tie in work on the East shoulder of Mukilteo Speedway near Clover Lane. Traffic will be flagged and channelized during operations and lanes may be closed temporarily in some areas with flaggers directing traffic.

The Mukilteo Community Development Director may grant a variance to the construction noise regulations under Mukilteo Municipal Code (MMC) 9.46.080(B) Public Nuisances and finds the final tie in for the Lift Station 10 Force Main during low flow time to be essential to the operation of the sewer system with minimal disturbance to the community.

**LOCATION OF PROPOSAL:**

Mukilteo Speedway between 76<sup>th</sup> Street and Clover Lane

**PROJECT DECISION**

The project was reviewed for consistency with the standards and regulations of the City of Mukilteo and State of Washington Administrative Code and is hereby **APPROVED**, based on the following Findings of Fact:

## FINDINGS OF FACT

1. MWWD submitted a Noise Variance request on July 20, 2016.
2. MWWD plans to conduct work for one (1) night on June 25, 2016. Work needs to occur during nighttime hours to perform the final tie in construction on the Lift Station 10 Force Main during low flow time for improvements to the sewer system.
3. This request has been reviewed and approved under MMC 9.46.080(B), which allows the Planning Director to consider variances to the City's construction noise regulations in accordance with the requirements of WAC 173-60-080.
4. In accordance with WAC 173-60-080, the City finds that:
  - a) MWWD has requested the construction noise variance and has submitted the information necessary to review the request.
  - b) Construction activities that exceed the maximum allowable evening (9:00 p.m.-7:00 a.m. quiet period) noise level of 45 dBA include:
    - Sewage Vactor/Tanker trucks, service trucks, Komatsu 250 loader, Kubota KX121-3 mini backhoe, Takeuchi mini backhoe, SAKAI SW320 roller, CAT 312B excavator with hoe-pak, Komatsu PC 228 excavator, dump trucks, light duty trucks, pumps and generators for temporary lighting.
  - c) MWWD has requested this variance as night work will allow the project to be completed in less time and with minimal community impacts.
  - d) The noise variance is being granted for July 25, 2016.
5. MWWD has proposed and will be implementing the following mitigation measures during construction:
  - a) The contractor shall use ambient sensitive backup warning devices. The Contractor may use back-up observers in lieu of back-up warning devices for all equipment except dump trucks in compliance with WAC Chapter 296-155-610 and 296-155-615. The Contractor shall use back-up observers and back-up warning devices for dump trucks in compliance with WAC Chapter 296-155-610.
  - b) All trucks performing export hauling shall be equipped with well maintained bed liners as inspected and approved by the Engineer, or new rubber or aluminum bed liners. All tailgate banging is prohibited.
  - c) A copy of each noise variance or exemption shall be kept on the project site at all times.
  - d) All residents adjacent to the project in which nighttime activity will occur shall be notified of nighttime construction activities in advance of the start of proposed nighttime work.

Any person aggrieved by the granting of this variance may appeal the decision to the Pollution Control Hearings Board, pursuant to RCW 43.21B under the procedures of WAC 371-08.

**CONTACT PERSON:**

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Senior Planner  
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**RESPONSIBLE OFFICIAL:**

Patricia Love  
Director of Community Development  
City of Mukilteo  
11930 Cyrus Way  
Mukilteo, WA 98275  
(425) 263-8041

**DATE OF ISSUANCE:**

Wednesday, July 20, 2016

Signature:



Patricia Love  
Director of Community Development

Date:

7/20/16

PC: Applicant  
Parties of Record

Community Development Director  
Fire Chief

Permit Services Supervisor  
Permit Services Assistant

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Police Chief