



Request for City Council Committee Action from the Department of Regulatory Services

Date November 28, 2007

To CM Don Samuels, Chair, Public Safety & Regulatory Services

Subject Creating Title 3 Chapter 58 Idling; Amending Title 15 Chapters 389 Noise.

Recommendation Approve new chapter and amendments to allow for appropriate idling restrictions.

Previous Directives

Regulatory Services 5 year business plan requires review and amendment as necessary of City Ordinances enforced by the Department of Regulatory Services.

Prepared or Submitted by Thomas Frame, Environmental Engineer, 673-5807

Approved by

Lori Olson, Deputy Director, Environmental, Management & Safety

Burt Osborne, Director of Operations, Licensing and Environmental Management & Safety

Rocco Forte, Assistant City Coordinator, Regulatory Services

Permanent Review Committee (PRC) Approval _____ Not Applicable ___✓___

Policy Review Group (PRG) Approval _____ Date of Approval _____ Not Applicable ___✓___

Note: The Policy Review Group is a committee co-chaired by the City Clerk and the City Coordinator that must review all requests related to establishing or changing enterprise policies.

Presenters in Committee (name, title)

Financial Impact (Check those that apply)

- No financial impact (If checked, go directly to Background/Supporting Information).
- Action requires an appropriation increase to the Capital Budget or Operating Budget.
- Action provides increased revenue for appropriation increase.
- Action requires use of contingency or reserves.
- Business Plan: Action is within the plan. Action requires a change to plan.
- Other financial impact (Explain):
- Request provided to department's finance contact when provided to the Committee Coordinator.

Community Impact (use any categories that apply)

Neighborhood Notification

City Goals

Comprehensive Plan

Zoning Code

Other

Background/Supporting Information Attached

Recent court action determined that sections 389.100 (a) (2), 389.100 (a) (7) and 389.100 (a) (8) of Title 15, Chapter 389 Noise were unconstitutional. This action is to amend Chapter 389 to comply with the court determination in following the Regulatory Services 5 year business plan for review and updates of ordinance for errors and omissions.

Title 3, Chapter 58 Idling has been drafted to address concerns from the idling of commercial vehicles in Minneapolis. Chapter 58 is based on the EPA model idling ordinance that was developed as a result of the 2004 National Idle-Reduction Planning Conference. The model idling ordinance's purpose is to protect public health and the environment by reducing emissions and conserving fuel while maintaining adequate rest and safety for all drivers of diesel vehicles. Its application and enforcement in Minneapolis is illustrated on the following pages.